



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-3291/1

ALL:all:all

October 2007 Special Session

## SENATE BILL 1

October 15, 2007 – Introduced by COMMITTEE ON SENATE ORGANIZATION. Referred to Joint Committee on Finance.

1     **AN ACT; relating to:** state finances and appropriations, other than state finances  
2             and appropriations for operations of the Department of Transportation and  
3             programs administered by the Department of Transportation, constituting a  
4             biennial budget act of the 2007 legislature.

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*Analysis by the Legislative Reference Bureau*

### INTRODUCTION

This bill makes numerous and diverse changes to state governmental finances and programs. It contains appropriations for the 2007–2009 fiscal biennium, except for those related to the Department of Transportation.

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes, with the exception of the appropriations for the Department of Transportation, thereby setting the appropriation levels for the 2007–2009 fiscal biennium.

For additional information concerning this bill, see the Legislative Fiscal Bureau's summary document, *October 2007 Special Session Senate Bill 1, Summary of Budget Provisions*, and the Legislative Reference Bureau's drafting files, which contain separate drafts on each policy item.

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### GUIDE TO THE BILL

As is the case for all other bills, the sections of the 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 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 to which the provision relates:

- XX01 Administration.**
- XX02 Aging and Long-Term Care Board.**
- XX03 Agriculture, Trade and Consumer Protection.**
- XX04 Arts Board.**
- XX05 Building Commission.**
- XX06 Child Abuse and Neglect Prevention Board.**
- XX07 Circuit Courts.**
- XX08 Commerce.**
- XX09 Corrections.**
- XX10 Court of Appeals.**
- XX11 District Attorneys.**
- XX12 Educational Communications Board.**
- XX13 Elections Board.**
- XX14 Employee Trust Funds.**
- XX15 Employment Relations Commission.**
- XX16 Ethics Board.**
- XX17 Financial Institutions.**
- XX18 Fox River Navigational System Authority.**
- XX19 Governor.**
- XX20 Health and Educational Facilities Authority.**
- XX21 Health and Family Services.**
- XX22 Higher Educational Aids Board.**
- XX23 Historical Society.**
- XX24 Housing and Economic Development Authority.**
- XX25 Insurance.**
- XX26 Investment Board.**
- XX27 Joint Committee on Finance.**
- XX28 Judicial Commission.**
- XX29 Justice.**
- XX30 Legislature.**

- XX31 Lieutenant Governor.**
- XX32 Lower Wisconsin State Riverway Board.**
- XX33 Medical College of Wisconsin.**
- XX34 Military Affairs.**
- XX35 Natural Resources.**
- XX36 Public Defender Board.**
- XX37 Public Instruction.**
- XX38 Public Lands, Board of Commissioners of.**
- XX39 Public Service Commission.**
- XX40 Regulation and Licensing.**
- XX41 Revenue.**
- XX42 Secretary of State.**
- XX43 State Employment Relations, Office of**
- XX44 State Fair Park Board.**
- XX45 Supreme Court.**
- XX46 Technical College System.**
- XX47 Tourism.**
- XX48 Transportation.**
- XX49 Treasurer.**
- XX50 University of Wisconsin Hospitals and Clinics Authority.**
- XX51 University of Wisconsin Hospitals and Clinics Board.**
- XX52 University of Wisconsin System.**
- XX53 Veterans Affairs.**
- XX54 Workforce Development.**
- XX55 other.**

For example, for general nonstatutory provisions relating to the historical society, see SECTION 9123. 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 "55" (**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.

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.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1b.** 5.05 (5s) (c) of the statutes, as affected by 2007 Wisconsin Act 1,  
2 is amended to read:

3           5.05 (**5s**) (c) The board shall provide information from investigation and  
4 hearing records that pertains to the location of individuals and assets of individuals  
5 as requested under s. 49.22 (2m) by the department of ~~workforce development~~  
6 children and families or by a county child support agency under s. 59.53 (5).

7           **SECTION 1m.** 6.47 (1) (ag) of the statutes is amended to read:

8           6.47 (**1**) (ag) “Domestic abuse victim service provider” means an organization  
9 that is certified by the department of ~~health and family services~~ children and families  
10 as eligible to receive grants under s. ~~46.95~~ 49.165 (2) and whose name is included on  
11 the list provided by the board under s. 7.08 (10).

12           **SECTION 2.** 7.08 (10) of the statutes is amended to read:

13           7.08 (**10**) DOMESTIC ABUSE AND SEXUAL ASSAULT SERVICE PROVIDERS. Provide to  
14 each municipal clerk, on a continuous basis, the names and addresses of  
15 organizations that are certified under s. ~~46.95~~ 49.165 (4) or 165.93 (4) to provide  
16 services to victims of domestic abuse or sexual assault.

17           **SECTION 3d.** 10.53 (title) of the statutes is amended to read:

18           **10.53** (title) ~~Revisor~~ Legislative reference bureau to correct listings.

19           **SECTION 3h.** 10.53 (1g) of the statutes is amended to read:

20           10.53 (**1g**) In preparing each edition of the statutes for publication the ~~revisor~~  
21 legislative reference bureau shall, if the ~~revisor~~ bureau finds that a conflict exists

1 between the listings in ss. 10.62 to 10.82 and the substantive statutes to which those  
2 sections refer, correct the listing in this subchapter to properly reflect the intent of  
3 the substantive statute or of the act of the legislature on which the substantive  
4 statute is based.

5 **SECTION 3p.** 10.53 (1r) of the statutes is amended to read:

6 10.53 (1r) For any correction made by the ~~revisor~~ legislative reference bureau  
7 under the authority of this section, the ~~revisor~~ bureau shall prepare a note explaining  
8 the correction that shall be printed with the affected listing in this subchapter.

9 **SECTION 3t.** 10.53 (2) and (3) of the statutes are amended to read:

10 10.53 (2) If the ~~revisor~~ legislative reference bureau makes any correction under  
11 the authority of this section, the ~~revisor~~ bureau shall incorporate the change in a  
12 ~~revisor's~~ correction bill to be submitted to the legislature at its next regularly  
13 scheduled meeting.

14 (3) Whenever a new act of the legislature requires a position or person to give  
15 an election notice or to perform a specific action in connection with any election, but  
16 such act fails to create an appropriate paragraph for inclusion within the listings in  
17 this subchapter, the ~~revisor~~ legislative reference bureau shall create and print the  
18 appropriate paragraph in compliance with this section.

19 **SECTION 3w.** 13.094 of the statutes is repealed.

20 **SECTION 5.** 13.101 (6) (a) of the statutes is amended to read:

21 13.101 (6) (a) As an emergency measure necessitated by decreased state  
22 revenues and to prevent the necessity for a state tax on general property, the  
23 committee may reduce any appropriation made to any board, commission,  
24 department, or the University of Wisconsin System, or to any other state agency or  
25 activity, by such amount as it deems feasible, not exceeding 25% of the

1 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and  
2 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),  
3 (aq), (ar), and (au), 20.435 (6) (a) and (7) (da), and ~~20.445 (3)~~ 20.437 (2) (a) and (dz)  
4 or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any  
5 county, city, village, town, or school district. Appropriations of receipts and of a sum  
6 sufficient shall for the purposes of this section be regarded as equivalent to the  
7 amounts expended under such appropriations in the prior fiscal year which ended  
8 June 30. All functions of said state agencies shall be continued in an efficient  
9 manner, but because of the uncertainties of the existing situation no public funds  
10 should be expended or obligations incurred unless there shall be adequate revenues  
11 to meet the expenditures therefor. For such reason the committee may make  
12 reductions of such appropriations as in its judgment will secure sound financial  
13 operations of the administration for said state agencies and at the same time  
14 interfere least with their services and activities.

15 **SECTION 5d.** 13.101 (18) of the statutes is created to read:

16 13.101 (18) Notwithstanding sub. (4), the committee may not transfer moneys  
17 from the appropriation accounts under s. 20.435 (4) (xc) and (xd) to another  
18 appropriation account.

19 **SECTION 7b.** 13.172 (1) of the statutes is amended to read:

20 13.172 (1) In this section, “agency” means an office, department, agency,  
21 institution of higher education, association, society, or other body in state  
22 government created or authorized to be created by the constitution or any law, that  
23 is entitled to expend moneys appropriated by law, including the legislature and the  
24 courts, and any authority created in subch. II of ch. 114 or subch. III of ch. 149 or in  
25 ch. 231, 233, ~~or 234,~~ or 279.

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

2           13.48 (14) (a) In this subsection, “agency” has the meaning given for “state  
3           agency” in s. 20.001 (1), except that during the period prior to July 1, 2007, and the  
4           period beginning on the effective date of this paragraph ... [revisor inserts date], and  
5           ending on June 30, 2009, the term does not include the Board of Regents of the  
6           University of Wisconsin System.

7           **SECTION 9c.** 13.48 (31) (a) of the statutes is amended to read:

8           13.48 (31) (a) The legislature finds and determines that it is in the public  
9           interest to promote the public health and welfare and to provide for economic  
10          development in this state by ensuring a fundamental and expanding capacity to  
11          conduct biomedical research and to create new technologies; by training students in  
12          the substance and methodology of biomedical research; and by providing scientific  
13          support to individuals and organizations in this state who are engaged in biomedical  
14          research and technological innovation. It is therefore the public policy of this state  
15          to assist the Medical College of Wisconsin, Inc., in the construction of and installation  
16          of equipment at facilities that will be used for biomedical research and the creation  
17          of new technologies.

18          **SECTION 9e.** 13.48 (31) (b) of the statutes is amended to read:

19          13.48 (31) (b) On or after July 1, 2003, the building commission may authorize  
20          up to ~~\$25,000,000~~ \$35,000,000 of general fund supported borrowing to aid in the  
21          construction of and installation of equipment at a biomedical research and  
22          technology incubator at the Medical College of Wisconsin, Inc. The state funding  
23          commitment for the construction of and installation of equipment at the incubator  
24          shall be in the form of a ~~construction~~ grant to the Medical College of Wisconsin, Inc.  
25          Before the building commission may award the ~~construction~~ grant under this

1 paragraph, the Medical College of Wisconsin, Inc., must certify to the building  
2 commission that the total funding commitments of the state and nonstate sources  
3 will pay for the construction cost of and the cost of installation of equipment at the  
4 incubator.

5 **SECTION 9h.** 13.48 (31) (c) (intro.) of the statutes is amended to read:

6 13.48 (31) (c) (intro.) If the building commission awards a ~~construction~~ grant  
7 to the Medical College of Wisconsin, Inc., under this subsection, the Medical College  
8 of Wisconsin, Inc., shall provide the state with an option to purchase the biomedical  
9 research and technology incubator under the following conditions:

10 **SECTION 9n.** 13.48 (31) (d) of the statutes is amended to read:

11 13.48 (31) (d) If the state does not exercise the option to purchase the  
12 biomedical research and technology incubator under par. (c), and if the incubator is  
13 sold to any 3rd party, any agreement to sell the incubator shall provide that the state  
14 has the right to receive an amount equal to the ~~construction~~ grants awarded to the  
15 Medical College of Wisconsin, Inc., under this subsection from the net proceeds of any  
16 such sale after any mortgage on the incubator has been satisfied and all other  
17 secured debts have been paid. This right shall be paramount to the right of the  
18 Medical College of Wisconsin, Inc., to the proceeds upon such sale.

19 **SECTION 9nb.** 13.48 (32r) of the statutes is repealed.

20 **SECTION 9nd.** 13.48 (36) of the statutes is created to read:

21 13.48 (36) HMONG CULTURAL CENTERS. (a) The legislature finds and determines  
22 that a significant number of Hmong people are citizens of this state, that the Hmong  
23 people have a proud heritage that needs to be recognized and preserved, and that the  
24 Hmong people have experienced difficulties assimilating in this state. The  
25 legislature finds that supporting the Hmong people in their efforts to recognize their



1 heritage and to realize the full advantages of citizenship in this state is a statewide  
2 responsibility of statewide dimension. Because it will better ensure that the heritage  
3 of the Hmong people is preserved and will better enable the Hmong people to realize  
4 the full advantages of citizenship in this state, the legislature finds that it will have  
5 a direct and immediate effect on a matter of statewide concern for the state to  
6 facilitate the purchase or construction and operation of Hmong cultural centers.

7 (b) 1. The building commission may authorize up to \$2,000,000 in general fund  
8 supported borrowing to make a grant to an organization designated by the secretary  
9 of administration that represents the cultural interests of Hmong people for  
10 purchase or construction of a Hmong cultural center in Dane County. Before  
11 approving any state funding commitment for the purchase or construction of the  
12 center and before awarding the grant, the building commission shall determine that  
13 the organization has secured additional funding commitments of at least \$2,500,000  
14 from nonstate revenue sources for purchase or construction of the center. Before  
15 awarding the grant, the organization shall submit to the building commission and  
16 the commission shall review and approve an initial budget and business plan for the  
17 operation of the center that is acceptable to the commission. As a condition of  
18 receiving the grant, the organization must enter into an agreement with the  
19 secretary guaranteeing that the center will be operated to serve the nonsectarian  
20 cultural interests of the Hmong people.

21 2. If, for any reason, the facility that is purchased or constructed with funds  
22 from the grant under subd. 1. is not used as a Hmong cultural center in Dane County,  
23 or the center is not operated to serve the nonsectarian cultural interests of the  
24 Hmong people, the state shall retain an ownership interest in the facility equal to the  
25 amount of the state's grant.

1 (c) 1. The building commission may authorize up to \$250,000 in general fund  
2 supported borrowing to make a grant to an organization designated by the secretary  
3 of administration that represents the cultural interests of Hmong people for  
4 purchase or construction of a Hmong cultural center in La Crosse County. Before  
5 awarding the grant, the organization shall submit to the building commission and  
6 the commission shall review and approve an initial budget and business plan for the  
7 operation of the center that is acceptable to the commission. As a condition of  
8 receiving the grant, the organization must enter into an agreement with the  
9 secretary guaranteeing that the center will be operated to serve the nonsectarian  
10 cultural interests of the Hmong people.

11 2. If, for any reason, the facility that is purchased or constructed with funds  
12 from the grant under subd. 1. is not used as a Hmong cultural center in La Crosse  
13 County, or the center is not operated to serve the nonsectarian cultural interests of  
14 the Hmong people, the state shall retain an ownership interest in the facility equal  
15 to the amount of the state's grant.

16 **SECTION 9nf.** 13.48 (36p) of the statutes is created to read:

17 13.48 (36p) BOND HEALTH CENTER. (a) The legislature finds and determines  
18 that improving the health of the citizens of this state and increasing access to health  
19 care in this state is a statewide responsibility of statewide dimension. In addition,  
20 the legislature finds and determines that the Bond Health Center in the city of  
21 Oconto plays a vital role in improving the health of the citizens of this state and is  
22 a quality health care facility. The legislature, therefore, finds and determines that  
23 assisting the Bond Health Center in the city of Oconto in expanding a health care  
24 facility will have a direct and immediate effect on this state responsibility of  
25 statewide dimension.

1 (b) The building commission may authorize up to \$1,000,000 in general fund  
2 supported borrowing to make a grant to the Bond Health Center in the city of Oconto  
3 for construction costs related to hospital expansion. Before approving any state  
4 funding commitment for construction costs relating to the hospital expansion and  
5 before awarding the grant, the building commission shall determine that the Bond  
6 Health Center has secured all necessary additional funding commitments from  
7 nonstate revenue sources for the expansion.

8 (c) If, for any reason, the facility that is expanded with funds from the grant  
9 under par. (b) is not used as a hospital, the state shall retain an ownership interest  
10 in the facility equal to the amount of the state's grant.

11 **SECTION 9nx.** 13.48 (38) of the statutes is created to read:

12 13.48 (38) CIVIL WAR EXHIBIT AT THE KENOSHA PUBLIC MUSEUMS. (a) The  
13 legislature finds and determines that the Civil War was an event of unequalled  
14 importance in the historical development of the United States; that Wisconsin  
15 citizens fought bravely and valiantly in assisting the Union to achieve victory in the  
16 Civil War; and that the study of the Civil War will deepen our understanding and  
17 appreciation of the history of the United States and of Wisconsin. It is therefore in  
18 the public interest, and it is the public policy of this state, to assist the Kenosha  
19 Public Museums in the construction of facilities that will be used for a Civil War  
20 exhibit.

21 (b) The building commission may authorize up to \$500,000 in general fund  
22 supported borrowing to aid in the construction of a Civil War exhibit as part of the  
23 Kenosha Public Museums in the city of Kenosha. The state funding commitment  
24 shall be in the form of a grant to the Kenosha Public Museums. Before approving any  
25 such state funding commitment and before awarding the construction grant, the

1 building commission shall determine that the Kenosha Public Museums has secured  
2 additional funding at least equal to \$2,000,000 from nonstate donations for the  
3 purpose of constructing a Civil War exhibit.

4 (c) If the building commission authorizes a grant to the Kenosha Public  
5 Museums under par. (b) and if, for any reason, the facility that is constructed with  
6 funds from the grant is not used as a Civil War exhibit, the state shall retain an  
7 ownership interest in the facility equal to the amount of the state's grant.

8 **SECTION 9p.** 13.53 (2) (intro.) of the statutes is amended to read:

9 13.53 (2) RESPONSIBILITIES. (intro.) The joint legislative audit committee shall  
10 have advisory responsibilities for the legislative audit bureau. The committee's  
11 responsibility is subject to general supervision of the joint committee on legislative  
12 organization. If the joint committee on information policy and technology is not  
13 organized, the joint legislative audit committee shall assume the responsibilities  
14 assigned to the joint committee on information policy and technology under ss. 13.58  
15 (5) (b) 5. and 6., 16.971 (2) (Lg), 16.973 (10) to (16), and 36.59. The joint legislative  
16 audit committee may:

17 **SECTION 9q.** 13.55 (1) (a) 1. (intro.) of the statutes is amended to read:

18 13.55 (1) (a) 1. (intro.) There is created a ~~9-member~~ an 8-member commission  
19 on uniform state laws to advise the legislature with regard to uniform laws and  
20 model laws. Except as provided under par. (b), the commission shall consist of all of  
21 the following:

22 **SECTION 9r.** 13.55 (1) (a) 1. c. of the statutes is repealed.

23 **SECTION 9rg.** 13.58 (5) (b) 5. of the statutes is created to read:

24 13.58 (5) (b) 5. Review any executive branch information technology project  
25 identified in a report submitted to the committee by the department of

1 administration under s. 16.973 (15) to determine whether the project should be  
2 continued or implemented. The committee may forward any recommendations  
3 regarding the project to the governor and to the legislature under s. 13.172 (2).

4 **SECTION 9rk.** 13.58 (5) (b) 6. of the statutes is created to read:

5 13.58 (5) (b) 6. Review any University of Wisconsin System, institution, or  
6 college campus information technology project identified in a report submitted to the  
7 committee by the Board of Regents under s. 36.59 (7) to determine whether the  
8 project should be continued or implemented. The committee may forward any  
9 recommendations regarding the project to the governor and to the legislature under  
10 s. 13.172 (2).

11 **SECTION 10b.** 13.62 (2) of the statutes is amended to read:

12 13.62 (2) "Agency" means any board, commission, department, office, society,  
13 institution of higher education, council, or committee in the state government, or any  
14 authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 232, 233,  
15 234, ~~or 237, or 279~~, except that the term does not include a council or committee of  
16 the legislature.

17 **SECTION 11.** 13.63 (1) (am) of the statutes is amended to read:

18 13.63 (1) (am) If an individual who applies for a license under this section does  
19 not have a social security number, the individual, as a condition of obtaining that  
20 license, shall submit a statement made or subscribed under oath or affirmation to the  
21 board that the individual does not have a social security number. The form of the  
22 statement shall be prescribed by the department of ~~workforce development~~ children  
23 and families. A license issued in reliance upon a false statement submitted under  
24 this paragraph is invalid.

25 **SECTION 12.** 13.63 (1) (b) of the statutes is amended to read:

1           13.63 (1) (b) Except as provided under par. (am), the board shall not issue a  
2 license to an applicant who does not provide his or her social security number. The  
3 board shall not issue a license to an applicant or shall revoke any license issued to  
4 a lobbyist if the department of revenue certifies to the board that the applicant or  
5 lobbyist is liable for delinquent taxes under s. 73.0301. The board shall refuse to  
6 issue a license or shall suspend any existing license for failure of an applicant or  
7 licensee to pay court-ordered payments of child or family support, maintenance,  
8 birth expenses, medical expenses or other expenses related to the support of a child  
9 or former spouse or failure of an applicant or licensee to comply, after appropriate  
10 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
11 development children and families or a county child support agency under s. 59.53  
12 (5) and related to paternity or child support proceedings, as provided in a  
13 memorandum of understanding entered into under s. 49.857. No application may  
14 be disapproved by the board except an application for a license by a person who is  
15 ineligible for licensure under this subsection or s. 13.69 (4) or an application by a  
16 lobbyist whose license has been revoked under this subsection or s. 13.69 (7) and only  
17 for the period of such ineligibility or revocation.

18           **SECTION 13.** 13.64 (2) of the statutes is amended to read:

19           13.64 (2) The registration shall expire on December 31 of each even-numbered  
20 year. Except as provided in sub. (2m), the board shall refuse to accept a registration  
21 statement filed by an individual who does not provide his or her social security  
22 number. The board shall refuse to accept a registration statement filed by an  
23 individual or shall suspend any existing registration of an individual for failure of  
24 the individual or registrant to pay court-ordered payments of child or family  
25 support, maintenance, birth expenses, medical expenses or other expenses related

1 to the support of a child or former spouse or failure of the individual or registrant to  
2 comply, after appropriate notice, with a subpoena or warrant issued by the  
3 department of ~~workforce development~~ children and families or a county child  
4 support agency under s. 59.53 (5) and related to paternity or child support  
5 proceeding, as provided in a memorandum of understanding entered into under s.  
6 49.857. If all lobbying by or on behalf of the principal which is not exempt under s.  
7 13.621 ceases, the board shall terminate the principal's registration and any  
8 authorizations under s. 13.65 as of the day after the principal files a statement of  
9 cessation and expense statements under s. 13.68 for the period covering all dates on  
10 which the principal was registered. Refusal to accept a registration statement or  
11 suspension of an existing registration pursuant to a memorandum of understanding  
12 under s. 49.857 is not subject to review under ch. 227.

13 **SECTION 14.** 13.64 (2m) of the statutes is amended to read:

14 13.64 (2m) If an individual who applies for registration under this section does  
15 not have a social security number, the individual, as a condition of obtaining  
16 registration, shall submit a statement made or subscribed under oath or affirmation  
17 to the board that the individual does not have a social security number. The form of  
18 the statement shall be prescribed by the department of ~~workforce development~~  
19 children and families. A registration accepted in reliance upon a false statement  
20 submitted under this subsection is invalid.

21 **SECTION 14d.** 13.83 (1) (c) 1. of the statutes is amended to read:

22 13.83 (1) (c) 1. Consider decisions and opinions referred to it by the ~~revisor of~~  
23 ~~statutes~~ legislative reference bureau under s. ~~13.93 (2) (d)~~ 13.92 (2) (j) to determine  
24 whether revisions are needed in the statutes or session laws.

25 **SECTION 14h.** 13.83 (1) (c) 2. of the statutes is amended to read:

1           13.83 (1) (c) 2. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
2 reference bureau under s. ~~13.93 (2) (j)~~ 13.92 (2) (L).

3           **SECTION 14p.** 13.83 (1) (c) 3. of the statutes is amended to read:

4           13.83 (1) (c) 3. Consider bills referred to it by the ~~revisor of statutes~~ legislative  
5 reference bureau under s. ~~13.93 (1) and (2) (e)~~ 13.92 (1) (bm) and (2) (i).

6           **SECTION 14t.** 13.83 (1) (g) 3. of the statutes is amended to read:

7           13.83 (1) (g) 3. Supply the ~~revisor of statutes~~ legislative reference bureau with  
8 the texts of and information relating to the parties to interstate agreements to which  
9 this state is a party.

10          **SECTION 15.** 13.83 (3) (f) (intro.) of the statutes is amended to read:

11          13.83 (3) (f) (intro.) The special committee shall be assisted by a technical  
12 advisory committee composed of ~~7~~ 8 members representing the following:

13          **SECTION 16.** 13.83 (3) (f) 2m. of the statutes is created to read:

14          13.83 (3) (f) 2m. The department of children and families.

15          **SECTION 17.** 13.83 (4) (a) 9. of the statutes is repealed.

16          **SECTION 17a.** 13.83 (4) (am) of the statutes is created to read:

17          13.83 (4) (am) The special committee shall advise the department of children  
18 and families regarding the administration of the programs administered by that  
19 department.

20          **SECTION 17be.** 13.90 (1) (intro.) of the statutes is amended to read:

21          13.90 (1) (intro.) The joint committee on legislative organization shall be the  
22 policy-making board for the legislative reference bureau, ~~the revisor of statutes~~  
23 ~~bureau~~, the legislative fiscal bureau, the legislative audit bureau and the legislative  
24 technology services bureau. The committee shall:

25          **SECTION 17br.** 13.90 (1m) (a) of the statutes is amended to read:



1           13.90 **(1m)** (a) In this subsection, “legislative service agency” means the  
2 legislative council staff, the legislative audit bureau, the legislative fiscal bureau,  
3 the legislative reference bureau, ~~the revisor of statutes bureau~~ and the legislative  
4 technology services bureau.

5           **SECTION 17dr.** 13.92 (1) (b) 5. of the statutes is amended to read:

6           13.92 **(1)** (b) 5. ~~In cooperation with the revisor of statutes, prepare~~ Prepare a  
7 biennial list of numerical cross-references in the statutes to other parts of the  
8 statutes.

9           **SECTION 17fe.** 13.92 (2) (g) of the statutes is repealed.

10          **SECTION 17fh.** 13.92 (3) of the statutes is renumbered 13.92 (3) (a).

11          **SECTION 17fm.** 13.92 (3) (b) of the statutes is created to read:

12          13.92 **(3)** (b) Notwithstanding s. 230.08 (2) (fc), those employees holding  
13 positions in the classified service at the revisor of statutes bureau on the effective  
14 date of this paragraph .... [revisor inserts date], who have achieved permanent status  
15 in class before that date, if they become employed by the legislative reference bureau  
16 under 2007 Wisconsin Act .... (this act), section 9130 (1f) (d) 1. or 2., shall retain, while  
17 serving in the unclassified service at the legislative reference bureau, those  
18 protections afforded employees in the classified service under ss. 230.34 (1) (a) and  
19 230.44 (1) (c) relating to demotion, suspension, discharge, layoff, or reduction in base  
20 pay. Each such employee shall also have reinstatement privileges to the classified  
21 service as provided under s. 230.31 (1) and any other reinstatement privileges or  
22 restoration rights provided under an applicable collective bargaining agreement  
23 under subch. V of ch. 111 covering the employee on the effective date of this  
24 paragraph .... [revisor inserts date].

25          **SECTION 17fr.** 13.93 (intro.) of the statutes is repealed.

1           **SECTION 17he.** 13.93 (1) of the statutes is renumbered 13.92 (1) (bm), and 13.92  
2 (1) (bm) (intro.), 2. and 13. (intro.), as renumbered, are amended to read:

3           13.92 (1) (bm) *Duties of the bureau* Revision of statutes. (intro.) The revisor  
4 of statutes legislative reference bureau shall prepare copy for the biennial Wisconsin  
5 statutes, and for this purpose it:

6           2. May renumber any chapter or section of the statutes for the purpose of  
7 revision, and shall change reference numbers to agree with any renumbered chapter  
8 or section. Where the term “preceding section” or similar expressions are used in the  
9 statutes the revisor of statutes bureau may change the same by inserting the proper  
10 section or chapter reference.

11           13. (intro.) Shall, whenever any statute is affected by any act of the legislature,  
12 and may, at the revisor’s bureau’s discretion, ensure that the statutory language does  
13 not discriminate on the basis of sex by making the following corrections, which shall  
14 have no substantive effect:

15           **SECTION 17hr.** 13.93 (1m) of the statutes is repealed.

16           **SECTION 17je.** 13.93 (2) (intro.) of the statutes is repealed.

17           **SECTION 17jr.** 13.93 (2) (a) of the statutes is repealed.

18           **SECTION 17Le.** 13.93 (2) (b) of the statutes is repealed.

19           **SECTION 17Lr.** 13.93 (2) (c) of the statutes is renumbered 13.92 (2) (i) and  
20 amended to read:

21           13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. In preparing  
22 each edition, if 2 or more acts of a legislative session affect the same statutory unit  
23 without taking cognizance of the effect thereon of the other acts and if the revisor  
24 chief finds that there is no mutual inconsistency in the changes made by each such  
25 act, the revisor chief shall incorporate the changes made by each act into the text of

1 the statutory unit and document the incorporation in a note to the section. For each  
2 such incorporation, the revisor chief shall include in a correction bill a provision  
3 formally validating the incorporation. Section 990.07 is not affected by printing  
4 decisions made by the revisor chief under this paragraph.

5 **SECTION 17ne.** 13.93 (2) (d) of the statutes is renumbered 13.92 (2) (j).

6 **SECTION 17nr.** 13.93 (2) (e) of the statutes is renumbered 13.92 (2) (jm) and  
7 amended to read:

8 13.92 (2) (jm) Attend all scheduled meetings and serve as the nonvoting  
9 secretary of the committee for review of administrative rules under s. 13.56. The  
10 chief of the legislative reference bureau may designate an employee to perform the  
11 duties under this paragraph.

12 **SECTION 17pe.** 13.93 (2) (f) of the statutes is repealed.

13 **SECTION 17pr.** 13.93 (2) (g) of the statutes is repealed.

14 **SECTION 17re.** 13.93 (2) (h) of the statutes is renumbered 13.92 (2) (k).

15 **SECTION 17rr.** 13.93 (2) (i) of the statutes is repealed.

16 **SECTION 17te.** 13.93 (2) (j) of the statutes is renumbered 13.92 (2) (L) and  
17 amended to read:

18 13.92 (2) (L) In cooperation with the law revision committee, systematically  
19 examine and identify for revision by the legislature the statutes and session laws to  
20 eliminate defects, anachronisms, conflicts, ambiguities, and unconstitutional or  
21 obsolete provisions. The revisor chief shall prepare and, at each session of the  
22 legislature, present to the law revision committee bills that eliminate identified  
23 defects, anachronisms, conflicts, ambiguities, and unconstitutional or obsolete  
24 provisions. These bills may include minor substantive changes in the statutes and  
25 session laws necessary to accomplish the purposes of this paragraph. The revisor

1 chief may resubmit to the law revision committee in subsequent sessions of the  
2 legislature any bill prepared under this paragraph that was not enacted.

3 **SECTION 17tr.** 13.93 (2) (k) of the statutes is repealed.

4 **SECTION 17ve.** 13.93 (2m) of the statutes is renumbered 13.92 (4), and 13.92  
5 (4) (title), (a), (b) (intro.), (c), (d), (e) and (f), as renumbered, are amended to read:

6 13.92 (4) (title) ~~DUTIES OF REVISOR AND BUREAU~~; WISCONSIN ADMINISTRATIVE CODE.

7 (a) ~~The revisor of statutes bureau~~ legislative reference bureau shall prepare copy for  
8 publication in the Wisconsin administrative code.

9 (b) (intro.) ~~The revisor of statutes bureau~~ legislative reference bureau may do  
10 any of the following:

11 (c) ~~The revisor of statutes bureau~~ legislative reference bureau may insert in the  
12 Wisconsin administrative code a note explaining any change made under par. (b).

13 (d) Sections 227.114, 227.116, 227.135 and 227.14 to 227.24 do not apply to any  
14 change made by the ~~revisor of statutes bureau~~ legislative reference bureau under  
15 par. (b).

16 (e) ~~The revisor of statutes bureau~~ legislative reference bureau shall prepare  
17 and keep on file a record of each change made under par. (b).

18 (f) ~~The revisor of statutes bureau~~ legislative reference bureau shall notify the  
19 agency involved of each change made under par. (b).

20 **SECTION 17vr.** 13.93 (3) (intro.) of the statutes is renumbered 13.92 (2m)  
21 (intro.) and amended to read:

22 13.92 (2m) PRINTING COSTS. (intro.) Payments for the following costs shall be  
23 administered by the ~~revisor of statutes~~ legislative reference bureau:

24 **SECTION 17we.** 13.93 (3) (a) of the statutes is renumbered 13.92 (2m) (a).

25 **SECTION 17wr.** 13.93 (3) (b) of the statutes is renumbered 13.92 (2m) (b).

1           **SECTION 17xe.** 13.93 (3) (c) of the statutes is renumbered 13.92 (2m) (c).

2           **SECTION 17xr.** 13.93 (3) (d) of the statutes is renumbered 13.92 (2m) (d).

3           **SECTION 18.** 13.94 (4) (a) 1. of the statutes is amended to read:

4           13.94 (4) (a) 1. Every state department, board, examining board, affiliated  
5           credentialing board, commission, independent agency, council or office in the  
6           executive branch of state government; all bodies created by the legislature in the  
7           legislative or judicial branch of state government; any public body corporate and  
8           politic created by the legislature including specifically the Fox River Navigational  
9           System Authority, the Lower Fox River Remediation Authority, and the Wisconsin  
10          Aerospace Authority, a professional baseball park district, a local professional  
11          football stadium district, a local cultural arts district and a family long-term care  
12          district under s. 46.2895; every Wisconsin works agency under subch. III of ch. 49;  
13          every provider of medical assistance under subch. IV of ch. 49; technical college  
14          district boards; development zones designated under s. 560.71; every county  
15          department under s. 51.42 or 51.437; every nonprofit corporation or cooperative or  
16          unincorporated cooperative association to which moneys are specifically  
17          appropriated by state law; and every corporation, institution, association or other  
18          organization which receives more than 50% of its annual budget from appropriations  
19          made by state law, including subgrantee or subcontractor recipients of such funds.

20          **SECTION 19.** 13.94 (4) (b) of the statutes is amended to read:

21          13.94 (4) (b) In performing audits of family long-term care districts under s.  
22          46.2895, Wisconsin works agencies under subch. III of ch. 49, providers of medical  
23          assistance under subch. IV of ch. 49, corporations, institutions, associations, or other  
24          organizations, and their subgrantees or subcontractors, the legislative audit bureau  
25          shall audit only the records and operations of such providers and organizations

1 which pertain to the receipt, disbursement or other handling of appropriations made  
2 by state law.

3 **SECTION 20b.** 13.95 (intro.) of the statutes is amended to read:

4 **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be  
5 known as the “Legislative Fiscal Bureau” headed by a director. The fiscal bureau  
6 shall be strictly nonpartisan and shall at all times observe the confidential nature  
7 of the research requests received by it; however, with the prior approval of the  
8 requester in each instance, the bureau may duplicate the results of its research for  
9 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director’s  
10 designated employees shall at all times, with or without notice, have access to all  
11 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the  
12 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
13 the Lower Fox River Remediation Authority, and the Fox River Navigational System  
14 Authority, and to any books, records, or other documents maintained by such  
15 agencies or authorities and relating to their expenditures, revenues, operations, and  
16 structure.

17 **SECTION 21.** 14.18 of the statutes is amended to read:

18 **14.18 Assistance from department of ~~workforce development~~ children**  
19 **and families.** The governor may enter into a cooperative arrangement with the  
20 department of ~~workforce development~~ children and families under which the  
21 department assists the governor in providing temporary assistance for needy  
22 families under 42 USC 601 et. seq.

23 **SECTION 22.** 14.83 of the statutes is amended to read:

24 **14.83 Interstate insurance receivership commission.** There is created an  
25 interstate insurance receivership commission as specified in s. 601.59 (3). The

1 member of the commission representing this state shall be the commissioner of  
2 insurance or his or her designated representative. The commission member shall  
3 serve without compensation but shall be reimbursed from the appropriation under  
4 s. 20.145 (1) (g) 1. for actual and necessary expenses incurred in the performance of  
5 his or her duties. The commission has the powers and duties granted and imposed  
6 under s. 601.59.

7 **SECTION 23.** 14.90 (3) of the statutes is repealed.

8 **SECTION 24.** 15.01 (2) of the statutes is amended to read:

9 15.01 (2) "Commission" means a 3-member governing body in charge of a  
10 department or independent agency or of a division or other subunit within a  
11 department, except for the Wisconsin waterways commission which shall consist of  
12 5 members and the parole earned release review commission which shall consist of  
13 8 members. A Wisconsin group created for participation in a continuing interstate  
14 body, or the interstate body itself, shall be known as a "commission", but is not a  
15 commission for purposes of s. 15.06. The parole earned release review commission  
16 created under s. 15.145 (1) shall be known as a "commission", but is not a commission  
17 for purposes of s. 15.06. ~~The sentencing commission created under s. 15.105 (27)~~  
18 ~~shall be known as a "commission" but is not a commission for purposes of s. 15.06 (1)~~  
19 ~~to (4m), (7), and (9).~~

20 **SECTION 25.** 15.01 (6) of the statutes is amended to read:

21 15.01 (6) "Division," "bureau," "section" and "unit" means the subunits of a  
22 department or an independent agency, whether specifically created by law or created  
23 by the head of the department or the independent agency for the more economic and  
24 efficient administration and operation of the programs assigned to the department  
25 or independent agency. The office of justice assistance in the department of

1 administration, the office of energy independence in the department of  
2 administration, the office of the Wisconsin Covenant Scholars Program in the  
3 department of administration, and the office of credit unions in the department of  
4 financial institutions have the meaning of “division” under this subsection. The  
5 office of the long-term care ombudsman under the board on aging and long-term  
6 care and the office of educational accountability in the department of public  
7 instruction have the meaning of “bureau” under this subsection.

8 **SECTION 26.** 15.02 (3) (c) 1. of the statutes is amended to read:

9 15.02 (3) (c) 1. The principal subunit of the department is the “division”. Each  
10 division shall be headed by an “administrator”. The office of justice assistance in the  
11 department of administration, the office of the Wisconsin Covenant Scholars  
12 Program in the department of administration, and the office of credit unions in the  
13 department of financial institutions have the meaning of “division” and the executive  
14 staff director of the office of justice assistance in the department of administration,  
15 the director of the office of the Wisconsin Covenant Scholars Program in the  
16 department of administration, and the director of credit unions have the meaning of  
17 “administrator” under this subdivision.

18 **SECTION 28.** 15.06 (6) of the statutes is amended to read:

19 15.06 (6) QUORUM. A majority of the membership of a commission constitutes  
20 a quorum to do business, except that vacancies shall not prevent a commission from  
21 doing business. This subsection does not apply to the parole earned release review  
22 commission.

23 **SECTION 28e.** 15.07 (1) (a) 5m. of the statutes is created to read:

24 15.07 (1) (a) 5m. Members of the University of Wisconsin Hospitals and Clinics  
25 Board appointed under s. 15.96 (1) (ag) shall be appointed as provided in that section.



1           **SECTION 28m.** 15.07 (1) (a) 6. of the statutes is amended to read:

2           15.07 (1) (a) 6. Members of the University of Wisconsin Hospitals and Clinics  
3 Board appointed under s. 15.96 (8) (1) (h) shall be appointed by the governor without  
4 senate confirmation.

5           **SECTION 30.** 15.07 (2) (n) of the statutes is created to read:

6           15.07 (2) (n) The member appointed under s. 15.345 (6) (a) shall serve as  
7 chairperson of the managed forest land board.

8           **SECTION 30c.** 15.07 (4) of the statutes is amended to read:

9           15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
10 quorum to do business and, unless a more restrictive provision is adopted by the  
11 board, a majority of a quorum may act in any matter within the jurisdiction of the  
12 board. This subsection does not apply to actions of the University of Wisconsin  
13 Hospitals and Clinics Board, the ethics board, or the school district boundary appeal  
14 board as provided in ss. 15.96 (2), 19.47 (4) and 117.05 (2) (a).

15           **SECTION 30g.** 15.07 (4) of the statutes, as affected by 2007 Wisconsin Act 1 and  
16 2007 Wisconsin Act .... (this act), is repealed and recreated to read:

17           15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
18 quorum to do business and, unless a more restrictive provision is adopted by the  
19 board, a majority of a quorum may act in any matter within the jurisdiction of the  
20 board. This subsection does not apply to actions of the government accountability  
21 board, the University of Wisconsin Hospitals and Clinics Board, or the school district  
22 boundary appeal board as provided in ss. 5.05 (1e), 15.96 (2), and 117.05 (2) (a).

23           **SECTION 35.** 15.105 (27) of the statutes is repealed.

24           **SECTION 35m.** 15.105 (30) of the statutes is created to read:

1           15.105 (30) OFFICE OF ENERGY INDEPENDENCE. There is created an office of  
2 energy independence in the department of administration. The office shall be  
3 headed by an executive director and shall have staff sufficient to carry out the duties  
4 under s. 16.956.

5           **SECTION 35p.** 15.105 (31) of the statutes is created to read:

6           15.105 (31) OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM. There is  
7 created an office of the Wisconsin Covenant Scholars Program in the department of  
8 administration. The director of the office shall be appointed by the secretary of  
9 administration.

10          **SECTION 37.** 15.145 (1) of the statutes is amended to read:

11          15.145 (1) ~~PAROLE~~ EARNED RELEASE REVIEW COMMISSION. There is created in the  
12 department of corrections -a parole an earned release review commission consisting  
13 of 8 members. Members shall have knowledge of or experience in corrections or  
14 criminal justice. The members shall include a chairperson who is nominated by the  
15 governor, and with the advice and consent of the senate appointed, for a 2-year term  
16 expiring March 1 of the odd-numbered years, subject to removal under s. 17.07 (3m),  
17 and the remaining members in the classified service appointed by the chairperson.

18          **SECTION 37e.** 15.155 (1) (a) 6. of the statutes is amended to read:

19          15.155 (1) (a) 6. Six other members ~~appointed~~ nominated by the governor, and  
20 with the advice and consent of the senate appointed, for 2-year terms.

21          **SECTION 37f.** 15.155 (1) (a) 7. of the statutes is created to read:

22          15.155 (1) (a) 7. One member appointed by the speaker of the assembly.

23          **SECTION 37g.** 15.155 (1) (a) 8. of the statutes is created to read:

24          15.155 (1) (a) 8. One member appointed by the senate majority leader.

25          **SECTION 38.** 15.155 (5) of the statutes is amended to read:

1           15.155 (5) SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a small  
2 business regulatory review board, attached to the department of commerce under s.  
3 15.03. The board shall consist of a representative of the department of  
4 administration; a representative of the department of agriculture, trade and  
5 consumer protection; a representative of the department of children and families; a  
6 representative of the department of commerce; a representative of the department  
7 of health and family services; a representative of the department of natural  
8 resources; a representative of the department of regulation and licensing; a  
9 representative of the department of revenue; a representative of the department of  
10 workforce development; 6 representatives of small businesses, as defined in s.  
11 227.114 (1), who shall be appointed for 3-year terms; and the chairpersons of one  
12 senate and one assembly committee concerned with small businesses, appointed as  
13 are members of standing committees. The representatives of the departments shall  
14 be selected by the secretary of that department.

15           **SECTION 39.** 15.195 (4) (intro.) of the statutes is renumbered 15.205 (4) (intro.)  
16 and amended to read:

17           15.205 (4) CHILD ABUSE AND NEGLECT PREVENTION BOARD. (intro.) There is  
18 created a child abuse and neglect prevention board which is attached to the  
19 department of ~~health and family services~~ children and families under s. 15.03. The  
20 board shall consist of 20 members as follows:

21           **SECTION 40.** 15.195 (4) (a) of the statutes is renumbered 15.205 (4) (a).

22           **SECTION 41.** 15.195 (4) (b) of the statutes is renumbered 15.205 (4) (b).

23           **SECTION 42.** 15.195 (4) (c) of the statutes is renumbered 15.205 (4) (c).

24           **SECTION 43.** 15.195 (4) (d) of the statutes is renumbered 15.205 (4) (d).

25           **SECTION 44.** 15.195 (4) (dg) of the statutes is renumbered 15.205 (4) (dg).

1           **SECTION 45.** 15.195 (4) (dr) of the statutes is renumbered 15.205 (4) (dr) and  
2 amended to read:

3           15.205 (4) (dr) The secretary of ~~workforce development~~ children and families  
4 or his or her designee.

5           **SECTION 46.** 15.195 (4) (e) of the statutes is renumbered 15.205 (4) (e).

6           **SECTION 47.** 15.195 (4) (em) of the statutes is renumbered 15.205 (4) (em).

7           **SECTION 48.** 15.195 (4) (f) of the statutes is renumbered 15.205 (4) (f).

8           **SECTION 49.** 15.195 (4) (fm) of the statutes is renumbered 15.205 (4) (fm).

9           **SECTION 50.** 15.195 (4) (g) of the statutes is renumbered 15.205 (4) (g).

10          **SECTION 52b.** 15.197 (11n) of the statutes is renumbered 15.105 (8), and 15.105  
11 (8) (title), (ag), (am) (intro.), (bm) and (cm) 1., as renumbered, are amended to read:

12          15.105 (8) (title) ~~COUNCIL ON~~ BOARD FOR PEOPLE WITH DEVELOPMENTAL  
13 DISABILITIES. (ag) There is created a ~~council on~~ board for people with developmental  
14 disabilities, attached to the department of ~~health and family services~~ administration  
15 under s. 15.03.

16          (am) (intro.) Subject to par. (cm), the ~~council~~ board shall consist of the following  
17 state residents, appointed for staggered 4-year terms, who shall be representative  
18 of all geographic areas of the state and reflect the state's diversity with respect to race  
19 and ethnicity:

20          (bm) A member specified in par. (am) 1. or 3. shall recuse himself or herself from  
21 any discussion by the ~~council~~ board of grants or contracts for which the member's  
22 department, agency, program, or group is a grantee, contractor, or applicant and may  
23 not vote on a matter that would provide direct financial benefit to the member or  
24 otherwise give the appearance of a conflict of interest.

1 (cm) 1. At least 60% of the membership of the ~~council~~ board shall be individuals  
2 specified under par. (am) 2. who are not managing employees, as defined under 42  
3 USC 1320a-5 (b), of an entity, or employees of a state agency, that receives federal  
4 funds for the developmentally disabled or uses the funds to provide services to  
5 persons with developmental disabilities. Of those individuals, one-third shall be  
6 individuals specified under par. (am) 2. a., one-third shall be individuals specified  
7 under par. (am) 2. b. or c., and one-third shall be individuals specified under par. (am)  
8 2. a., b., or c.

9 **SECTION 53.** 15.197 (16) of the statutes is renumbered 15.207 (16) and amended  
10 to read:

11 15.207 (16) COUNCIL ON DOMESTIC ABUSE. There is created in the department  
12 of ~~health and family services~~ children and families a council on domestic abuse. The  
13 council shall consist of 13 members appointed for staggered 3-year terms. Of those  
14 13 members, 9 shall be nominated by the governor and appointed with the advice and  
15 consent of the senate, and one each shall be designated by the speaker of the  
16 assembly, the senate majority leader and the minority leader in each house of the  
17 legislature and appointed by the governor. Persons appointed shall have a  
18 recognized interest in and knowledge of the problems and treatment of victims of  
19 domestic abuse.

20 **SECTION 54.** 15.197 (24) (a) (intro.) of the statutes is renumbered 15.207 (24)  
21 (a) (intro.) and amended to read:

22 15.207 (24) (a) (intro.) There is created a Milwaukee child welfare partnership  
23 council, attached to the department of ~~health and family services~~ children and  
24 families under s. 15.03. The council shall consist of the following members:

25 **SECTION 55.** 15.197 (24) (a) 1. of the statutes is renumbered 15.207 (24) (a) 1.

1           **SECTION 56.** 15.197 (24) (a) 2. of the statutes is renumbered 15.207 (24) (a) 2.

2           **SECTION 57.** 15.197 (24) (a) 3. of the statutes is renumbered 15.207 (24) (a) 3.

3           **SECTION 58.** 15.197 (24) (a) 4. of the statutes is renumbered 15.207 (24) (a) 4.

4           **SECTION 59.** 15.197 (24) (a) 5. of the statutes is renumbered 15.207 (24) (a) 5.

5           **SECTION 60.** 15.197 (24) (a) 6. of the statutes is renumbered 15.207 (24) (a) 6.

6           **SECTION 61.** 15.197 (24) (a) 7. of the statutes is renumbered 15.207 (24) (a) 7.

7           **SECTION 62.** 15.197 (24) (b) of the statutes is renumbered 15.207 (24) (b).

8           **SECTION 63.** 15.197 (24) (c) of the statutes is renumbered 15.207 (24) (c).

9           **SECTION 64.** 15.197 (24) (d) of the statutes is renumbered 15.207 (24) (d) and  
10 amended to read:

11           15.207 (24) (d) If the department of ~~workforce development~~ children and  
12 families establishes more than one geographical area in Milwaukee County under  
13 s. 49.143 (6), the children’s services networks established in Milwaukee County  
14 under s. 49.143 (2) (b), in nominating members under par. (a) 7., shall nominate  
15 residents of different geographical areas established under s. 49.143 (6) and, when  
16 the term of a member appointed under par. (a) 7. ends or if a vacancy occurs in the  
17 membership of the council under par. (a) 7., those children’s services networks shall  
18 nominate a resident of a different geographical area established under s. 49.143 (6)  
19 from the geographical area of the member who is being replaced according to a  
20 rotating order of succession determined by the children’s services networks.

21           **SECTION 65.** 15.20 of the statutes is created to read:

22           **15.20 Department of children and families; creation.** There is created a  
23 department of children and families under the direction and supervision of the  
24 secretary of children and families.

25           **SECTION 66.** 15.205 (title) of the statutes is created to read:

1           **15.205** (title) **Same; attached boards.**

2           **SECTION 67.** 15.207 (title) of the statutes is created to read:

3           **15.207** (title) **Same; councils.**

4           **SECTION 68.** 15.345 (6) of the statutes is created to read:

5           15.345 **(6)** **MANAGED FOREST LAND BOARD.** There is created in the department of  
6 natural resources a managed forest land board consisting of the chief state forester  
7 or his or her designee and the following members appointed for 3-year terms:

8           (a) One member appointed from a list of 5 nominees submitted by the Wisconsin  
9 Counties Association.

10           (b) One member appointed from a list of 5 nominees submitted by the Wisconsin  
11 Towns Association.

12           (c) One member appointed from a list of 5 nominees submitted by an association  
13 that represents the interests of counties that have county forests within their  
14 boundaries.

15           (d) One member appointed from a list of 5 nominees submitted by the council  
16 on forestry.

17           **SECTION 68k.** 15.96 (title) of the statutes is amended to read:

18           **15.96** (title) **University of Wisconsin Hospitals and Clinics Board;**  
19 **creation.**

20           **SECTION 68L.** 15.96 of the statutes is renumbered 15.96 (1), and 15.96 (1) (a)  
21 and (am), as renumbered, are amended to read.

22           15.96 **(1)** (a) Three members nominated by the governor, and with the advice  
23 and consent of the senate appointed, for ~~3-year~~ 5-year terms.

24           (am) Each cochairperson of the joint committee on finance or a member of the  
25 ~~committee~~ legislature designated by that cochairperson.

1           **SECTION 68m.** 15.96 (1) (ag) of the statutes is created to read:

2           15.96 (1) (ag) Three members nominated by the board and appointed by the  
3 governor, with the advice and consent of the senate, for 5-year terms.

4           **SECTION 68n.** 15.96 (2) of the statutes is created to read:

5           15.96 (2) Eight voting members of the University of Wisconsin Hospitals and  
6 Clinics Board constitute a quorum for the purpose of conducting the business and  
7 exercising the powers of the board, notwithstanding the existence of a vacancy.

8           **SECTION 69b.** 16.002 (2) of the statutes is amended to read:

9           16.002 (2) “Departments” means constitutional offices, departments, and  
10 independent agencies and includes all societies, associations, and other agencies of  
11 state government for which appropriations are made by law, but not including  
12 authorities created in subch. II of ch. 114 or subch. III of ch. 149 and in chs. 231, 232,  
13 233, 234, 235, ~~and 237,~~ and 279.

14           **SECTION 70b.** 16.004 (4) of the statutes is amended to read:

15           16.004 (4) FREEDOM OF ACCESS. The secretary and such employees of the  
16 department as the secretary designates may enter into the offices of state agencies  
17 and authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under  
18 chs. 231, 233, 234, ~~and 237,~~ and 279, and may examine their books and accounts and  
19 any other matter that in the secretary’s judgment should be examined and may  
20 interrogate the agency’s employees publicly or privately relative thereto.

21           **SECTION 71b.** 16.004 (5) of the statutes is amended to read:

22           16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and  
23 authorities created under subch. II of ch. 114 or subch. III of ch. 149 and under chs.  
24 231, 233, 234, ~~and 237,~~ and 279, and their officers and employees, shall cooperate



1 with the secretary and shall comply with every request of the secretary relating to  
2 his or her functions.

3 **SECTION 71p.** 16.004 (12) (a) of the statutes is amended to read:

4 16.004 (12) (a) In this subsection, “state agency” means an association,  
5 authority, board, department, commission, independent agency, institution, office,  
6 society, or other body in state government created or authorized to be created by the  
7 constitution or any law, including the legislature, the office of the governor, and the  
8 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,  
9 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
10 Authority, the Lower Fox River Remediation Authority, and the Fox River  
11 Navigational System Authority.

12 **SECTION 74.** 16.009 (2) (p) (intro.) of the statutes is amended to read:

13 16.009 (2) (p) (intro.) ~~Contract~~ Employ staff within the classified service or  
14 contract with one or more organizations to provide advocacy services to potential or  
15 actual recipients of the family care benefit, as defined in s. 46.2805 (4), or their  
16 families or guardians. The board and contract organizations under this paragraph  
17 shall assist these persons in protecting their rights under all applicable federal  
18 statutes and regulations and state statutes and rules. An organization with which  
19 the board contracts for these services may not be a provider, nor an affiliate of a  
20 provider, of long-term care services, a resource center under s. 46.283 or a care  
21 management organization under s. 46.284. For potential or actual recipients of the  
22 family care benefit, advocacy services required under this paragraph shall include  
23 all of the following:

24 **SECTION 76b.** 16.045 (1) (a) of the statutes is amended to read:

1           16.045 (1) (a) “Agency” means an office, department, independent agency,  
2 institution of higher education, association, society, or other body in state  
3 government created or authorized to be created by the constitution or any law, that  
4 is entitled to expend moneys appropriated by law, including the legislature and the  
5 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
6 ch. 149 or in ch. 231, 232, 233, 234, 235, ~~or 237~~, or 279.

7           **SECTION 76m.** 16.15 (1) (ab) of the statutes is amended to read:

8           16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but  
9 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
10 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
11 Authority.

12           **SECTION 76r.** 16.19 of the statutes is created to read:

13           **16.19 Civil legal services for the indigent.** Annually, the department shall  
14 pay the amount appropriated under s. 20.505 (1) (e) to the Wisconsin Trust Account  
15 Foundation, Inc., to provide civil legal services to indigent persons. The Wisconsin  
16 Trust Account Foundation, Inc., shall distribute the amount received as grants to  
17 programs that provide civil legal services to indigent persons, and those programs  
18 may use the grant funds to match other federal and private grants. The grants may  
19 be used only for the purposes for which the funding was provided.

20           **SECTION 77.** 16.22 (4) of the statutes is created to read:

21           16.22 (4) STATE FUNDING. The department shall annually determine the  
22 amount of funding for administrative support of the board that is required for this  
23 state to qualify for federal financial assistance to be provided to the board. The  
24 department shall apportion that amount equally among the departments of  
25 administration, health and family services, public instruction, and workforce

1 development and shall assess those entities for the necessary funding. The  
2 department shall credit the moneys received to the appropriation account under s.  
3 20.505 (4) (kb).

4 **SECTION 78.** 16.257 of the statutes is created to read:

5 **16.257 Postsecondary education promotion.** For the purpose of  
6 promoting attendance at nonprofit postsecondary institutions in this state, the  
7 department shall do all of the following:

8 (1) Serve as the state's liaison agency between the higher educational aids  
9 board, the department of public instruction, the University of Wisconsin System, the  
10 technical college system, and other public and private organizations that are  
11 interested in promoting postsecondary education in this state.

12 (2) (a) Contract with The Wisconsin Covenant Foundation, Inc., if the secretary  
13 determines it appropriate, to pay The Wisconsin Covenant Foundation, Inc., an  
14 amount not to exceed the amount appropriated under s. 20.505 (4) (bm), to establish  
15 and implement a campaign to promote attendance at nonprofit postsecondary  
16 educational institutions in this state. Funds may be expended to carry out the  
17 contract only as provided in pars. (b) and (c).

18 (b) No funds appropriated under s. 20.505 (4) (bm) may be expended until the  
19 The Wisconsin Covenant Foundation, Inc., submits to the secretary a report setting  
20 forth the amount of private contributions received by The Wisconsin Covenant  
21 Foundation, Inc., since the date on which The Wisconsin Covenant Foundation, Inc.,  
22 last submitted a report under this paragraph. After receiving the report, the  
23 secretary may approve the expenditure of funds up to the amount set forth in the  
24 report. Total funds expended in any fiscal year may not exceed the amounts in the  
25 schedule under s. 20.505 (4) (bm).

1 (c) The Wisconsin Covenant Foundation, Inc., shall expend funds appropriated  
2 under s. 20.505 (4) (bm) in adherence with the uniform travel schedule amounts  
3 approved under s. 20.916 (8). The Wisconsin Covenant Foundation, Inc., may not  
4 expend funds appropriated under s. 20.505 (4) (bm) on entertainment, foreign travel,  
5 payments to persons not providing goods or services to The Wisconsin Covenant  
6 Foundation, Inc., or for other purposes prohibited by contract between The  
7 Wisconsin Covenant Foundation, Inc., and the department.

8 (3) Coordinate the postsecondary education promotional activities of the  
9 department, the persons specified in sub. (1), and The Wisconsin Covenant  
10 Foundation, Inc., and prevent duplication of effort in conducting those activities.

11 (5) On or before July 1, 2009, and every July 1 thereafter, submit to the chief  
12 clerk of each house of the legislature, for distribution to the appropriate standing  
13 committees under s. 13.172 (3), a report on the postsecondary education promotional  
14 activities conducted by The Wisconsin Covenant Foundation, Inc., using funds  
15 provided under s. 20.505 (4) (bm).

16 **SECTION 79m.** 16.40 (24) of the statutes is created to read:

17 16.40 (24) AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. Provide funding  
18 from the appropriation under s. 20.855 (4) (fs) on a one-time basis in the 2007-08  
19 fiscal year for the purposes specified in 2007 Wisconsin Act .... (this act), section 9155  
20 (5a).

21 **SECTION 79n.** 16.40 (24) of the statutes, as created by 2007 Wisconsin Act ....  
22 (this act), is repealed.

23 **SECTION 80b.** 16.41 (4) of the statutes is amended to read:

24 16.41 (4) In this section, “authority” means a body created under subch. II of  
25 ch. 114 or subch. III of ch. 149 or under ch. 231, 233, 234, ~~or 237~~, or 279.

1           **SECTION 81b.** 16.417 (1) (b) of the statutes is amended to read:

2           16.417 (1) (b) “Authority” means a body created under subch. II of ch. 114 or  
3 ch. 231, 232, 233, 234, 235, ~~or 237~~, or 279.

4           **SECTION 86b.** 16.52 (7) of the statutes is amended to read:

5           16.52 (7) PETTY CASH ACCOUNT. Petty cash account. With the approval of the  
6 secretary, each agency that is authorized to maintain a contingent fund under s.  
7 20.920 may establish a petty cash account from its contingent fund. The procedure  
8 for operation and maintenance of petty cash accounts and the character of  
9 expenditures therefrom shall be prescribed by the secretary. In this subsection,  
10 “agency” means an office, department, independent agency, institution of higher  
11 education, association, society, or other body in state government created or  
12 authorized to be created by the constitution or any law, that is entitled to expend  
13 moneys appropriated by law, including the legislature and the courts, but not  
14 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
15 231, 233, 234, ~~or 237~~, or 279.

16           **SECTION 86d.** 16.527 (2) (a) of the statutes is renumbered 16.527 (2) (am).

17           **SECTION 86h.** 16.527 (2) (ad) of the statutes is created to read:

18           16.527 (2) (ad) “Aggregate expected debt service and net exchange payments”  
19 means the sum of the following:

20           1. The aggregate net payments expected to be made and received under a  
21 specified interest exchange agreement under sub. (4) (e).

22           2. The aggregate debt service expected to be made on obligations related to that  
23 agreement.

1           3. The aggregate net payments expected to be made and received under all  
2 other interest exchange agreements under sub. (4) (e) relating to those obligations  
3 that are in force at the time of executing the agreement.

4           **SECTION 87.** 16.527 (4) (e) of the statutes is amended to read:

5           16.527 (4) (e) At Subject to pars. (h) and (i), at the time of, or in anticipation  
6 of, contracting for the appropriation obligations and at any time thereafter so long  
7 as the appropriation obligations are outstanding, the department may enter into  
8 agreements and ancillary arrangements relating to the appropriation obligations,  
9 including trust indentures, liquidity facilities, remarketing or dealer agreements,  
10 letter of credit agreements, insurance policies, guaranty agreements,  
11 reimbursement agreements, indexing agreements, or interest exchange  
12 agreements. Any payments made or received pursuant to any such agreement or  
13 ancillary arrangement shall be made from or deposited as provided in the agreement  
14 or ancillary arrangement. The determination of the department included in an  
15 interest exchange agreement that such agreement relates to an appropriation  
16 obligation shall be conclusive.

17           **SECTION 88.** 16.527 (4) (h) of the statutes is created to read:

18           16.527 (4) (h) 1. Subject to subd. 2., the terms and conditions of an interest  
19 exchange agreement under par. (e) shall not be structured so that, as of the trade date  
20 of the agreement, both of the following are reasonably expected to occur:

21           a. The aggregate expected debt service and net exchange payments relating to  
22 the agreement during the fiscal year in which the trade date occurs will be less than  
23 the aggregate expected debt service and net exchange payments relating to the  
24 agreement that would be payable during that fiscal year if the agreement is not  
25 executed.

1           b. The aggregate expected debt service and net exchange payments relating to  
2 the agreement in subsequent fiscal years will be greater than the aggregate expected  
3 debt service and net exchange payments relating to the agreement that would be  
4 payable in those fiscal years if the agreement is not executed.

5           2. Subd. 1. shall not apply if either of the follow occurs:

6           a. The department receives a determination by the independent financial  
7 consulting firm that the terms and conditions of the agreement reflect payments by  
8 the state that represent on-market rates as of the trade date for the particular type  
9 of agreement.

10          b. The department provides written notice to the joint committee on finance of  
11 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
12 1., and the joint committee on finance either approves or disapproves, in writing, the  
13 department's entering into the agreement within 14 days of receiving the written  
14 notice from the commission.

15          3. This paragraph shall not limit the liability of the state under an agreement  
16 if actual contracted net exchange payments in any fiscal year exceed original  
17 expectations.

18          **SECTION 88d.** 16.527 (4) (i) of the statutes is created to read:

19          16.527 (4) (i) With respect to any interest exchange agreement or agreements  
20 specified in par. (e), all of the following shall apply:

21          1. The department shall contract with an independent financial consulting  
22 firm to determine if the terms and conditions of the agreement reflect a fair market  
23 value, as of the proposed date of the execution of the agreement.

24          2. The interest exchange agreement must identify by maturity, bond issue, or  
25 bond purpose the obligation to which the agreement is related. The determination

1 of the department included in an interest exchange agreement that such agreement  
2 relates to an obligation shall be conclusive.

3 3. The resolution authorizing the department to enter into any interest  
4 exchange agreement shall require that the terms and conditions of the agreement  
5 reflect a fair market value as of the date of execution of the agreement, as reflected  
6 by the determination of the independent financial consulting firm under subd. 1.,  
7 and shall establish guidelines for any such agreement, including the following:

8 a. The conditions under which the department may enter into the agreements.

9 b. The form and content of the agreements.

10 c. The aspects of risk exposure associated with the agreements.

11 d. The standards and procedures for counterparty selection.

12 e. The standards for the procurement of, and the setting aside of reserves, if  
13 any, in connection with, the agreements.

14 f. The provisions, if any, for collateralization or other requirements for securing  
15 any counterparty's obligations under the agreements.

16 g. A system for financial monitoring and periodic assessment of the  
17 agreements.

18 **SECTION 88h.** 16.527 (4) (j) of the statutes is created to read:

19 16.527 (4) (j) Semiannually, during any year in which the state is a party to an  
20 agreement entered into pursuant to par. (e), the department shall submit a report  
21 to the cochairpersons of the joint committee on finance listing all such agreements.

22 The report shall include all of the following:

23 1. A description of each agreement, including a summary of its terms and  
24 conditions, rates, maturity, and the estimated market value of each agreement.



1           2. An accounting of amounts that were required to be paid and received on each  
2 agreement.

3           3. Any credit enhancement, liquidity facility, or reserves, including an  
4 accounting of the costs and expenses incurred by the state.

5           4. A description of the counterparty to each agreement.

6           5. A description of the counterparty risk, the termination risk, and other risks  
7 associated with each agreement.

8           **SECTION 89b.** 16.528 (1) (a) of the statutes is amended to read:

9           16.528 (1) (a) “Agency” means an office, department, independent agency,  
10 institution of higher education, association, society, or other body in state  
11 government created or authorized to be created by the constitution or any law, that  
12 is entitled to expend moneys appropriated by law, including the legislature and the  
13 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
14 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

15           **SECTION 90b.** 16.53 (2) of the statutes is amended to read:

16           16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed  
17 invoice, the agency shall notify the sender of the invoice within 10 working days after  
18 it receives the invoice of the reason it is improperly completed. In this subsection,  
19 “agency” means an office, department, independent agency, institution of higher  
20 education, association, society, or other body in state government created or  
21 authorized to be created by the constitution or any law, that is entitled to expend  
22 moneys appropriated by law, including the legislature and the courts, but not  
23 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
24 231, 233, 234, ~~or 237,~~ or 279.

25           **SECTION 91.** 16.53 (10) (a) of the statutes is amended to read:

1           16.53 (10) (a) If an emergency arises which requires the department to draw  
2 vouchers for payments which will be in excess of available moneys in any state fund,  
3 the secretary, after notifying the joint committee on finance under par. (b), may  
4 prorate and establish priority schedules for all payments within each fund, including  
5 those payments for which a specific payment date is provided by statute, except as  
6 otherwise provided in this paragraph. The secretary shall draw all vouchers  
7 according to the preference provided in this paragraph. All direct or indirect  
8 payments of principal or interest on state bonds and notes issued under subch. I of  
9 ch. 18 and payments due, if any, under an agreement or ancillary arrangement  
10 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
11 subchs. I and IV of ch. 18 have first priority. All direct or indirect payments of  
12 principal or interest on state notes issued under subch. III of ch. 18 have 2nd priority.  
13 No payment having a 1st or 2nd priority may be prorated or reduced under this  
14 subsection. All state employee payrolls have 3rd priority. The secretary shall draw  
15 all remaining vouchers according to a priority determined by the secretary. The  
16 secretary shall maintain records of all claims prorated under this subsection.

17           **SECTION 92b.** 16.54 (9) (a) 1. of the statutes is amended to read:

18           16.54 (9) (a) 1. “Agency” means an office, department, independent agency,  
19 institution of higher education, association, society or other body in state  
20 government created or authorized to be created by the constitution or any law, which  
21 is entitled to expend moneys appropriated by law, including the legislature and the  
22 courts, but not including an authority created in subch. II of ch. 114 or subch. III of  
23 ch. 149 or in ch. 231, 233, 234, ~~or 237,~~ or 279.

24           **SECTION 95.** 16.54 (12) (b) of the statutes is amended to read:

1           16.54 (12) (b) The department of ~~workforce development~~ children and families  
2 may not expend or encumber any moneys received under ~~s. 20.445~~ credited to the  
3 appropriation account under s. 20.437 (2) (mm) or (3) (mm) unless the department  
4 of ~~workforce development~~ children and families submits a plan for the expenditure  
5 of the moneys to the department of administration and the department of  
6 administration approves the plan.

7           **SECTION 98.** 16.54 (12) (d) of the statutes is amended to read:

8           16.54 (12) (d) At the end of each fiscal year, the department of administration  
9 shall determine the amount of moneys that remain in the appropriation accounts  
10 under ss. 20.435 (8) (mm) and ~~20.445~~ 20.437 (2) (mm) and (3) (mm) that have not been  
11 approved for encumbrance or expenditure by the department pursuant to a plan  
12 submitted under par. (a) or (b) and shall require that such moneys be lapsed to the  
13 general fund. The department shall notify the cochairpersons of the joint committee  
14 on finance, in writing, of the department's action under this paragraph.

15           **SECTION 100b.** 16.70 (2) of the statutes is amended to read:

16           16.70 (2) "Authority" means a body created under subch. II of ch. 114 or subch.  
17 III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279.

18           **SECTION 101d.** 16.71 (1m) of the statutes is amended to read:

19           16.71 (1m) The department shall not delegate to any executive branch agency,  
20 other than the board of regents of the University of Wisconsin System, the authority  
21 to enter into any contract for materials, supplies, equipment, or contractual services  
22 relating to information technology or telecommunications prior to review and  
23 approval of the contract by the department. No executive branch agency, other than  
24 the board of regents of the University of Wisconsin System, may enter into any such  
25 contract without review and approval of the contract by the department. Any

1 executive branch agency that enters into a contract relating to information  
2 technology under this section shall comply with the requirements of s. 16.973 (13).

3 Any delegation to the board of regents of the University of Wisconsin System is  
4 subject to the limitations prescribed in s. 36.11 (49).

5 **SECTION 101k.** 16.72 (2) (e) (intro.) of the statutes is amended to read:

6 16.72 (2) (e) (intro.) In writing the specifications under this subsection, the  
7 department and any other designated purchasing agent under s. 16.71 (1) shall  
8 incorporate requirements for the purchase of products made from recycled materials  
9 and recovered materials if their use is technically and economically feasible. Each  
10 authority other than the University of Wisconsin Hospitals and Clinics Authority,  
11 the Lower Fox River Remediation Authority, and the Health Insurance  
12 Risk-Sharing Plan Authority, in writing specifications for purchasing by the  
13 authority, shall incorporate requirements for the purchase of products made from  
14 recycled materials and recovered materials if their use is technically and  
15 economically feasible. The specifications shall include requirements for the  
16 purchase of the following materials:

17 **SECTION 101L.** 16.72 (2) (f) of the statutes is amended to read:

18 16.72 (2) (f) In writing specifications under this subsection, the department,  
19 any other designated purchasing agent under s. 16.71 (1), and each authority other  
20 than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
21 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
22 Authority shall incorporate requirements relating to the recyclability and ultimate  
23 disposition of products and, wherever possible, shall write the specifications so as to  
24 minimize the amount of solid waste generated by the state, consistent with the  
25 priorities established under s. 287.05 (12). All specifications under this subsection

1 shall discourage the purchase of single-use, disposable products and require,  
2 whenever practical, the purchase of multiple-use, durable products.

3 **SECTION 102.** 16.75 (1) (a) 1. of the statutes, as affected by 2005 Wisconsin Act  
4 141, is amended to read:

5 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all  
6 materials, supplies, equipment, and contractual services to be provided to any  
7 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),  
8 (6), (7), (8), (9), (10e), and (10m) and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05  
9 (7) (f), 153.05 (2m) (a), and 287.15 (7), and ~~301.265~~, shall be awarded to the lowest  
10 responsible bidder, taking into consideration life cycle cost estimates under sub.  
11 (1m), when appropriate, the location of the agency, the quantities of the articles to  
12 be supplied, their conformity with the specifications, and the purposes for which they  
13 are required and the date of delivery.

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

15 16.75 (1m) The department shall award each order or contract for materials,  
16 supplies or equipment on the basis of life cycle cost estimates, whenever such action  
17 is appropriate. Each authority other than the University of Wisconsin Hospitals and  
18 Clinics Authority and, the Lower Fox River Remediation Authority, the Wisconsin  
19 Aerospace Authority, and the Health Insurance Risk-Sharing Plan Authority shall  
20 award each order or contract for materials, supplies or equipment on the basis of life  
21 cycle cost estimates, whenever such action is appropriate. The terms, conditions and  
22 evaluation criteria to be applied shall be incorporated in the solicitation of bids or  
23 proposals. The life cycle cost formula may include, but is not limited to, the  
24 applicable costs of energy efficiency, acquisition and conversion, money,  
25 transportation, warehousing and distribution, training, operation and maintenance

1 and disposition or resale. The department shall prepare documents containing  
2 technical guidance for the development and use of life cycle cost estimates, and shall  
3 make the documents available to local governmental units.

4 **SECTION 103.** 16.75 (6) (bm) of the statutes is amended to read:

5 16.75 **(6)** (bm) If the secretary determines that it is in the best interest of this  
6 state to do so, he or she may waive any requirement under subs. (1) to (5) and ss.  
7 16.705 and 16.72 (2) (e) and (f) and (5) with respect to any contract entered into by  
8 the department of ~~workforce development~~ children and families under s. 49.143, if  
9 the department of ~~workforce development~~ children and families presents the  
10 secretary with a process for the procurement of contracts under s. 49.143 and the  
11 secretary approves the process.

12 **SECTION 103g.** 16.75 (8) of the statutes is amended to read:

13 16.75 **(8)** (a) 1. The department, any other designated purchasing agent under  
14 s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other  
15 than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox  
16 River Remediation Authority, and the Health Insurance Risk-Sharing Plan  
17 Authority shall, to the extent practicable, make purchasing selections using  
18 specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials  
19 utilizing recycled materials and recovered materials.

20 2. Each agency and authority other than the University of Wisconsin Hospitals  
21 and Clinics Authority, the Lower Fox River Remediation Authority, and the Health  
22 Insurance Risk-Sharing Plan Authority shall ensure that the average recycled or  
23 recovered content of all paper purchased by the agency or authority measured as a  
24 proportion, by weight, of the fiber content of paper products purchased in a fiscal  
25 year, is not less than 40% of all purchased paper.

1           **SECTION 103h.** 16.75 (9) of the statutes is amended to read:

2           16.75 (9) The department, any other designated purchasing agent under s.  
3           16.71 (1), any agency making purchases under s. 16.74, and any authority other than  
4           the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River  
5           Remediation Authority, and the Health Insurance Risk-Sharing Plan Authority  
6           shall, to the extent practicable, make purchasing selections using specifications  
7           prepared under s. 16.72 (2) (f).

8           **SECTION 104b.** 16.765 (1) of the statutes is amended to read:

9           16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and  
10          Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
11          Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
12          Fox River Remediation Authority, and the Bradley Center Sports and  
13          Entertainment Corporation shall include in all contracts executed by them a  
14          provision obligating the contractor not to discriminate against any employee or  
15          applicant for employment because of age, race, religion, color, handicap, sex, physical  
16          condition, developmental disability as defined in s. 51.01 (5), sexual orientation as  
17          defined in s. 111.32 (13m), or national origin and, except with respect to sexual  
18          orientation, obligating the contractor to take affirmative action to ensure equal  
19          employment opportunities.

20          **SECTION 105b.** 16.765 (2) of the statutes is amended to read:

21          16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and  
22          Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
23          Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
24          Fox River Remediation Authority, and the Bradley Center Sports and  
25          Entertainment Corporation shall include the following provision in every contract

1 executed by them: “In connection with the performance of work under this contract,  
2 the contractor agrees not to discriminate against any employee or applicant for  
3 employment because of age, race, religion, color, handicap, sex, physical condition,  
4 developmental disability as defined in s. 51.01 (5), sexual orientation or national  
5 origin. This provision shall include, but not be limited to, the following: employment,  
6 upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or  
7 termination; rates of pay or other forms of compensation; and selection for training,  
8 including apprenticeship. Except with respect to sexual orientation, the contractor  
9 further agrees to take affirmative action to ensure equal employment opportunities.  
10 The contractor agrees to post in conspicuous places, available for employees and  
11 applicants for employment, notices to be provided by the contracting officer setting  
12 forth the provisions of the nondiscrimination clause”.

13 **SECTION 106b.** 16.765 (4) of the statutes is amended to read:

14 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and  
15 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
16 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
17 Fox River Remediation Authority, and the Bradley Center Sports and  
18 Entertainment Corporation shall take appropriate action to revise the standard  
19 government contract forms under this section.

20 **SECTION 107b.** 16.765 (5) of the statutes is amended to read:

21 16.765 (5) The head of each contracting agency and the boards of directors of  
22 the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
23 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
24 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
25 Authority, and the Bradley Center Sports and Entertainment Corporation shall be



1 primarily responsible for obtaining compliance by any contractor with the  
2 nondiscrimination and affirmative action provisions prescribed by this section,  
3 according to procedures recommended by the department. The department shall  
4 make recommendations to the contracting agencies and the boards of directors of the  
5 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational  
6 System Authority, the Wisconsin Aerospace Authority, the Health Insurance  
7 Risk-Sharing Plan Authority, the Lower Fox River Remediation Authority, and the  
8 Bradley Center Sports and Entertainment Corporation for improving and making  
9 more effective the nondiscrimination and affirmative action provisions of contracts.  
10 The department shall promulgate such rules as may be necessary for the  
11 performance of its functions under this section.

12 **SECTION 108b.** 16.765 (6) of the statutes is amended to read:

13 16.765 (6) The department may receive complaints of alleged violations of the  
14 nondiscrimination provisions of such contracts. The department shall investigate  
15 and determine whether a violation of this section has occurred. The department may  
16 delegate this authority to the contracting agency, the University of Wisconsin  
17 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the  
18 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
19 the Lower Fox River Remediation Authority, or the Bradley Center Sports and  
20 Entertainment Corporation for processing in accordance with the department's  
21 procedures.

22 **SECTION 109b.** 16.765 (7) (intro.) of the statutes is amended to read:

23 16.765 (7) (intro.) When a violation of this section has been determined by the  
24 department, the contracting agency, the University of Wisconsin Hospitals and  
25 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin

1 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
2 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
3 Corporation, the contracting agency, the University of Wisconsin Hospitals and  
4 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
5 Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority, the Lower  
6 Fox River Remediation Authority, or the Bradley Center Sports and Entertainment  
7 Corporation shall:

8 **SECTION 110b.** 16.765 (7) (d) of the statutes is amended to read:

9 16.765 (7) (d) Direct the violating party to take immediate steps to prevent  
10 further violations of this section and to report its corrective action to the contracting  
11 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
12 Navigational System Authority, the Wisconsin Aerospace Authority, the Health  
13 Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
14 Authority, or the Bradley Center Sports and Entertainment Corporation.

15 **SECTION 111b.** 16.765 (8) of the statutes is amended to read:

16 16.765 (8) If further violations of this section are committed during the term  
17 of the contract, the contracting agency, the Fox River Navigational System Authority,  
18 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
19 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
20 and Entertainment Corporation may permit the violating party to complete the  
21 contract, after complying with this section, but thereafter the contracting agency, the  
22 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, the  
23 Health Insurance Risk-Sharing Plan Authority, the Lower Fox River Remediation  
24 Authority, or the Bradley Center Sports and Entertainment Corporation shall  
25 request the department to place the name of the party on the ineligible list for state

1 contracts, or the contracting agency, the Fox River Navigational System Authority,  
2 the Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan  
3 Authority, the Lower Fox River Remediation Authority, or the Bradley Center Sports  
4 and Entertainment Corporation may terminate the contract without liability for the  
5 uncompleted portion or any materials or services purchased or paid for by the  
6 contracting party for use in completing the contract.

7 **SECTION 112g.** 16.847 (2) of the statutes is created to read:

8 16.847 (2) ENERGY CONSERVATION CONSTRUCTION PROJECTS. (a) The department  
9 may provide funding to agencies, as defined in s. 16.70 (1e), for energy conservation  
10 construction projects at state facilities under the jurisdiction of the agencies to  
11 enhance the energy efficiency of the facilities. The department shall prescribe  
12 standards for evaluation of proposed projects and allocation of available moneys for  
13 those projects under this subsection.

14 (b) The department shall measure and verify each energy conservation  
15 construction project funded under this subsection in accordance with the  
16 performance measurement and verification guidelines adopted by the federal  
17 Energy Management Program.

18 (c) The department shall, to the extent feasible, use the procedures under s.  
19 16.858 to carry out energy conservation construction projects funded under this  
20 subsection. In any contract entered into by the department under s. 16.858 that is  
21 funded under this subsection, the contract shall set forth the minimum savings in  
22 energy usage that will be realized by the state from construction of the project and  
23 the contractor shall guarantee that the savings will be realized.

24 **SECTION 112r.** 16.847 (3) of the statutes is created to read:

1           16.847 (3) ASSESSMENTS. The department may annually assess any agency that  
2 receives funding under sub. (2) in an amount determined by the department not  
3 exceeding the agency's proportionate share of debt service costs incurred under s.  
4 20.505 (5) (kd) or the savings in the agency's energy costs generated, whichever is  
5 greater, as a result of an energy conservation construction project that was funded  
6 by the department under sub. (2). The department shall credit all revenues received  
7 under this subsection to the appropriation account under s. 20.505 (5) (kd).

8           **SECTION 113.** 16.848 (2) (gc), (gg), (gn), (gr), (gt) and (gw) of the statutes are  
9 created to read:

10           16.848 (2) (gc) Subsection (1) does not apply to property that is subject to sale  
11 by the department of military affairs under s. 21.19 (3) or 21.42 (3).

12           (gg) Subsection (1) does not apply to property that is conveyed by the  
13 department of corrections under s. 301.25.

14           (gn) Subsection (1) does not apply to property that is subject to sale by the state  
15 under 20.909 (2).

16           (gr) Subsection (1) does not apply to land that is sold or traded by the Kickapoo  
17 reserve management board under s. 41.41 (7).

18           (gt) Subsection (1) does not apply to property that is donated by the department  
19 of transportation under s. 84.09 (5r).

20           (gw) Subsection (1) does not apply to the sale of property by the department of  
21 health and family services under s. 51.06 (6).

22           **SECTION 114.** 16.848 (4) of the statutes is amended to read:

23           16.848 (4) Except as provided in s. 13.48 (14) (e), if there is any outstanding  
24 public debt used to finance the acquisition, construction, or improvement of any  
25 property that is sold under sub. (1), the department shall deposit a sufficient amount

1 of the net proceeds from the sale of the property in the bond security and redemption  
2 fund under s. 18.09 to repay the principal and pay the interest on the debt, and any  
3 premium due upon refunding any of the debt. If the property was acquired,  
4 constructed, or improved with federal financial assistance, the department shall pay  
5 to the federal government any of the net proceeds required by federal law. If the  
6 property was acquired by gift or grant or acquired with gift or grant funds, the  
7 department shall adhere to any restriction governing use of the proceeds. Except as  
8 required under ~~sub. (5m)~~ and ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there  
9 is no such debt outstanding, there are no moneys payable to the federal government,  
10 and there is no restriction governing use of the proceeds, and if the net proceeds  
11 exceed the amount required to be deposited, paid, or used for another purpose under  
12 this subsection, the department shall deposit the net proceeds or remaining net  
13 proceeds in the general fund.

14 **SECTION 115b.** 16.85 (2) of the statutes is amended to read:

15 16.85 (2) To furnish engineering, architectural, project management, and other  
16 building construction services whenever requisitions therefor are presented to the  
17 department by any agency. The department may deposit moneys received from the  
18 provision of these services in the account under s. 20.505 (1) (kc) or in the general  
19 fund as general purpose revenue — earned. In this subsection, “agency” means an  
20 office, department, independent agency, institution of higher education, association,  
21 society, or other body in state government created or authorized to be created by the  
22 constitution or any law, which is entitled to expend moneys appropriated by law,  
23 including the legislature and the courts, but not including an authority created in  
24 subch. II of ch. 114 or subch. III of ch. 149 or in ch. 231, 233, 234, ~~or 237, or 279.~~

25 **SECTION 116b.** 16.865 (8) of the statutes is amended to read:

1           16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a  
2 proportionate share of the estimated costs attributable to programs administered by  
3 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department  
4 may charge premiums to agencies to finance costs under this subsection and pay the  
5 costs from the appropriation on an actual basis. The department shall deposit all  
6 collections under this subsection in the appropriation account under s. 20.505 (2) (k).  
7 Costs assessed under this subsection may include judgments, investigative and  
8 adjustment fees, data processing and staff support costs, program administration  
9 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this  
10 subsection, “agency” means an office, department, independent agency, institution  
11 of higher education, association, society, or other body in state government created  
12 or authorized to be created by the constitution or any law, that is entitled to expend  
13 moneys appropriated by law, including the legislature and the courts, but not  
14 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
15 231, 232, 233, 234, 235, ~~or 237~~, or 279.

16           **SECTION 117m.** 16.956 of the statutes is created to read:

17           **16.956 Office of energy independence. (1)** In this section:

18           (a) “Biodevelopment” means research and development relating to the use of  
19 renewable resources for electricity, energy, and heating and transportation fuels.

20           (b) “Bioindustry” means the manufacture, production, and trade of renewable  
21 resources used for electricity, energy, and heating and transportation fuels.

22           (c) “Office” means the office of energy independence.

23           **(2)** The office shall work on initiatives that have the following goals:

1           (a) Advancing Wisconsin's vision for energy independence by generating at  
2           least 25 percent of power, and at least 25 percent of transportation fuels, used in this  
3           state from renewable resources by 2025.

4           (b) Capturing in-state at least 10 percent of the national emerging bioindustry  
5           and renewable energy markets by 2030.

6           (c) Ensuring that Wisconsin is a national leader in groundbreaking research  
7           that will make alternative energies more affordable and create well-paying jobs in  
8           this state.

9           **(3)** The office shall do all of the following:

10           (a) Ensure and facilitate the implementation of the initiatives specified in sub.  
11           (2) and identify barriers to the implementation of such initiatives.

12           (b) Serve as a single point of contact to assist businesses, local units of  
13           government, and nongovernmental organizations that are pursuing  
14           biodevelopment, energy efficiency, and energy independence.

15           (c) Develop energy independence policy options for consideration by the  
16           governor and state agencies.

17           (d) Identify federal funding opportunities and facilitate applications for federal  
18           funding by private, and state and local governmental, entities.

19           (e) Perform duties necessary to maintain federal energy funding and any  
20           designations required for such funding.

21           **SECTION 118.** 16.957 (3) of the statutes, as affected by 2005 Wisconsin Act 141,  
22           is amended to read:

23           16.957 **(3)** The department shall, on the basis of competitive bids, contract with  
24           community action agencies described in s. ~~46.30~~ 49.265 (2) (a) 1., nonstock, nonprofit

1 corporations organized under ch. 181, or local units of government to provide services  
2 under the programs established under sub. (2) (a).

3 **SECTION 123.** 16.964 (12) (c) 10. of the statutes is amended to read:

4 16.964 (12) (c) 10. The program is developed with input from, and implemented  
5 in collaboration with, one or more circuit court judges, the district attorney, the state  
6 public defender, local law enforcement officials, county agencies responsible for  
7 providing social services, including services relating to alcohol and other drug  
8 addiction, child welfare, mental health, and the Wisconsin Works program, the  
9 departments of corrections, children and families, and health and family services,  
10 private social services agencies, and substance abuse treatment providers.

11 **SECTION 124.** 16.964 (12) (e) 1. of the statutes is amended to read:

12 16.964 (12) (e) 1. A county that receives a grant under this subsection shall  
13 create an oversight committee to advise the county in administering and evaluating  
14 its program. Each committee shall consist of a circuit court judge, the district  
15 attorney or his or her designee, the state public defender or his or her designee, a local  
16 law enforcement official, a representative of the county, a representative of each  
17 other county agency responsible for providing social services, including services  
18 relating to child welfare, mental health, and the Wisconsin Works program,  
19 representatives of the departments of corrections, children and families, and health  
20 and family services, a representative from private social services agencies, a  
21 representative of substance abuse treatment providers, and other members to be  
22 determined by the county.

23 **SECTION 125g.** 16.964 (14) of the statutes is created to read:

24 16.964 (14) Beginning in fiscal year 2008–09, from the appropriation under s.  
25 20.505 (6) (f), the office shall in each fiscal year provide \$20,000 to each of the



1 following child advocacy centers for education, training, medical advice, and quality  
2 assurance activities:

- 3 (a) Care House in Rock County.
- 4 (b) Child Protection Center in Milwaukee County.
- 5 (c) Safe Harbor in Dane County.
- 6 (d) Kenosha Child Advocacy Center in Kenosha County.
- 7 (e) Fox Valley Child Advocacy Center in Winnebago County.
- 8 (f) Stepping Stones in La Crosse County.
- 9 (g) CARE Center in Waukesha County.
- 10 (h) Child Advocacy Center of Northeastern Wisconsin in Marathon County.
- 11 (i) Chippewa County Child Advocacy Center in Chippewa County.
- 12 (j) A child advocacy center in Brown County.
- 13 (k) A child advocacy center in Racine County.
- 14 (L) A child advocacy center in Walworth County.

15 **SECTION 128c.** 16.971 (2) (cf) of the statutes is created to read:

16 16.971 (2) (cf) Implement, operate, maintain, and upgrade an integrated  
17 business information system capable of providing information technology services to  
18 all agencies in the areas of accounting, auditing, payroll and other financial services;  
19 procurement; human resources; and other administrative processes. The  
20 department may provide information technology services under this subsection to  
21 any executive branch agency under s. 16.70 (4). The department may also provide  
22 information technology services to any local governmental unit under this  
23 subsection.

24 **SECTION 128d.** 16.971 (2) (Lg) of the statutes is created to read:

1           16.971 (2) (Lg) 1. Develop, in consultation with each executive branch agency,  
2 other than the Board of Regents of the University of Wisconsin System, and adopt  
3 the following written policies for information technology development projects  
4 included in the strategic plan required of each executive branch agency under par.  
5 (L) and that either exceed \$1,000,000 or that are vital to the functions of the executive  
6 branch agency:

7           a. A standardized reporting format.

8           b. A requirement that both proposed and ongoing information technology  
9 development projects be included.

10           2. The department shall submit for review by the joint legislative audit  
11 committee and for approval by the joint committee on information policy and  
12 technology any proposed policies required under subd. 1. and any proposed revisions  
13 to the policies.

14           **SECTION 128m.** 16.971 (6) of the statutes is amended to read:

15           16.971 (6) Notwithstanding sub. (2), the ~~revisor of statutes~~ legislative  
16 reference bureau shall approve the specifications for preparation and schedule for  
17 delivery of computer databases containing the Wisconsin statutes.

18           **SECTION 128t.** 16.973 (10) to (14) of the statutes are created to read:

19           16.973 (10) In consultation with the legislative audit bureau and the joint  
20 legislative audit committee, promulgate administrative rules applicable to each  
21 executive branch agency, other than the Board of Regents of the University of  
22 Wisconsin System, pertaining to large, high-risk information technology projects  
23 that shall include:

24           (a) A definition of and methodology for identifying large, high-risk information  
25 technology projects.

1           (b) Standardized, quantifiable project performance measures for evaluating  
2 large, high-risk information technology projects.

3           (c) Policies and procedures for routine monitoring of large, high-risk  
4 information technology projects.

5           (d) A formal process for modifying information technology project specifications  
6 when necessary to address changes in program requirements.

7           (e) Requirements for reporting changes in estimates of cost or completion date  
8 to the department and the joint committee on information policy and technology.

9           (f) Methods for discontinuing projects or modifying projects that are failing to  
10 meet performance measures in such a way to correct the performance problems.

11           (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
12 finance new large, high-risk information technology system costs and maintain  
13 current large, high-risk information technology systems.

14           (h) A standardized progress point in the execution of large, high-risk  
15 information technology projects at which time the estimated costs and date of  
16 completion of the project is reported to the department and the joint committee on  
17 information policy and technology.

18           **(11)** Promulgate administrative rules applicable to each executive branch  
19 agency, other than the Board of Regents of the University of Wisconsin System,  
20 pertaining to the use of commercially available information technology products,  
21 which shall include all of the following:

22           (a) A requirement that each executive branch agency review commercially  
23 available information technology products prior to initiating work on a customized  
24 information technology development project to determine whether any commercially  
25 available product could meet the information technology needs of the agency.

1 (b) Procedures and criteria to determine when a commercially available  
2 information technology product must be used and when an executive branch agency  
3 may consider the modification or creation of a customized information technology  
4 product.

5 (c) A requirement that each executive branch agency submit for approval by  
6 the department and prior to initiating work on a customized information technology  
7 product a justification for the modification or creation by the agency of a customized  
8 information technology product.

9 **(12)** (a) In this subsection, “master lease” has the meaning given under s. 16.76  
10 (4).

11 (b) Annually, no later than October 1, submit to the governor and the members  
12 of the joint committee on information policy and technology a report documenting the  
13 use by each executive branch agency, other than the Board of Regents of the  
14 University of Wisconsin System, of master leases to fund information technology  
15 projects in the previous fiscal year. The report shall contain all of the following  
16 information:

17 1. The total amount paid under master leases towards information technology  
18 projects in the previous fiscal year.

19 2. The master lease payment amounts approved to be applied to information  
20 technology projects in future years.

21 3. The total amount paid by each executive branch agency on each information  
22 technology project for which debt is outstanding, as compared to the total financing  
23 amount originally approved for that information technology project.

24 4. A summary of repayments made towards any master lease in the previous  
25 fiscal year.

1           **(13)** (a) Except as provided in par. (b), include in each contract with a vendor  
2 of information technology that involves a large, high-risk information technology  
3 project under sub. (10) or that has a projected cost greater than \$1,000,000, and  
4 require each executive branch agency authorized under s. 16.71 (1m) to enter into  
5 a contract for materials, supplies, equipment, or contractual services relating to  
6 information technology to include in each contract with a vendor of information  
7 technology that involves a large, high-risk information technology project under  
8 sub. (10) or that has a projected cost greater than \$1,000,000 a stipulation requiring  
9 the vendor to submit to the department for approval any order or amendment that  
10 would change the scope of the contract and have the effect of increasing the contract  
11 price. The stipulation shall authorize the department to review the original contract  
12 and the order or amendment to determine all of the following and, if necessary, to  
13 negotiate with the vendor regarding any change to the original contract price:

14           1. Whether the work proposed in the order or amendment is within the scope  
15 of the original contract.

16           2. Whether the work proposed in the order or amendment is necessary.

17           (b) The department or an executive branch agency may exclude from a contract  
18 described in par. (a) the stipulation required under par. (a) if all of the following  
19 conditions are satisfied:

20           1. Including such a stipulation would negatively impact contract negotiations  
21 or significantly reduce the number of bidders on the contract.

22           2. If the exclusion is sought by an executive branch agency, that agency submits  
23 to the department a plain-language explanation of the reasons the stipulation was  
24 excluded and the alternative provisions the executive branch agency will include in

1 the contract to ensure that the contract will be completed on time and within the  
2 contract budget.

3 3. If the exclusion is sought by the department, the department prepares a  
4 plain-language explanation of the reasons the stipulation was excluded and the  
5 alternative provisions the department will include in the contract to ensure that the  
6 contract will be completed on time and within the contract budget.

7 4. The department submits for approval by the joint committee on information  
8 policy and technology any explanation and alternative contract provisions required  
9 under subd. 2. or 3. If, within 14 working days after the date that the department  
10 submits any explanation and alternative contract provisions required under this  
11 subdivision, the joint committee on information policy and technology does not  
12 contact the department, the explanation and alternative contract provisions shall be  
13 deemed approved.

14 **(14)** (a) Require each executive branch agency, other than the Board of Regents  
15 of the University of Wisconsin system, that has entered into an open-ended contract  
16 for the development of information technology to submit to the department quarterly  
17 reports documenting the amount expended on the information technology  
18 development project. In this subsection, “open-ended contract” means a contract for  
19 information technology that includes one or both of the following:

20 1. Stipulations that provide that the contract vendor will deliver information  
21 technology products or services but that do not specify a maximum payment amount.

22 2. Stipulations that provide that the contract vendor shall be paid an hourly  
23 wage but that do not set a maximum limit on the number of hours required to  
24 complete the information technology project.

1 (b) Compile and annually submit to the joint committee on information  
2 technology the reports required under par. (a).

3 **SECTION 128u.** 16.973 (15) of the statutes is created to read:

4 16.973 (15) Post on its Internet site and periodically revise as necessary all of  
5 the following pertaining to information technology services and projects provided,  
6 managed, or supervised by the department:

7 (a) The total anticipated cost of each information technology service or project.

8 (b) The total amount that will be assessed by the department for the  
9 information technology service or project.

10 (c) Whether a flat rate or fee-for-service billing method will be utilized by the  
11 department for the information technology service or project and the amount that  
12 will be assessed to any agency, any authority, any unit of the federal government, any  
13 local governmental unit, or any entity in the private sector that receives information  
14 technology services or enters into an information technology project with the  
15 department using that billing method.

16 **SECTION 128v.** 16.973 (16) of the statutes is created to read:

17 16.973 (16) No later than March 1 and September 1 of each year, submit to the  
18 joint committee on information policy and technology a report that documents for  
19 each executive branch agency information technology project with an actual or  
20 projected cost greater than \$1,000,000 or that the department of administration has  
21 identified as a large, high-risk information technology project under sub. (10) (a) all  
22 of the following:

23 (a) Original and updated project cost projections.

24 (b) Original and updated completion dates for the project and any stage of the  
25 project.

1 (c) An explanation for any variation between the original and updated costs and  
2 completion dates under pars. (a) and (b).

3 (d) A copy of any contract entered into by the department for the project and  
4 not provided in a previous report.

5 (e) All sources of funding for the project.

6 (f) The amount of any funding provided for the project through a master lease  
7 under s. 16.76 (4).

8 (g) Information about the status of the project, including any portion of the  
9 project that has been completed.

10 (h) Any other information about the project, or related information technology  
11 projects, requested by the joint committee on information policy and technology.

12 **SECTION 128w.** 16.974 (2) of the statutes is amended to read:

13 16.974 (2) Subject to s. 16.972 (2) (b), enter into and enforce an agreement with  
14 any agency, any authority, any unit of the federal government, any local  
15 governmental unit, or any entity in the private sector to provide services authorized  
16 to be provided by the department to that agency, authority, unit, or entity at a cost  
17 specified in the agreement. Assessments and charges for information technology  
18 projects may not exceed 110 percent of the amount appropriated for the project or the  
19 estimated costs of the project, whichever is less.

20 **SECTION 129.** 16.997 (6) of the statutes is repealed.

21 **SECTION 130.** 17.07 (3m) of the statutes is amended to read:

22 17.07 (3m) Notwithstanding sub. (3), the parole earned release review  
23 commission chairperson may be removed by the governor, at pleasure.

24 **SECTION 131.** 17.13 (intro.) of the statutes is amended to read:



1           **17.13 Removal of village, town, town sanitary district, school district,**  
2 **and technical college and family care district officers.** (intro.) Officers of  
3 towns, town sanitary districts, villages, school districts, and technical college  
4 districts ~~and family care districts~~ may be removed as follows:

5           **SECTION 132.** 17.13 (4) of the statutes is repealed.

6           **SECTION 133.** 17.15 (5) of the statutes is amended to read:

7           17.15 (5) ~~FAMILY~~ LONG-TERM CARE DISTRICT. Any member of a family long-term  
8 care district governing board appointed under s. 46.2895 (3) (a) ~~2.~~ may be removed  
9 by the appointing authority for cause.

10          **SECTION 134.** 17.27 (3m) of the statutes is amended to read:

11          17.27 (3m) ~~FAMILY~~ LONG-TERM CARE DISTRICT BOARD. If a vacancy occurs in the  
12 position of any appointed member of a family long-term care district board, the  
13 appointing authority shall appoint to serve for the residue of the unexpired term a  
14 person who meets the applicable requirements under s. 46.2895 (3) (b).

15          **SECTION 135.** 18.01 (1) of the statutes is renumbered 18.01 (1m).

16          **SECTION 136.** 18.01 (1e) of the statutes is created to read:

17          18.01 (1e) “Aggregate expected debt service and net exchange payments”  
18 means the sum of the following:

19           (a) The aggregate net payments expected to be made and received under a  
20 specified interest exchange agreement under s. 18.06 (8) (a).

21           (b) The aggregate debt service expected to be made on bonds related to that  
22 agreement.

23           (c) The aggregate net payments expected to be made and received under all  
24 other interest exchange agreements under s. 18.06 (8) (a) relating to those bonds that  
25 are in force at the time of executing the agreement.

1           **SECTION 137.** 18.01 (4) (intro.) of the statutes is amended to read:

2           18.01 (4) (intro.) “Public debt” or “debt” means every voluntary, unconditional  
3 undertaking by the state, other than an operating note ~~or an interest exchange~~  
4 agreement, to repay a sum certain:

5           **SECTION 138.** 18.06 (8) (a) of the statutes is renumbered 18.06 (8) (a) (intro.)  
6 and amended to read:

7           18.06 (8) (a) (intro.) The Subject to pars. (am) and (ar), at the time of, or in  
8 anticipation of, contracting public debt and at any time thereafter while the public  
9 debt is outstanding, the commission may enter into agreements and ancillary  
10 arrangements ~~for relating to~~ the public debt, including liquidity facilities,  
11 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
12 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
13 exchange agreements. The commission shall determine all of the following, if  
14 applicable, with respect to any such agreement or ancillary arrangement:

15           **SECTION 139.** 18.06 (8) (a) 1. of the statutes is created to read:

16           18.06 (8) (a) 1. For any payment to be received with respect to the agreement  
17 or ancillary arrangement, whether the payment will be deposited into the bond  
18 security and redemption fund or the capital improvement fund.

19           **SECTION 140.** 18.06 (8) (a) 2. of the statutes is created to read:

20           18.06 (8) (a) 2. For any payment to be made with respect to the agreement or  
21 ancillary arrangement, whether the payment will be made from the bond security  
22 and redemption fund or the capital improvement fund and the timing of any transfer  
23 of funds.

24           **SECTION 141.** 18.06 (8) (am) of the statutes is created to read:

1           18.06 (8) (am) With respect to any interest exchange agreement or agreements  
2 specified in par. (a), all of the following shall apply:

3           1. The commission shall contract with an independent financial consulting firm  
4 to determine if the terms and conditions of the agreement reflect a fair market value,  
5 as of the proposed date of the execution of the agreement.

6           2. The interest exchange agreement must identify by maturity, bond issue, or  
7 bond purpose the debt or obligation to which the agreement is related. The  
8 determination of the commission included in an interest exchange agreement that  
9 such agreement relates to a debt or obligation shall be conclusive.

10          3. The resolution authorizing the commission to enter into any interest  
11 exchange agreement shall require that the terms and conditions of the agreement  
12 reflect a fair market value as of the date of execution of the agreement, as reflected  
13 by the determination of the independent financial consulting firm under subd. 1.,  
14 and shall establish guidelines for any such agreement, including the following:

15           a. The conditions under which the commission may enter into the agreements.

16           b. The form and content of the agreements.

17           c. The aspects of risk exposure associated with the agreements.

18           d. The standards and procedures for counterparty selection.

19           e. The standards for the procurement of, and the setting aside of reserves, if  
20 any, in connection with, the agreements.

21           f. The provisions, if any, for collateralization or other requirements for securing  
22 any counterparty's obligations under the agreements.

23           g. A system for financial monitoring and periodic assessment of the  
24 agreements.

25          **SECTION 142.** 18.06 (8) (ar) of the statutes is created to read:

1           18.06 (8) (ar) 1. Subject to subd. 2., the terms and conditions of an interest  
2 exchange agreement under par. (a) shall not be structured so that, as of the trade date  
3 of the agreement, both of the following are reasonably expected to occur:

4           a. The aggregate expected debt service and net exchange payments relating to  
5 the agreement during the fiscal year in which the trade date occurs will be less than  
6 the aggregate expected debt service and net exchange payments relating to the  
7 agreement that would be payable during that fiscal year if the agreement is not  
8 executed.

9           b. The aggregate expected debt service and net exchange payments relating to  
10 the agreement in subsequent fiscal years will be greater than the aggregate expected  
11 debt service and net exchange payments relating to the agreement that would be  
12 payable in those fiscal years if the agreement is not executed.

13           2. Subd. 1. shall not apply if either of the follow occurs:

14           a. The commission receives a determination by the independent financial  
15 consulting firm under par. (am) 1. that the terms and conditions of the agreement  
16 reflect payments by the state that represent on-market rates as of the trade date for  
17 the particular type of agreement.

18           b. The commission provides written notice to the joint committee on finance of  
19 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
20 1., and the joint committee on finance either approves or disapproves, in writing, the  
21 commission's entering into the agreement within 14 days of receiving the written  
22 notice from the commission.

23           3. This paragraph shall not limit the liability of the state under an agreement  
24 if actual contracted net exchange payments in any fiscal year are less than or exceed  
25 original expectations.

1           **SECTION 143.** 18.06 (8) (b) of the statutes is amended to read:

2           18.06 (8) (b) The commission may delegate to other persons the authority and  
3           responsibility to take actions necessary and appropriate to implement agreements  
4           and ancillary arrangements under ~~par.~~ pars. (a) and (am).

5           **SECTION 144.** 18.06 (8) (d) of the statutes is created to read:

6           18.06 (8) (d) Semiannually, during any year in which the state is a party to an  
7           agreement entered into pursuant to par. (a) (intro.), the department of  
8           administration shall submit a report to the commission and to the cochairpersons of  
9           the joint committee on finance listing all such agreements. The report shall include  
10          all of the following:

11           1. A description of each agreement, including a summary of its terms and  
12          conditions, rates, maturity, and the estimated market value of each agreement.

13           2. An accounting of amounts that were required to be paid and received on each  
14          agreement.

15           3. Any credit enhancement, liquidity facility, or reserves, including an  
16          accounting of the costs and expenses incurred by the state.

17           4. A description of the counterparty to each agreement.

18           5. A description of the counterparty risk, the termination risk, and other risks  
19          associated with each agreement.

20          **SECTION 145.** 18.08 (1) (a) of the statutes is renumbered 18.08 (1) (a) (intro.)  
21          and amended to read:

22           18.08 (1) (a) (intro.) All moneys resulting from the contracting of public debt  
23          or any payment to be received with respect to any agreement or ancillary  
24          arrangement entered into under s. 18.06 (8) (a) with respect to any such public debt

1 shall be credited to a separate and distinct fund, established in the state treasury,  
2 designated as the capital improvement fund, except that such:

3 1. Such moneys which represent ~~premium and~~ accrued interest on bonds or  
4 ~~notes~~ issued, or are for purposes of funding or refunding bonds pursuant to s. 18.06  
5 (5), shall be credited to one or more of the sinking funds of the bond security and  
6 redemption fund or to the state building trust fund.

7 **SECTION 146.** 18.08 (1) (a) 2. of the statutes is created to read:

8 18.08 (1) (a) 2. Any such moneys that represent premium or any payments  
9 received pursuant to any agreement or ancillary arrangement entered into under s.  
10 18.06 (8) (a) with respect to any such public debt may be credited to one or more of  
11 the sinking funds of the bond security and redemption fund or to the capital  
12 improvement fund, as determined by the commission.

13 **SECTION 147.** 18.08 (2) of the statutes is amended to read:

14 18.08 (2) The capital improvement fund may be expended, pursuant to  
15 appropriations, only for the purposes and in the amounts for which the public debts  
16 have been contracted, for the payment of principal and interest on loans or on notes,  
17 for the payment due, if any, under an agreement or ancillary arrangement entered  
18 into under s. 18.06 (8) (a) with respect to any such public debt, for the purposes  
19 identified under s. 20.867 (2) (v) and (4) (q), and for expenses incurred in contracting  
20 public debt.

21 **SECTION 148.** 18.08 (4) of the statutes is amended to read:

22 18.08 (4) If at any time it appears that there will not be on hand in the capital  
23 improvement fund sufficient moneys for the payment of principal and interest on  
24 loans or on notes or for the payment due, if any, under an agreement or ancillary  
25 arrangement that has been entered into under s. 18.06 (8) (a) with respect to any

1 public debt and that has been determined to be payable from the capital  
2 improvement fund under s. 18.06 (8) (a) 2., the department of administration shall  
3 transfer to such fund, out of the appropriation made pursuant to s. 20.866, a sum  
4 sufficient which, together with any available money on hand in such fund, is  
5 sufficient to make such payment.

6 **SECTION 149.** 18.09 (2) of the statutes is amended to read:

7 18.09 (2) Each sinking fund shall be expended, and all moneys from time to  
8 time on hand therein are irrevocably appropriated, in sums sufficient, only for the  
9 payment of principal and interest on the bonds giving rise to it and, premium, if any,  
10 due upon ~~refunding~~ redemption of any such bonds, and payment due, if any, under  
11 an agreement or ancillary arrangement that has been entered into under s. 18.06 (8)  
12 (a) with respect to any such bonds and that has been determined to be payable from  
13 the bond security and redemption fund under s. 18.06 (8) (a) 2.

14 **SECTION 150m.** 18.52 (1c) of the statutes is created to read:

15 18.52 (1c) "Aggregate expected debt service and net exchange payments"  
16 means the sum of the following:

17 (a) The aggregate net payments expected to be made and received under a  
18 specified interest exchange agreement under s. 18.55 (6) (a).

19 (b) The aggregate debt service expected to be made on obligations related to  
20 that agreement.

21 (c) The aggregate net payments expected to be made and received under all  
22 other interest exchange agreements under s. 18.55 (6) (a) relating to those  
23 obligations that are in force at the time of executing the agreement.

24 **SECTION 151.** 18.55 (6) (a) of the statutes is amended to read:

1           18.55 (6) (a) ~~At~~ Subject to pars. (d) and (e), at the time of, or in anticipation of,  
2           contracting revenue obligations and at any time thereafter while the revenue  
3           obligations are outstanding, the commission may enter into agreements and  
4           ancillary arrangements relating to the revenue obligations, including trust  
5           indentures, liquidity facilities, remarketing or dealer agreements, letter of credit  
6           agreements, insurance policies, guaranty agreements, reimbursement agreements,  
7           indexing agreements, or interest exchange agreements. Any payment made or  
8           received pursuant to any such agreements or ancillary arrangements shall be made  
9           from or deposited into a fund relating to the relevant revenue obligation, as  
10          determined by the commission. The determination of the commission included in an  
11          interest exchange agreement that such an agreement relates to a revenue obligation  
12          shall be conclusive.

13           **SECTION 151c.** 18.55 (6) (d) of the statutes is created to read:

14           18.55 (6) (d) With respect to any interest exchange agreement or agreements  
15          specified in par. (a), all of the following shall apply:

16           1. The commission shall contract with an independent financial consulting firm  
17          to determine if the terms and conditions of the agreement reflect a fair market value,  
18          as of the proposed date of the execution of the agreement.

19           2. The interest exchange agreement must identify by maturity, bond issue, or  
20          bond purpose the obligation to which the agreement is related. The determination  
21          of the commission included in an interest exchange agreement that such agreement  
22          relates to an obligation shall be conclusive.

23           3. The resolution authorizing the commission to enter into any interest  
24          exchange agreement shall require that the terms and conditions of the agreement  
25          reflect a fair market value as of the date of execution of the agreement, as reflected



1 by the determination of the independent financial consulting firm under subd. 1.,  
2 and shall establish guidelines for any such agreement, including the following:

- 3 a. The conditions under which the commission may enter into the agreements.
- 4 b. The form and content of the agreements.
- 5 c. The aspects of risk exposure associated with the agreements.
- 6 d. The standards and procedures for counterparty selection.
- 7 e. The standards for the procurement of, and the setting aside of reserves, if  
8 any, in connection with, the agreements.
- 9 f. The provisions, if any, for collateralization or other requirements for securing  
10 any counterparty's obligations under the agreements.
- 11 g. A system for financial monitoring and periodic assessment of the  
12 agreements.

13 **SECTION 151h.** 18.55 (6) (e) of the statutes is created to read:

14 18.55 (6) (e) 1. Subject to subd. 2., the terms and conditions of an interest  
15 exchange agreement under par. (a) shall not be structured so that, as of the trade date  
16 of the agreement, both of the following are reasonably expected to occur:

17 a. The aggregate expected debt service and net exchange payments relating to  
18 the agreement during the fiscal year in which the trade date occurs will be less than  
19 the aggregate expected debt service and net exchange payments relating to the  
20 agreement that would be payable during that fiscal year if the agreement is not  
21 executed.

22 b. The aggregate expected debt service and net exchange payments relating to  
23 the agreement in subsequent fiscal years will be greater than the aggregate expected  
24 debt service and net exchange payments relating to the agreement that would be  
25 payable in those fiscal years if the agreement is not executed.

1           2. Subdivision 1. shall not apply if either of the follow occurs:

2           a. The commission receives a determination by the independent financial  
3 consulting firm under par. (d) 1. that the terms and conditions of the agreement  
4 reflect payments by the state that represent on-market rates as of the trade date for  
5 the particular type of agreement.

6           b. The commission provides written notice to the joint committee on finance of  
7 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
8 1., and the joint committee on finance either approves or disapproves, in writing, the  
9 commission's entering into the agreement within 14 days of receiving the written  
10 notice from the commission.

11           3. This paragraph shall not limit the liability of the state under an agreement  
12 if actual contracted net exchange payments in any fiscal year are less than or exceed  
13 original expectations.

14           **SECTION 151p.** 18.55 (6) (f) of the statutes is created to read:

15           18.55 (6) (f) Semiannually, during any year in which the state is a party to an  
16 agreement entered into pursuant to par. (a), the department of administration shall  
17 submit a report to the commission and to the cochairpersons of the joint committee  
18 on finance listing all such agreements. The report shall include all of the following:

19           1. A description of each agreement, including a summary of its terms and  
20 conditions, rates, maturity, and the estimated market value of each agreement.

21           2. An accounting of amounts that were required to be paid and received on each  
22 agreement.

23           3. Any credit enhancement, liquidity facility, or reserves, including an  
24 accounting of the costs and expenses incurred by the state.

25           4. A description of the counterparty to each agreement.

1           5. A description of the counterparty risk, the termination risk, and other risks  
2 associated with each agreement.

3           **SECTION 151s.** 18.71 (1) of the statutes is renumbered 18.71 (1m).

4           **SECTION 151v.** 18.71 (1d) of the statutes is created to read:

5           18.71 (1d) "Aggregate expected debt service and net exchange payments"  
6 means the sum of the following:

7           (a) The aggregate net payments expected to be made and received under a  
8 specified interest exchange agreement under s. 18.73 (5) (a).

9           (b) The aggregate debt service expected to be made on notes related to that  
10 agreement.

11           (c) The aggregate net payments expected to be made and received under all  
12 other interest exchange agreements under s. 18.73 (5) (a) relating to those notes that  
13 are in force at the time of executing the agreement.

14           **SECTION 152.** 18.73 (5) of the statutes is created to read:

15           18.73 (5) AGREEMENTS AND ARRANGEMENTS; DELEGATION; USE OF OPERATING NOTES.

16           (a) Subject to pars. (d) and (e), at the time of, or in anticipation of, contracting  
17 operating notes and at any time thereafter while the operating notes are  
18 outstanding, the commission may enter into agreements and ancillary  
19 arrangements relating to the operating notes, including liquidity facilities,  
20 remarketing or dealer agreements, letter of credit agreements, insurance policies,  
21 guaranty agreements, reimbursement agreements, indexing agreements, or interest  
22 exchange agreements. Any payment received pursuant to any such agreements or  
23 ancillary arrangements shall be deposited in, and any payments made pursuant to  
24 any such agreements or ancillary arrangements will be made from, the general fund  
25 or the operating note redemption fund, as determined by the commission. The

1 determination of the commission included in an interest exchange agreement that  
2 such an agreement relates to an operating note shall be conclusive.

3 (b) The commission may delegate to other persons the authority and  
4 responsibility to take actions necessary and appropriate to implement agreements  
5 and ancillary arrangements under par. (a).

6 (c) Any operating notes may include operating notes contracted to fund  
7 interest, accrued or to accrue, on the operating notes.

8 (d) With respect to any interest exchange agreement or agreements specified  
9 in par. (a), all of the following shall apply:

10 1. The commission shall contract with an independent financial consulting firm  
11 to determine if the terms and conditions of the agreement reflect a fair market value,  
12 as of the proposed date of the execution of the agreement.

13 2. The interest exchange agreement must identify the note to which the  
14 agreement is related. The determination of the commission included in an interest  
15 exchange agreement that such agreement relates to a note shall be conclusive.

16 3. The resolution authorizing the commission to enter into any interest  
17 exchange agreement shall require that the terms and conditions of the agreement  
18 reflect a fair market value as of the date of execution of the agreement, as reflected  
19 by the determination of the independent financial consulting firm under subd. 1.,  
20 and shall establish guidelines for any such agreement, including the following:

21 a. The conditions under which the commission may enter into the agreements.

22 b. The form and content of the agreements.

23 c. The aspects of risk exposure associated with the agreements.

24 d. The standards and procedures for counterparty selection.

1 e. The standards for the procurement of, and the setting aside of reserves, if  
2 any, in connection with, the agreements.

3 f. The provisions, if any, for collateralization or other requirements for securing  
4 any counterparty's obligations under the agreements.

5 g. A system for financial monitoring and periodic assessment of the  
6 agreements.

7 (e) 1. Subject to subd. 2., the terms and conditions of an interest exchange  
8 agreement under par. (a) shall not be structured so that, as of the trade date of the  
9 agreement, the aggregate expected debt service and net exchange payments relating  
10 to the agreement during the fiscal year in which the trade date occurs will be less  
11 than the aggregate expected debt service and net exchange payments relating to the  
12 agreement that would be payable during that fiscal year if the agreement is not  
13 executed.

14 2. Subdivision 1. shall not apply if either of the follow occurs:

15 a. The commission receives a determination by the independent financial  
16 consulting firm under par. (d) 1. that the terms and conditions of the agreement  
17 reflect payments by the state that represent on-market rates as of the trade date for  
18 the particular type of agreement.

19 b. The commission provides written notice to the joint committee on finance of  
20 its intention to enter into an agreement that is reasonably expected to satisfy subd.  
21 1., and the joint committee on finance either approves or disapproves, in writing, the  
22 commission's entering into the agreement within 14 days of receiving the written  
23 notice from the commission.

1           3. This paragraph shall not limit the liability of the state under an agreement  
2 if actual contracted net exchange payments in any fiscal year are less than or exceed  
3 original expectations.

4           (f) Semiannually, during any year in which the state is a party to an agreement  
5 entered into pursuant to par. (a), the department of administration shall submit a  
6 report to the commission and to the cochairpersons of the joint committee on finance  
7 listing all such agreements. The report shall include all of the following:

8           1. A description of each agreement, including a summary of its terms and  
9 conditions, rates, maturity, and the estimated market value of each agreement.

10          2. An accounting of amounts that were required to be paid and received on each  
11 agreement.

12          3. Any credit enhancement, liquidity facility, or reserves, including an  
13 accounting of the costs and expenses incurred by the state.

14          4. A description of the counterparty to each agreement.

15          5. A description of the counterparty risk, the termination risk, and other risks  
16 associated with each agreement.

17          **SECTION 153.** 18.74 of the statutes is amended to read:

18          **18.74 Application of operating note proceeds.** All moneys resulting from  
19 the contracting of operating notes or any payment to be received under an agreement  
20 or ancillary arrangement entered into under s. 18.73 (5) with respect to any such  
21 operating notes shall be credited to the general fund, except that moneys which  
22 represent premium and accrued interest on operating notes, or moneys for purposes  
23 of funding or refunding operating notes pursuant to s. 18.72 (1) shall be credited to  
24 the operating note redemption fund.

25          **SECTION 154.** 18.75 (2) of the statutes is amended to read:

1           18.75 (2) The operating note redemption fund shall be expended and all  
2           moneys from time to time on hand therein are irrevocably appropriated, in sums  
3           sufficient, only for the payment of principal and interest on operating notes giving  
4           rise to it and premium, if any, due upon refunding or early redemption of such  
5           operating notes, and for the payment due, if any, under an agreement or ancillary  
6           arrangement entered into under s. 18.73 (5) with respect to such operating notes.

7           **SECTION 155.** 18.75 (4) of the statutes is amended to read:

8           18.75 (4) There shall be transferred, under s. 20.855 (1) (a), a sum sufficient  
9           for the payment of the principal, interest and premium due, if any, ~~on the~~ and for the  
10          payment due, if any, under an agreement or ancillary arrangement entered into  
11          pursuant to s. 18.73 (5) with respect to operating notes giving rise to it as the same  
12          falls due. Such transfers shall be so timed that there is at all times on hand in the  
13          fund an amount not less than the amount to be paid out of it during the ensuing 30  
14          days or such other period if so provided for in the authorizing resolution. The  
15          commission may pledge the deposit of additional amounts at periodic intervals and  
16          the secretary of the department may impound moneys of the general fund, including  
17          moneys temporarily reallocated from other funds under s. 20.002 (11), in accordance  
18          with the pledge of revenues in the authorizing resolution, and all such  
19          impoundments are deemed to be payments for purposes of s. 16.53 (10), but no such  
20          impoundment may be made until the amounts to be paid into the bond security and  
21          redemption fund under s. 18.09 during the ensuing 30 days have been deposited in  
22          the bond security and redemption fund.

23          **SECTION 156.** 19.32 (1) of the statutes is amended to read:

24          19.32 (1) "Authority" means any of the following having custody of a record: a  
25          state or local office, elected official, agency, board, commission, committee, council,

1 department or public body corporate and politic created by constitution, law,  
2 ordinance, rule or order; a governmental or quasi-governmental corporation except  
3 for the Bradley center sports and entertainment corporation; a local exposition  
4 district under subch. II of ch. 229; a ~~family~~ long-term care district under s. 46.2895;  
5 any court of law; the assembly or senate; a nonprofit corporation which receives more  
6 than 50% of its funds from a county or a municipality, as defined in s. 59.001 (3), and  
7 which provides services related to public health or safety to the county or  
8 municipality; ~~a nonprofit corporation operating the Olympic ice training center~~  
9 ~~under s. 42.11 (3);~~ or a formally constituted subunit of any of the foregoing.

10 **SECTION 157.** 19.42 (10) (p) of the statutes is repealed.

11 **SECTION 158e.** 19.42 (10) (r) of the statutes is created to read:

12 19.42 (10) (r) The employees and members of the board of directors of the Lower  
13 Fox River Remediation Authority.

14 **SECTION 159.** 19.42 (13) (o) of the statutes is repealed.

15 **SECTION 161.** 19.55 (2) (b) of the statutes is amended to read:

16 19.55 (2) (b) Records obtained or prepared by the board in connection with an  
17 investigation, except that the board shall permit inspection of records that are made  
18 public in the course of a hearing by the board to determine if a violation of this  
19 subchapter or subch. III of ch. 13 has occurred. Whenever the board refers such  
20 investigation and hearing records to a district attorney or to the attorney general,  
21 they may be made public in the course of a prosecution initiated under this  
22 subchapter. The board shall also provide information from investigation and hearing  
23 records that pertains to the location of individuals and assets of individuals as  
24 requested under s. 49.22 (2m) by the department of ~~workforce development~~ children  
25 and families or by a county child support agency under s. 59.53 (5).



1           **SECTION 162.** 19.55 (2) (d) of the statutes is amended to read:

2           19.55 (2) (d) Records of the social security number of any individual who files  
3           an application for licensure as a lobbyist under s. 13.63 or who registers as a principal  
4           under s. 13.64, except to the department of ~~workforce development~~ children and  
5           families for purposes of administration of s. 49.22 or to the department of revenue  
6           for purposes of administration of s. 73.0301.

7           **SECTION 162h.** 19.62 (8) of the statutes is amended to read:

8           19.62 (8) “State authority” means an authority that is a state elected official,  
9           agency, board, commission, committee, council, department or public body corporate  
10          and politic created by constitution, statute, rule or order; a state governmental or  
11          quasi-governmental corporation; the supreme court or court of appeals; or the  
12          assembly or senate; ~~or a nonprofit corporation operating the Olympic Ice Training~~  
13          ~~Center under s. 42.11 (3).~~

14          **SECTION 163.** 19.82 (1) of the statutes is amended to read:

15          19.82 (1) “Governmental body” means a state or local agency, board,  
16          commission, committee, council, department or public body corporate and politic  
17          created by constitution, statute, ordinance, rule or order; a governmental or  
18          quasi-governmental corporation except for the Bradley center sports and  
19          entertainment corporation; a local exposition district under subch. II of ch. 229; a  
20          family long-term care district under s. 46.2895; ~~a nonprofit corporation operating~~  
21          ~~the Olympic ice training center under s. 42.11 (3);~~ or a formally constituted subunit  
22          of any of the foregoing, but excludes any such body or committee or subunit of such  
23          body which is formed for or meeting for the purpose of collective bargaining under  
24          subch. I, IV or V of ch. 111.

25          **SECTION 163p.** 19.84 (5) of the statutes is amended to read:

1           19.84 (5) Departments and their subunits in any University of Wisconsin  
2 System institution or campus and a nonprofit corporation operating the Olympic Ice  
3 Training Center under s. 42.11 (3) are exempt from the requirements of subs. (1) to  
4 (4) but shall provide meeting notice which is reasonably likely to apprise interested  
5 persons, and news media who have filed written requests for such notice.

6           **SECTION 163v.** 19.85 (1) (j) of the statutes is repealed.

7           **SECTION 165.** 19.86 of the statutes is amended to read:

8           **19.86 Notice of collective bargaining negotiations.** Notwithstanding s.  
9 19.82 (1), where notice has been given by either party to a collective bargaining  
10 agreement under subch. I, IV or V of ch. 111 to reopen such agreement at its  
11 expiration date, the employer shall give notice of such contract reopening as provided  
12 in s. 19.84 (1) (b). If the employer is not a governmental body, notice shall be given  
13 by the employer's chief officer or such person's designee. ~~This section does not apply~~  
14 ~~to a nonprofit corporation operating the Olympic Ice Training Center under s. 42.11~~  
15 ~~(3).~~

16           **SECTION 166.** 20.001 (2) (e) of the statutes is amended to read:

17           20.001 (2) (e) *Federal revenues.* "Federal revenues" consist of moneys received  
18 from the federal government, except that under s. ~~20.445 (3)~~ 20.437 (2) (md) "federal  
19 revenues" also include moneys treated as refunds of expenditures, and under s.  
20 ~~20.445 (3)~~ 20.437 (2) (me) "federal revenues" consist only of moneys treated as  
21 received from the federal government. Federal revenues may be deposited as  
22 program revenues in the general fund or as segregated revenues in a segregated  
23 fund. In either case they are indicated in s. 20.005 by the addition of "-F" after the  
24 abbreviation assigned under pars. (b) and (d).

25           **SECTION 167.** 20.001 (5) of the statutes is amended to read:

1           20.001 (5) REFUNDS OF EXPENDITURES. Any amount not otherwise appropriated  
2 under this chapter that is received by a state agency as a result of an adjustment  
3 made to a previously recorded expenditure from a sum certain appropriation to that  
4 agency due to activities that are of a temporary nature or activities that could not be  
5 anticipated during budget development and which serves to reduce or eliminate the  
6 previously recorded expenditure in the same fiscal year in which the previously  
7 recorded expenditure was made, except as provided in s. ~~20.445 (3)~~ 20.437 (2) (md),  
8 may, upon request of the agency, be designated by the secretary of administration as  
9 a refund of an expenditure. Except as otherwise provided in this subsection, the  
10 secretary of administration may designate an amount received by a state agency as  
11 a refund of an expenditure only if the agency submits to the secretary a written  
12 explanation of the circumstances under which the amount was received that  
13 includes a specific reference in a statutory or nonstatutory law to a function of the  
14 agency under which the amount was received and the appropriation from which the  
15 previously recorded expenditure was made. A refund of an expenditure shall be  
16 deposited by the receiving state agency in the appropriation account from which the  
17 previously recorded expenditure was made. Except as otherwise provided in this  
18 subsection, a state agency which proposes to make an expenditure from moneys  
19 designated as a refund of an expenditure shall submit to the secretary of  
20 administration a written explanation of the purpose of the expenditure, including a  
21 specific reference in a statutory or nonstatutory law to a function of the agency under  
22 which the expenditure is to be made and the appropriation from which the  
23 expenditure is to be made. After submission and approval of an estimate of the  
24 amount proposed to be expended under s. 16.50 (2), a state agency may expend the  
25 moneys received from the refund of the expenditure. The secretary of administration

1 may waive submission of any explanation required by this subsection for categories  
2 of refunds of expenditures or proposed refunds of expenditures.

3 **SECTION 167e.** 20.003 (2) of the statutes is amended to read:

4 20.003 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU AUTHORITY. All  
5 appropriations made by the legislature shall be listed in this chapter. The ~~revisor of~~  
6 ~~statutes~~ legislative reference bureau shall assign numbers in this chapter to any  
7 appropriation not so numbered and if appropriation laws are enacted which are not  
8 numbered to correspond with the numbering system of this chapter as outlined in  
9 sub. (3), the ~~revisor of statutes~~ legislative reference bureau shall renumber such laws  
10 accordingly.

11 **SECTION 168.** 20.003 (4) (fm) of the statutes is repealed.

12 **SECTION 169.** 20.003 (4) (fr) of the statutes is repealed.

13 **SECTION 172.** 20.003 (4) (fw) of the statutes is created to read:

14 20.003 (4) (fw) For fiscal year 2009-10, \$65,000,000.

15 **SECTION 173.** 20.003 (4) (fx) of the statutes is created to read:

16 20.003 (4) (fx) For fiscal year 2010-11, \$65,000,000.

17 **SECTION 174.** 20.003 (4) (g) of the statutes is amended to read:

18 20.003 (4) (g) For fiscal year 2009-10 2011-12 and each fiscal year thereafter,  
19 2%.

20 **SECTION 174e.** 20.004 (2) of the statutes is amended to read:

21 20.004 (2) Immediately following the final adjournment of the legislature, or  
22 at convenient intervals prior thereto, the department of administration shall amend  
23 the schedule and summaries set forth in s. 20.005 to include all fiscal acts of the  
24 legislature, and submit the composite amended schedule and summaries to the joint  
25 committee on finance for approval. When approved, the department of

1 administration shall then submit the schedule and summaries to the ~~revisor of~~  
2 ~~statutes who~~ legislative reference bureau, which shall print the revised schedules  
3 and summaries of all state funds in the ensuing issue of the statutes as part of s.  
4 20.005 and in lieu of the schedules and summaries printed in the preceding issue of  
5 the statutes. If any conflict exists between ss. 20.115 to 20.875 and s. 20.005, ss.  
6 20.115 to 20.875 shall control and s. 20.005 shall be changed to correspond with ss.  
7 20.115 to 20.875. All appropriations are to be rounded to the nearest \$100 and if any  
8 appropriation is made which is not so rounded the department of administration,  
9 when preparing the composite amended schedule and summaries, shall show the  
10 appropriation increased to the next \$100.

11 **SECTION 175.** 20.005 (1) of the statutes is repealed and recreated to read:

12 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for  
13 the state of Wisconsin for all funds beginning on July 1, 2007, and ending on June  
14 30, 2009, is summarized as follows: [See Figure 20.005 (1) following]

15 \_\_\_\_\_  
16 **Figure: 20.005 (1)**  
17 \_\_\_\_\_

#### GENERAL FUND SUMMARY

	2007-08	2008-09
<b>Opening Balance, July 1</b>	\$ 66,288,000	\$ 68,292,700
<b>Revenues and Transfers</b>		
Taxes	\$13,128,175,000	\$13,651,100,000
Departmental Revenues		
Tribal Gaming	96,731,600	46,250,700
Other	<u>410,477,700</u>	<u>418,768,800</u>
<b>Total Available</b>	\$13,701,672,300	\$14,184,412,200

	<b>2007-08</b>	<b>2008-09</b>
<b>Appropriations and Reserves</b>		
Gross Appropriations*	\$13,829,514,400	\$14,206,251,900
Compensation Reserves	67,784,500	172,546,700
Less Lapses	<u>-263,919,300</u>	<u>-263,608,200</u>
<b>Total Expenditures</b>	<b>\$13,633,379,600</b>	<b>\$14,115,190,400</b>
<b>Balances</b>		
Gross Balance	\$ 68,292,700	\$ 69,221,800
Less Required Statutory Balance	<u>-65,000,000</u>	<u>-65,000,000</u>
<b>Net Balance, June 30</b>	<b>\$ 3,292,700</b>	<b>\$ 4,221,800</b>
<b>Structural Balance</b>	<b>\$ 2,004,000</b>	<b>\$ 929,100</b>

1 \*Includes \$85,490,700 GPR in fiscal year 2007-08 and \$90,414,400 GPR in fiscal year 2008-09  
 2 related to a GPR debt service appropriation under the Department of Transportation that is not  
 3 included in this act.

**SUMMARY OF APPROPRIATIONS — ALL FUNDS**

	<b>2007-08</b>	<b>2008-09</b>
General Purpose Revenue	\$13,744,023,700	\$14,115,837,500
Federal Revenue	6,503,513,800	6,727,510,200
Program	6,453,332,400	6,667,426,500
Segregated	50,181,400	50,083,700
Program Revenue	4,017,544,100	4,132,933,800
Nonservice	3,232,186,800	3,340,232,800
Service	785,357,300	792,701,000
Segregated Revenue	1,457,143,200	1,455,307,400
State nonservice	491,149,100	486,835,300
Local	311,543,600	316,503,200
Service	654,450,500	651,968,900

	<b>2007-08</b>	<b>2008-09</b>
<b>GRAND TOTAL</b>	\$ 25,722,224,800	\$ 26,431,588,900

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

General Purpose Revenue	\$ 67,784,500	\$ 172,546,700
Federal Revenue	32,074,800	82,234,600
Program Revenue	19,814,200	50,519,400
Segregated Revenue	<u>7,186,500</u>	<u>17,789,100</u>
<b>TOTAL</b>	\$ 126,860,000	\$ 323,089,800

**LOTTERY FUND SUMMARY**

	<b>2007-08</b>	<b>2008-09</b>
<b>Gross Revenue</b>		
Ticket Sales	\$ 504,690,200	\$ 511,890,200
Miscellaneous Revenue	<u>96,600</u>	<u>96,600</u>
	\$ 504,786,800	\$ 511,986,800
<b>Expenses</b>		
Prizes	\$ 293,145,200	\$ 297,798,500
Administrative Expenses	<u>71,304,100</u>	<u>72,458,300</u>
	\$ 364,449,300	\$ 370,256,800
<b>Net Proceeds</b>	\$ 140,337,500	\$ 141,730,000

	<b>2007-08</b>	<b>2008-09</b>
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 9,796,700	\$ 10,095,700
Net Proceeds	140,337,500	141,730,000
Interest Earnings	3,668,500	3,668,500
Gaming-related Revenue	<u>333,100</u>	<u>333,100</u>
	\$ 154,135,800	\$ 155,827,300
<b>Property Tax Relief</b>	\$ 144,040,100	\$ 145,587,600
<b>Gross Closing Balance</b>	\$ 10,095,700	\$ 10,239,700
<b>Reserve</b>	\$ <u>10,095,700</u>	\$ <u>10,239,700</u>
<b>Net Closing Balance</b>	\$ -0-	\$ -0-

1  
 2       **SECTION 176.** 20.005 (2) of the statutes is repealed and recreated to read:  
 3       20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets  
 4 forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)  
 5 following]

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6  
 7       **Figure: 20.005 (2) (a)**

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**SUMMARY OF BONDING AUTHORITY MODIFICATIONS  
 2007-09 FISCAL BIENNIUM**

<b>Source and Purpose</b>	<b>Amount</b>
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**GENERAL OBLIGATIONS**

Administration	
Energy conservation projects; capital improvement fund	\$ 30,000,000
School educational technology infrastructure financial assistance	-18,288,700



<b>Source and Purpose</b>	<b>Amount</b>
Public library educational technology infrastructure financial assistance	-31,000
<b>Agriculture, Trade and Consumer Protection</b>	
Soil and water	7,000,000
<b>Building Commission</b>	
Other public purposes	125,000,000
Housing state departments and agencies	69,264,500
Hmong cultural centers	2,250,000
Civil War exhibit at the Kenosha Public Museums	500,000
Bond Health Center	1,000,000
Racine County; Discovery Place Meuseum	-1,000,000
<b>Corrections</b>	
Correctional facilities	10,256,500
<b>Educational Communications Board</b>	
Educational communications facilities	1,123,400
<b>Environmental Improvement Fund</b>	
Clean water fund program	59,900,000
Safe drinking water loan program	6,090,000
<b>Health and Family Services</b>	
Mental health and secure treatment facilities	45,056,000
<b>Historical Society</b>	
Historic records	3,250,000
<b>Medical College of Wisconsin, Inc.</b>	
Biomedical research and technology incubator	10,000,000

<b>Source and Purpose</b>	<b>Amount</b>
Military Affairs	
Armories and military facilities	5,308,600
Natural Resources	
Contaminated sediment removal	17,000,000
Environmental repair	3,000,000
Nonpoint source	7,000,000
Nonpoint source grants	5,000,000
Urban nonpoint source cost-sharing	6,000,000
Stewardship 2000 program	1,050,000,000
Segregated fund supported facilities	18,199,600
Environmental segregated fund supported facilities	2,849,800
State Fair Park Board	
Self-amortizing facilities	-3,800,000
University of Wisconsin	
Academic facilities	205,365,000
Self-amortizing facilities	335,751,100
Veterans Affairs	
Self-amortizing mortgage loans	85,000,000
Self-amortizing facilities	<u>3,139,000</u>
<b>TOTAL General Obligation Bonds</b>	<b>\$ 2,094,383,800</b>

### **REVENUE OBLIGATIONS**

Commerce	
Petroleum storage remedial action	\$ -49,076,000
Environmental Improvement Fund	
Clean water fund	368,145,000

<b>Source and Purpose</b>	<b>Amount</b>
<b>TOTAL Revenue Obligation Bonds</b>	\$ 319,069,000
 <b>GRAND TOTAL</b>	 \$ 2,413,452,800

1  
2  
3

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**Figure: 20.005 (2) (b)**

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**GENERAL OBLIGATION AND  
 BUILDING CORPORATION DEBT SERVICE  
 FISCAL YEARS 2007-08 AND 2008-09**

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(2) (d) Principal repayment and interest	GPR	\$ 12,000	\$ 11,700
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	510,300	693,700
(7) (f) Principal repayment and interest; soil and water	GPR	1,738,900	2,354,600
<b><i>20.190 State fair park board</i></b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	985,200	983,300
(1) (d) Principal repayment and interest	GPR	1,507,000	1,477,600
<b><i>20.225 Educational communications board</i></b>			
(1) (c) Principal repayment and interest	GPR	2,477,700	2,574,000
<b><i>20.245 Historical society</i></b>			
(1) (e) Principal repayment, interest, and rebates	GPR	2,031,600	2,716,600
<b><i>20.250 Medical College of Wisconsin</i></b>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	1,807,000	2,021,800

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
(1) (e) Principal repayment and interest	GPR	169,400	167,100
<b><i>20.255 Public instruction, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	1,133,400	1,096,100
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (d) Principal repayment and interest	GPR	134,407,000	137,570,900
(1) (db) Self-amortizing facilities principal and interest	GPR	-0-	-0-
<b><i>20.320 Environmental improvement program</i></b>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	42,127,000	46,675,500
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	2,765,800	3,015,000
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	42,021,100	47,527,600
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	-0-	-0-
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	6,654,400	7,068,700
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	46,284,400	44,667,900
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	15,275,200	14,380,300
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	867,500	871,600

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
(7) (ce) Principal repayment and interest - nonpoint source	GPR	261,500	324,100
(7) (cf) Principal repayment and interest - urban nonpoint source cost-sharing	GPR	1,531,000	1,875,200
(7) (ea) Administrative facilities - principal repayment and interest	GPR	817,000	824,200
<b><i>20.410 Corrections, department of</i></b>			
(1) (e) Principal repayment and interest	GPR	74,592,500	73,637,000
(3) (e) Principal repayment and interest	GPR	4,877,500	4,900,400
<b><i>20.435 Health and family services, department of</i></b>			
(2) (ee) Principal repayment and interest	GPR	13,756,000	13,592,200
(6) (e) Principal repayment and interest	GPR	68,400	66,500
<b><i>20.465 Military affairs, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	4,173,400	4,265,700
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (f) Principal repayment and interest	GPR	1,547,500	1,536,400
<b><i>20.505 Administration, department of</i></b>			
(4) (es) Principal, interest, and rebates; general purpose revenue - schools	GPR	4,478,400	4,475,700
(4) (et) Principal, interest, and rebates; general purpose revenue - public library boards	GPR	19,900	19,900
(5) (c) Principal repayment and interest; Black Point Estate	GPR	113,400	127,700

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
<b><i>20.855 Miscellaneous appropriations</i></b>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	997,800	992,800
<b><i>20.867 Building commission</i></b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	-0-	-0-
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	10,778,800	10,522,900
(3) (a) Principal repayment and interest	GPR	23,345,800	36,154,000
(3) (b) Principal repayment and interest	GPR	1,423,200	1,478,800
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	112,800	116,300
(3) (bn) Principal repayment, interest and rebates; Hmong Cultural centers	GPR	-0-	-0-
(3) (bp) Principal repayment, interest and rebates	GPR	-0-	30,000
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	772,100	806,300
(3) (br) Principal repayment, interest and rebates	GPR	86,100	84,400
(3) (bt) Principal repayment, interest, and rebates; Discovery Place museum	GPR	<u>-0-</u>	<u>-0-</u>
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	-0-	-0-
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	2007-08	2008-09
<b>TOTAL General Purpose Revenue Debt Service</b>		\$446,528,000	\$471,704,500
<b><i>20.190 State Fair Park Board</i></b>			
(1) (i) State fair capital expenses	PR	\$ 3,707,200	\$ 3,865,100
<b><i>20.225 Educational communications board</i></b>			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,100	13,300
<b><i>20.245 Historical society</i></b>			
(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	103,500	96,600
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (jq) Steam and chilled-water plant; principal repayment, interest, and rebates; nonstate entities	PR	877,400	880,700
(1) (kd) Principal repayment, interest and rebates	PR-S	65,019,700	72,716,800
(1) (km) Aquaculture demonstration facility; principal repayment and interest	PR-S	261,700	260,100
(1) (ko) Steam and chilled-water plant; principal repayment, interest and rebates	PR	4,971,600	4,990,400
<b><i>20.370 Natural resources, department of</i></b>			
(7) (ag) Land acquisition - principal repayment and interest	PR	-0-	-0-
(7) (cg) Principal repayment and interest - nonpoint repayments	PR	-0-	-0-
<b><i>20.410 Corrections, department of</i></b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR-S	117,600	386,500

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (go) Self-amortizing housing facilities; principal repayment and interest	PR	1,578,800	2,522,600
<b><i>20.505 Administration, department of</i></b>			
(4) (ha) Principal, interest, and rebates; program revenue - schools	PR	1,255,100	1,260,200
(4) (hb) Principal, interest, and rebates; program revenue - public library boards	PR	11,500	11,500
(5) (g) Principal repayment, interest and rebates; parking	PR-S	1,796,400	1,796,000
(5) (kc) Principal repayment, interest and rebates	PR-S	18,624,100	18,137,300
(5) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR-S	-0-	-0-
<b><i>20.867 Building commission</i></b>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	-0-	-0-
<b>TOTAL Program Revenue Debt Service</b>		<b>\$ 98,337,700</b>	<b>\$106,937,100</b>
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 847,700	\$ 847,700



<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2007-08</b>	<b>2008-09</b>
<b><i>20.320 Environmental improvement program</i></b>			
(1) (t) Principal repayment and interest - clean water fund program bonds	SEG	6,000,000	6,000,000
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aq) Resource acquisition and development - principal repayment and interest	SEG	233,800	153,300
(7) (ar) Dam repair and removal - principal repayment and interest	SEG	508,600	523,200
(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	3,747,600	4,086,000
(7) (br) Principal repayment and interest - contaminated sediment	SEG	-0-	-0-
(7) (eq) Administrative facilities - principal repayment and interest	SEG	2,647,000	3,174,300
(7) (er) Administrative facilities - principal repayment and interest; environmental fund	SEG	481,900	580,100
<b><i>20.485 Veterans affairs, department of</i></b>			
(3) (t) Debt service	SEG	33,378,900	32,059,200
(4) (qm) Repayment of principal and interest	SEG	99,100	98,600
<b><i>20.867 Building commission</i></b>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	-0-	-0-
<b>TOTAL Segregated Revenue Debt Service</b>		<b>\$ 61,444,600</b>	<b>\$ 61,022,400</b>

STATUTE, AGENCY AND PURPOSE	SOURCE	2007-08	2008-09
<b>GRAND TOTAL All Debt Service</b>		\$ 606,310,300	\$ 639,664,000

**SECTION 177.** 20.005 (3) of the statutes, except as it affects 20.395 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]

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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**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	3,777,600	3,777,600
	Meat and poultry inspection	GPR	A	3,327,900	3,327,900
	Trade and consumer protection	GPR	A	2,549,400	2,549,400
	NET APPROPRIATION			9,654,900	9,654,900
(g)	Related services	PR	A	50,500	50,500
(gb)	Food regulation	PR	A	4,910,800	4,910,800
(gf)	Fruit and vegetable inspection	PR	C	988,000	988,000
(gh)	Public warehouse regulation	PR	A	108,900	108,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gm) Dairy trade regulation	PR	A	191,000	191,000
2	(h) Grain inspection and certification	PR	C	1,363,300	1,363,300
3	(hm) Ozone-depleting refrigerants and				
4	products regulation	PR	A	491,900	491,900
5	(i) Sale of supplies	PR	A	30,000	30,000
6	(j) Weights and measures inspection	PR	A	1,275,400	1,276,300
7	(jb) Consumer protection, information,				
8	and education	PR	A	175,000	175,000
9	(m) Federal funds	PR-F	C	4,213,100	4,213,100
10	(q) Dairy, grain, and vegetable security	SEG	A	1,270,200	1,272,300
11	(r) Unfair sales act enforcement	SEG	A	224,300	224,300
12	(s) Weights and measures; petroleum				
13	inspection fund	SEG	A	644,900	644,900
14	(u) Recyclable and nonrecyclable				
15	products regulation	SEG	A	-0-	-0-
16	(v) Agricultural producer security;				
17	contingent financial backing	SEG	S	350,000	350,000
18	(w) Agricultural producer security;				
19	payments	SEG	S	2,000,000	2,000,000
20	(wb) Agricultural producer security;				
21	proceeds of contingent financial				
22	backing	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(wc) Agricultural producer security;				
2	repayment of contingent financial				
3	backing	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,654,900	9,654,900
	PROGRAM REVENUE			13,797,900	13,798,800
	FEDERAL			(4,213,100)	(4,213,100)
	OTHER			(9,584,800)	(9,585,700)
	SEGREGATED FUNDS			4,489,400	4,491,500
	OTHER			(4,489,400)	(4,491,500)
	TOTAL-ALL SOURCES			27,942,200	27,945,200
4	(2) ANIMAL HEALTH SERVICES				
5	(a) General program operations	GPR	A	2,623,600	2,623,600
6	(b) Animal disease indemnities	GPR	S	108,600	108,600
7	(c) Financial assistance for				
8	paratuberculosis testing	GPR	A	250,000	250,000
9	(d) Principal repayment and interest	GPR	S	12,000	11,700
10	(g) Related services	PR	C	-0-	-0-
11	(h) Sale of supplies	PR	A	30,300	30,300
12	(ha) Inspection, testing and enforcement	PR	C	664,200	664,200
13	(j) Dog licenses, rabies control, and				
14	related services	PR	C	166,900	166,900
15	(m) Federal funds	PR-F	C	3,008,100	3,008,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,994,200	2,993,900
	PROGRAM REVENUE			3,869,500	3,869,500
	FEDERAL			(3,008,100)	(3,008,100)
	OTHER			(861,400)	(861,400)
	TOTAL-ALL SOURCES			6,863,700	6,863,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(3) AGRICULTURAL DEVELOPMENT SERVICES				
2	(a) General program operations	GPR	A	2,205,400	2,281,800
3	(g) Related services	PR	A	-0-	-0-
4	(h) Loans for rural development	PR	C	62,500	62,500
5	(i) Marketing orders and agreements	PR	C	89,000	89,000
6	(j) Stray voltage program	PR	A	521,600	521,600
7	(ja) Agricultural development services				
8	and materials	PR	C	152,000	152,000
9	(jm) Stray voltage program; rural				
10	electric cooperatives	PR	A	25,300	25,300
11	(L) Something special from Wisconsin				
12	promotion	PR	A	30,500	30,500
13	(m) Federal funds	PR-F	C	3,637,900	3,637,900
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,205,400	2,281,800
	PROGRAM REVENUE			4,518,800	4,518,800
	FEDERAL			(3,637,900)	(3,637,900)
	OTHER			(880,900)	(880,900)
	TOTAL-ALL SOURCES			6,724,200	6,800,600
14	(4) AGRICULTURAL ASSISTANCE				
15	(a) Aid to Wisconsin livestock breeders				
16	association	GPR	A	-0-	-0-
17	(am) Buy local grants	GPR	B	225,000	-0-
18	(b) Aids to county and district fairs	GPR	A	400,000	400,000
19	(c) Agricultural investment aids	GPR	B	380,000	380,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(e) Aids to World Dairy Expo, Inc.	GPR	A	23,700	23,700
2	(f) Exposition center grants	GPR	A	216,300	216,300
3	(q) Grants for agriculture in the				
4	classroom program	SEG	A	100,000	100,000
5	(qm) Grants for soybean crushing				
6	facilities	SEG	B	4,000,000	-0-
7	(r) Agricultural investment aids,				
8	agrichemical management fund	SEG	B	-0-	-0-
9	(s) Grazing lands conservation	SEG	A	400,000	400,000
<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,245,000	1,020,000
	SEGREGATED FUNDS			4,500,000	500,000
	OTHER			(4,500,000)	(500,000)
	TOTAL-ALL SOURCES			5,745,000	1,520,000
10	(7) AGRICULTURAL RESOURCE MANAGEMENT				
11	(a) General program operations	GPR	A	798,300	798,300
12	(b) Principal repayment and interest,				
13	conservation reserve enhancement	GPR	S	510,300	693,700
14	(c) Soil and water resource				
15	management program	GPR	C	5,081,900	5,081,900
16	(f) Principal repayment and interest,				
17	soil and water	GPR	S	1,738,900	2,354,600
18	(g) Agricultural impact statements	PR	C	255,500	255,500
19	(ga) Related services	PR	C	132,500	137,400
20	(gm) Seed testing and labeling	PR	C	79,900	79,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(h) Fertilizer research assessments	PR	C	160,500	160,500
2	(ha) Liming material research funds	PR	C	25,000	25,000
3	(ja) Plant protection	PR	C	203,700	203,700
4	(k) Agricultural resource management				
5	services	PR-S	C	594,500	594,500
6	(m) Federal funds	PR-F	C	1,115,500	1,115,500
7	(qc) Plant protection; conservation fund	SEG	A	1,555,500	1,560,400
8	(qd) Soil and water management;				
9	environmental fund	SEG	A	6,911,000	12,911,000
10	(r) General program operations;				
11	agricultural management	SEG	A	5,939,400	5,904,400
12	(s) Principal repayment and interest;				
13	soil and water, environmental fund	SEG	A	847,700	847,700
14	(t) International crane foundation				
15	funding	SEG	A	71,000	71,000
16	(va) Clean sweep grants	SEG	A	1,000,000	1,000,000
17	(wm) Agricultural chemical cleanup				
18	reimbursement	SEG	C	3,000,000	3,000,000

**(7) PROGRAM TOTALS**

<b>GENERAL PURPOSE REVENUES</b>	8,129,400	8,928,500
<b>PROGRAM REVENUE</b>	2,567,100	2,572,000
<b>FEDERAL</b>	(1,115,500)	(1,115,500)
<b>OTHER</b>	(857,100)	(862,000)
<b>SERVICE</b>	(594,500)	(594,500)
<b>SEGREGATED FUNDS</b>	19,324,600	25,294,500
<b>OTHER</b>	(19,324,600)	(25,294,500)
<b>TOTAL-ALL SOURCES</b>	<b>30,021,100</b>	<b>36,795,000</b>

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(8) CENTRAL ADMINISTRATIVE SERVICES					
2	(a) General program operations	GPR	A	5,442,600	5,442,600	
3	(g) Gifts and grants	PR	C	764,200	764,200	
4	(gm) Enforcement cost recovery	PR	A	5,000	5,000	
5	(h) Sale of material and supplies	PR	C	11,400	11,400	
6	(ha) General laboratory related services	PR	C	50,200	50,200	
7	(hm) Restitution	PR	C	-0-	-0-	
8	(i) Related services	PR	A	100,000	100,000	
9	(j) Electronic processing	PR	C	-0-	-0-	
10	(jm) Telephone solicitation regulation	PR	C	725,100	725,100	
11	(k) Computer system equipment, staff					
12	and services	PR-S	A	2,104,300	2,104,300	
13	(kL) Central services	PR-S	C	786,700	786,700	
14	(km) General laboratory services	PR-S	B	2,786,600	2,789,000	
15	(ks) State services	PR-S	C	142,400	142,400	
16	(m) Federal funds	PR-F	C	1,400,000	1,400,000	
17	(pz) Indirect cost reimbursements	PR-F	C	1,609,400	1,609,400	
	<b>(8) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			5,442,600	5,442,600	
	PROGRAM REVENUE			10,485,300	10,487,700	
	FEDERAL			(3,009,400)	(3,009,400)	
	OTHER			(1,655,900)	(1,655,900)	
	SERVICE			(5,820,000)	(5,822,400)	
	TOTAL-ALL SOURCES			15,927,900	15,930,300	
	<b>20.115 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			29,671,500	30,321,700	
	PROGRAM REVENUE			35,238,600	35,246,800	
	FEDERAL			(14,984,000)	(14,984,000)	



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	OTHER			(13,840,100)	(13,845,900)
	SERVICE			(6,414,500)	(6,416,900)
	SEGREGATED FUNDS			28,314,000	30,286,000
	OTHER			(28,314,000)	(30,286,000)
	TOTAL-ALL SOURCES			93,224,100	95,854,500
1	<b>20.143 Commerce, department of</b>				
2	(1) ECONOMIC AND COMMUNITY DEVELOPMENT				
3	(a) General program operations	GPR	A	4,249,800	4,249,800
4	(b) Economic development promotion,				
5	plans and studies	GPR	A	30,000	30,000
6	(bm) Aid to Forward Wisconsin, Inc.	GPR	A	320,000	320,000
7	(c) Wisconsin development fund;				
8	grants, loans, reimbursements, and				
9	assistance	GPR	B	7,873,400	7,098,400
10	(cf) Community-based, nonprofit				
11	organization grant for educational				
12	project	GPR	A	-0-	-0-
13	(d) High-technology business				
14	development corporation	GPR	A	250,000	250,000
15	(dr) Main street program	GPR	A	408,300	408,300
16	(e) Technology-based economic				
17	development	GPR	A	-0-	-0-
18	(em) Hazardous pollution prevention;				
19	contract	GPR	A	-0-	-0-
20	(er) Rural economic development				
21	program	GPR	B	606,500	606,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ew) International trade, business and				
2	economic development grant	GPR	B	-0-	-0-
3	(fg) Community-based economic				
4	development programs	GPR	A	712,100	712,100
5	(fj) Manufacturing extension center				
6	grants	GPR	A	1,200,000	1,200,000
7	(fm) Minority business projects; grants				
8	and loans	GPR	B	254,200	254,200
9	(fy) Women's business incubator grant	GPR	B	-0-	-0-
10	(g) Gifts, grants, and proceeds	PR	C	487,300	487,300
11	(gc) Business development assistance				
12	center	PR	C	-0-	-0-
13	(gm) Wisconsin development fund,				
14	administration of grants and loans	PR	C	51,100	51,100
15	(gr) Woman-owned business				
16	certification processing fees	PR	C	310,000	310,000
17	(h) Economic development operations	PR	A	-0-	-0-
18	(hm) Certified capital companies	PR	C	-0-	-0-
19	(ie) Wisconsin development fund,				
20	repayments	PR	C	4,050,000	4,050,000
21	(ig) Gaming economic development and				
22	diversification; repayments	PR	B	1,000,000	350,000
23	(im) Minority business projects;				
24	repayments	PR	C	317,200	317,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ir) Rural economic development loan				
2	repayments	PR	C	120,100	120,100
3	(jc) Physician and dentist and health				
4	care prov loan assistance pgm;				
5	penalties	PR	C	-0-	-0-
6	(jL) Health care provider loan				
7	assistance program; local				
8	contributions	PR	C	-0-	-0-
9	(jm) Physician and dentist loan				
10	assistance program; local				
11	contributions	PR	C	-0-	-0-
12	(jp) Manufactured housing				
13	rehabilitation and recycling;				
14	program revenue	PR	A	70,000	70,000
15	(k) Sale of materials or services	PR-S	C	-0-	-0-
16	(ka) Sale of materials and services —				
17	local assistance	PR-S	C	-0-	-0-
18	(kb) Sale of materials and services —				
19	individuals and organizations	PR-S	C	-0-	-0-
20	(kc) Clean air act compliance assistance	PR-S	A	234,400	234,400
21	(kf) American Indian economic				
22	development; technical assistance	PR-S	A	94,000	94,000
23	(kg) American Indian economic liaison				
24	and gaming grants specialist and				
25	pgm mktg	PR-S	A	112,800	112,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kh) American Indian economic				
2	development; liaison-grants	PR-S	A	-0-	-0-
3	(kj) Gaming economic development and				
4	diversification; grants and loans	PR-S	B	1,538,700	2,188,700
5	(kr) Physician and dent and hlth care				
6	prov loan assist pgms; repay and				
7	contract	PR-S	B	488,700	488,700
8	(kt) Funds transferred from other state				
9	agencies	PR-S	C	-0-	-0-
10	(m) Federal aid, state operations	PR-F	C	1,231,300	1,231,300
11	(n) Federal aid, local assistance	PR-F	C	34,400,000	34,400,000
12	(o) Federal aid, individuals and				
13	organizations	PR-F	C	-0-	-0-
14	(qa) Brownfields redevelopment				
15	activities; administration	SEG	A	216,000	216,000
16	(qm) Brownfields grant program and				
17	related grants; environmental fund	SEG	A	6,000,000	7,000,000
18	(tm) Wisconsin development fund grants				
19	and loans; recycling fund	SEG	B	2,000,000	20,000,000
20	(um) Wisconsin development fund,				
21	administration; recycling fund	SEG	A	-0-	57,800
22	(x) Industrial building construction				
23	loan fund	SEG	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			15,904,300	15,129,300
	PROGRAM REVENUE			44,505,600	44,505,600

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	FEDERAL			(35,631,300)	(35,631,300)
	OTHER			(6,405,700)	(5,755,700)
	SERVICE			(2,468,600)	(3,118,600)
	SEGREGATED FUNDS			8,216,000	27,273,800
	OTHER			(8,216,000)	(27,273,800)
	TOTAL-ALL SOURCES			68,625,900	86,908,700
1	(2) HOUSING ASSISTANCE				
2	(a) General program operations	GPR	A	641,600	641,600
3	(b) Housing grants and loans; general				
4	purpose revenue	GPR	B	1,300,300	1,300,300
5	(c) Payments to designated agents	GPR	A	-0-	-0-
6	(fm) Shelter for homeless and				
7	transitional housing grants	GPR	A	1,506,000	1,506,000
8	(fr) Mental health for homeless				
9	individuals	GPR	A	45,000	45,000
10	(gg) Housing program services; other				
11	entities	PR	C	200,000	200,000
12	(gm) Housing grants and loans; surplus				
13	transfer	PR	B	2,025,000	2,000,000
14	(h) Funding for the homeless	PR	C	500,000	500,000
15	(k) Sale of materials or services	PR-S	C	-0-	-0-
16	(kg) Housing program services	PR-S	C	500,000	500,000
17	(L) Shelter for homeless and				
18	transitional housing grants;				
19	surplus transfer	PR	B	1,000,000	1,000,000
20	(m) Federal aid; state operations	PR-F	C	1,159,600	1,159,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
2	(o) Federal aid; individuals and				
3	organizations	PR-F	C	23,000,000	23,000,000
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			3,492,900	3,492,900
	PROGRAM REVENUE			38,384,600	38,359,600
	FEDERAL			(34,159,600)	(34,159,600)
	OTHER			(3,725,000)	(3,700,000)
	SERVICE			(500,000)	(500,000)
	TOTAL-ALL SOURCES			41,877,500	41,852,500
4	(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
5	(a) General program operations	GPR	A	-0-	-0-
6	(de) Private sewage system replacement				
7	and rehabilitation	GPR	C	2,999,000	2,999,000
8	(dm) Storage tank inventory	GPR	A	-0-	-0-
9	(g) Gifts and grants	PR	C	18,000	18,000
10	(ga) Auxiliary services	PR	C	25,000	25,000
11	(gb) Local agreements	PR	C	-0-	-0-
12	(h) Local energy resource system fees	PR	A	-0-	-0-
13	(j) Safety and building operations	PR	A	17,462,600	17,462,600
14	(ka) Interagency agreements	PR-S	C	125,500	125,500
15	(kg) Construction career academy grant	PR	B	250,000	-0-
16	(km) Crex Meadows Youth Conservation				
17	Camp grant	PR	B	80,000	-0-
18	(ks) Data processing	PR-S	C	-0-	-0-
19	(L) Fire dues distribution	PR	C	14,390,000	14,870,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(La) Fire prevention and fire dues				
2	administration	PR	A	697,600	697,600
3	(Lm) Petroleum storage remedial action				
4	fees	PR	A	-0-	-0-
5	(m) Federal funds	PR-F	C	1,676,700	1,676,700
6	(ma) Federal aid - program				
7	administration	PR-F	C	-0-	-0-
8	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
9	(q) Groundwater - standards;				
10	implementation	SEG	A	-0-	-0-
11	(r) Safety and building operations;				
12	petroleum inspection fund	SEG	A	5,547,400	5,547,400
13	(sm) Diesel truck idling reduction grants	SEG	A	2,000,000	2,000,000
14	(sn) Diesel truck idling reduction grant				
15	administration	SEG	A	70,400	70,400
16	(t) Petroleum inspection fund -				
17	revenue obligation repayment	SEG	S	-0-	-0-
18	(v) Petroleum storage environmental				
19	remedial action; awards	SEG	B	20,000,000	20,000,000
20	(w) Petroleum storage environmental				
21	remedial action; administration	SEG	A	2,824,300	2,824,300
<b>(3) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			2,999,000	2,999,000
	<b>PROGRAM REVENUE</b>			34,725,400	34,875,400
	<b>FEDERAL</b>			(1,676,700)	(1,676,700)
	<b>OTHER</b>			(32,923,200)	(33,073,200)
	<b>SERVICE</b>			(125,500)	(125,500)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
SEGREGATED FUNDS				30,442,100	30,442,100
OTHER				(30,442,100)	(30,442,100)
TOTAL-ALL SOURCES				68,166,500	68,316,500
1	(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
2	(a) General program operations	GPR	A	1,445,800	1,445,800
3	(g) Gifts, grants and proceeds	PR	C	12,000	12,000
4	(k) Sale of materials or services	PR-S	C	42,200	42,200
5	(ka) Sale of materials and services —				
6	local assistance	PR-S	C	-0-	-0-
7	(kb) Sale of materials and services —				
8	individuals and organizations	PR-S	C	-0-	-0-
9	(kd) Administrative services	PR-S	A	3,715,900	3,715,900
10	(ke) Transfer of unappropriated				
11	balances	PR-S	C	-0-	-0-
12	(m) Federal aid, state operations	PR-F	C	-0-	-0-
13	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
14	(o) Federal aid, individuals and				
15	organizations	PR-F	C	-0-	-0-
16	(pz) Indirect cost reimbursements	PR-F	C	440,900	440,900
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				1,445,800	1,445,800
PROGRAM REVENUE				4,211,000	4,211,000
FEDERAL				(440,900)	(440,900)
OTHER				(12,000)	(12,000)
SERVICE				(3,758,100)	(3,758,100)
TOTAL-ALL SOURCES				5,656,800	5,656,800
20.143 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				23,842,000	23,067,000
PROGRAM REVENUE				121,826,600	121,951,600



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
FEDERAL			(71,908,500)	(71,908,500)
OTHER			(43,065,900)	(42,540,900)
SERVICE			(6,852,200)	(7,502,200)
SEGREGATED FUNDS			38,658,100	57,715,900
OTHER			(38,658,100)	(57,715,900)
TOTAL-ALL SOURCES			184,326,700	202,734,500

1 **20.144 Financial institutions, department of**

2 (1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS

3 (a) Losses on public deposits	GPR	S	-0-	-0-
4 (g) General program operations	PR	A	14,875,000	14,875,000
5 (h) Gifts, grants, settlements and				
6 publications	PR	C	65,000	65,000
7 (i) Investor education fund	PR	A	100,000	100,000
8 (u) State deposit fund	SEG	S	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			15,040,000	15,040,000
OTHER			(15,040,000)	(15,040,000)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			15,040,000	15,040,000

9 (2) OFFICE OF CREDIT UNIONS

10 (g) General program operations	PR	A	1,923,700	1,936,100
11 (m) Credit union examinations, federal				
12 funds	PR-F	C	-0-	-0-

(2) PROGRAM TOTALS

PROGRAM REVENUE			1,923,700	1,936,100
FEDERAL			(-0-)	(-0-)
OTHER			(1,923,700)	(1,936,100)
TOTAL-ALL SOURCES			1,923,700	1,936,100

20.144 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			-0-	-0-
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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	PROGRAM REVENUE			16,963,700	16,976,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(16,963,700)	(16,976,100)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,963,700	16,976,100
<b>1</b>	<b>20.145 Insurance, office of the commissioner of</b>				
<b>2</b>	<b>(1) SUPERVISION OF THE INSURANCE INDUSTRY</b>				
<b>3</b>	(g) General program operations	PR	A	15,704,300	15,754,200
<b>4</b>	(gm) Gifts and grants	PR	C	-0-	-0-
<b>5</b>	(h) Holding company restructuring				
<b>6</b>	expenses	PR	C	-0-	-0-
<b>7</b>	(m) Federal funds	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			15,704,300	15,754,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(15,704,300)	(15,754,200)
	TOTAL-ALL SOURCES			15,704,300	15,754,200
<b>8</b>	<b>(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND</b>				
<b>9</b>	(q) Interest earned on future medical				
<b>10</b>	expenses	SEG	S	-0-	-0-
<b>11</b>	(u) Administration	SEG	A	1,579,100	1,179,300
<b>12</b>	(um) Peer review council	SEG	A	135,000	135,000
<b>13</b>	(v) Specified responsibilities, inv. board				
<b>14</b>	payments and future medical				
<b>15</b>	expenses	SEG	C	54,697,400	54,697,400
	(2) PROGRAM TOTALS				
	SEGREGATED FUNDS			56,411,500	56,011,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	OTHER			(56,411,500)	(56,011,700)
	TOTAL-ALL SOURCES			56,411,500	56,011,700
1	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
2	(u) Administration	SEG	A	898,500	898,500
3	(v) Specified payments, fire dues and				
4	reinsurance	SEG	C	26,926,600	26,926,600
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			27,825,100	27,825,100
	OTHER			(27,825,100)	(27,825,100)
	TOTAL-ALL SOURCES			27,825,100	27,825,100
5	(4) STATE LIFE INSURANCE FUND				
6	(u) Administration	SEG	A	621,000	621,000
7	(v) Specified payments and losses	SEG	C	3,564,000	3,564,000
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			4,185,000	4,185,000
	OTHER			(4,185,000)	(4,185,000)
	TOTAL-ALL SOURCES			4,185,000	4,185,000
	20.145 DEPARTMENT TOTALS				
	PROGRAM REVENUE			15,704,300	15,754,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(15,704,300)	(15,754,200)
	SEGREGATED FUNDS			88,421,600	88,021,800
	OTHER			(88,421,600)	(88,021,800)
	TOTAL-ALL SOURCES			104,125,900	103,776,000
8	<b>20.155 Public service commission</b>				
9	(1) REGULATION OF PUBLIC UTILITIES				
10	(g) Utility regulation	PR	A	15,657,900	15,657,900
11	(h) Holding company and nonutility				
12	affiliate regulation	PR	C	681,900	681,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(j) Intervenor financing	PR	A	750,000	750,000	
2	(L) Stray voltage program	PR	A	227,700	227,700	
3	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-	
4	(Lm) Consumer education and awareness	PR	C	-0-	-0-	
5	(m) Federal funds	PR-F	C	165,100	165,100	
6	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000	
7	(q) Universal telecommunications					
8	service	SEG	A	6,000,000	6,000,000	
9	(r) Nuclear waste escrow fund	SEG	S	-0-	-0-	
	<b>(1) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			17,532,600	17,532,600	
	FEDERAL			(215,100)	(215,100)	
	OTHER			(17,317,500)	(17,317,500)	
	SEGREGATED FUNDS			6,000,000	6,000,000	
	OTHER			(6,000,000)	(6,000,000)	
	TOTAL-ALL SOURCES			23,532,600	23,532,600	
10	(2) OFFICE OF THE COMMISSIONER OF RAILROADS					
11	(g) Railroad regulation and general					
12	program operations	PR	A	476,700	476,700	
13	(m) Railroad regulation; federal funds	PR-F	C	-0-	-0-	
	<b>(2) PROGRAM TOTALS</b>					
	PROGRAM REVENUE			476,700	476,700	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(476,700)	(476,700)	
	TOTAL-ALL SOURCES			476,700	476,700	
14	(3) AFFILIATED GRANT PROGRAMS					
15	(q) General program operations and					
16	grants	SEG	C	3,026,400	3,026,400	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(s) Energy efficiency and renewable				
2	resource programs	SEG	A	376,400	376,400
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			3,402,800	3,402,800
	OTHER			(3,402,800)	(3,402,800)
	TOTAL-ALL SOURCES			3,402,800	3,402,800
	20.155 DEPARTMENT TOTALS				
	PROGRAM REVENUE			18,009,300	18,009,300
	FEDERAL			(215,100)	(215,100)
	OTHER			(17,794,200)	(17,794,200)
	SEGREGATED FUNDS			9,402,800	9,402,800
	OTHER			(9,402,800)	(9,402,800)
	TOTAL-ALL SOURCES			27,412,100	27,412,100
3	<b>20.165 Regulation and licensing, department of</b>				
4	(1) PROFESSIONAL REGULATION				
5	(g) General program operations	PR	A	10,975,800	10,975,800
6	(gm) Applicant investigation				
7	reimbursement	PR	C	133,800	133,800
8	(h) Technical assistance; nonstate				
9	agencies and organizations	PR	C	-0-	-0-
10	(i) Examinations; general program				
11	operations	PR	C	1,519,200	1,519,200
12	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
13	(m) Federal funds	PR-F	C	-0-	-0-
	20.165 DEPARTMENT TOTALS				
	PROGRAM REVENUE			12,628,800	12,628,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(12,628,800)	(12,628,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			12,628,800	12,628,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	<b>20.190 State fair park board</b>				
2	(1) STATE FAIR PARK				
3	(c) Housing facilities principal				
4	repayment, interest and rebates	GPR	S	985,200	983,300
5	(d) Principal repayment and interest	GPR	S	1,507,000	1,477,600
6	(h) State fair operations	PR	C	13,848,100	14,096,400
7	(i) State fair capital expenses	PR	C	224,000	224,000
8	(j) State fair principal repayment,				
9	interest and rebates	PR	S	3,707,200	3,865,100
10	(jm) Gifts and grants	PR	C	-0-	-0-
11	(m) Federal funds	PR-F	C	-0-	-0-

20.190 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	2,492,200	2,460,900
PROGRAM REVENUE	17,779,300	18,185,500
FEDERAL	(-0-)	(-0-)
OTHER	(17,779,300)	(18,185,500)
TOTAL-ALL SOURCES	20,271,500	20,646,400

Commerce

FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUES	56,005,700	55,849,600
PROGRAM REVENUE	238,150,600	238,752,300
FEDERAL	(87,107,600)	(87,107,600)
OTHER	(137,776,300)	(137,725,600)
SERVICE	(13,266,700)	(13,919,100)
SEGREGATED FUNDS	164,796,500	185,426,500
FEDERAL	(-0-)	(-0-)
OTHER	(164,796,500)	(185,426,500)
SERVICE	(-0-)	(-0-)
LOCAL	(-0-)	(-0-)
TOTAL-ALL SOURCES	458,952,800	480,028,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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**Education**

1	<b>20.215 Arts board</b>			
2	(1) SUPPORT OF ARTS PROJECTS			
3	(a) General program operations	GPR	A	370,400 370,400
4	(b) State aid for the arts	GPR	A	1,885,500 1,885,500
5	(c) Portraits of governors	GPR	A	-0- -0-
6	(d) Challenge grant program	GPR	A	90,000 90,000
7	(e) High point fund	GPR	A	-0- -0-
8	(f) Wisconsin regranting program	GPR	A	124,300 124,300
9	(fm) One-time grants	GPR	A	40,000 -0-
10	(g) Gifts and grants; state operations	PR	C	20,000 20,000
11	(h) Gifts and grants; aids to individuals			
12	and organizations	PR	C	-0- -0-
13	(j) Support of arts programs	PR	C	-0- -0-
14	(k) Funds received from other state			
15	agencies	PR-S	C	444,800 444,800
16	(ka) Percent-for-art administration	PR-S	A	-0- -0-
17	(km) State aid for the arts; Indian			
18	gaming receipts	PR-S	A	25,200 25,200
19	(m) Federal grants; state operations	PR-F	C	433,600 433,600
20	(o) Federal grants; aids to individuals			
21	and organizations	PR-F	C	236,000 236,000
<b>20.215 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES				2,510,200 2,470,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09	
PROGRAM REVENUE			1,159,600	1,159,600	
FEDERAL			(669,600)	(669,600)	
OTHER			(20,000)	(20,000)	
SERVICE			(470,000)	(470,000)	
TOTAL-ALL SOURCES			3,669,800	3,629,800	
<b>1     20.220 Wisconsin artistic endowment foundation</b>					
2     (1)    WISCONSIN ARTISTIC ENDOWMENT FOUNDATION					
3       (a)   Education and marketing	GPR	C	-0-	-0-	
4       (q)   General program operations	SEG	A	-0-	-0-	
5       (r)   Support of the arts	SEG	C	-0-	-0-	
	<b>20.220 DEPARTMENT TOTALS</b>				
			GENERAL PURPOSE REVENUES	-0-	-0-
			SEGREGATED FUNDS	-0-	-0-
			OTHER	(-0-)	(-0-)
			TOTAL-ALL SOURCES	-0-	-0-
<b>6     20.225 Educational communications board</b>					
7     (1)    INSTRUCTIONAL TECHNOLOGY					
8       (a)   General program operations	GPR	A	3,306,100	3,306,100	
9       (b)   Energy costs	GPR	A	753,400	790,800	
10      (c)   Principal repayment and interest	GPR	S	2,477,700	2,574,000	
11      (d)   Milwaukee area technical college	GPR	A	250,800	250,800	
12      (eg)  Transmitter construction	GPR	C	-0-	-0-	
13      (er)  Transmitter operation	GPR	A	19,000	19,000	
14      (f)   Programming	GPR	A	1,194,400	1,194,400	
15      (g)   Gifts, grants, contracts, leases,					
16            instructional material, and					
17            copyrights	PR	C	8,755,200	8,755,200	



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(i) Program revenue facilities;				
2	principal repayment, interest, and				
3	rebates	PR	S	13,100	13,300
4	(k) Funds received from other state				
5	agencies	PR-S	C	-0-	-0-
6	(kb) Emergency weather warning				
7	system operation	PR-S	A	154,400	154,400
8	(m) Federal grants	PR-F	C	1,171,800	1,171,800
<b>20.225 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			8,001,400	8,135,100
	PROGRAM REVENUE			10,094,500	10,094,700
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(8,768,300)	(8,768,500)
	SERVICE			(154,400)	(154,400)
	TOTAL-ALL SOURCES			18,095,900	18,229,800
9	<b>20.235 Higher educational aids board</b>				
10	(1) STUDENT SUPPORT ACTIVITIES				
11	(b) Tuition grants	GPR	B	25,456,600	26,077,500
12	(cg) Nursing student loans	GPR	A	-0-	-0-
13	(cm) Nursing student loan program	GPR	A	450,000	450,000
14	(cr) Minority teacher loans	GPR	A	262,100	262,100
15	(cu) Teacher education loan program	GPR	A	275,000	275,000
16	(cx) Loan pgm for teachers & orient &				
17	mobility instructors of vis imp				
18	pupils	GPR	A	100,000	100,000
19	(d) Dental education contract	GPR	A	1,400,400	1,400,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(e) Minnesota-Wisconsin student				
2	reciprocity agreement	GPR	S	7,770,500	7,770,500
3	(fc) Independent student grants				
4	program	GPR	B	-0-	-0-
5	(fd) Talent incentive grants	GPR	B	4,503,800	4,503,800
6	(fe) Wisconsin higher education grants;				
7	University of Wisconsin system				
8	students	GPR	S	50,000,000	55,000,000
9	(ff) Wisconsin higher education grants;				
10	technical college students	GPR	B	17,130,200	17,548,000
11	(fg) Minority undergraduate retention				
12	grants program	GPR	B	775,900	794,900
13	(fj) Handicapped student grants	GPR	B	123,800	123,800
14	(fm) Wisconsin covenant scholars grants	GPR	A	-0-	-0-
15	(fy) Academic excellence higher				
16	education scholarship program	GPR	S	3,170,000	3,170,000
17	(fz) Remission of fees for veterans and				
18	dependents	GPR	B	5,013,700	6,562,300
19	(g) Student loans	PR	A	-0-	-0-
20	(gg) Nursing student loan repayments	PR	C	-0-	-0-
21	(gm) Indian student assistance;				
22	contributions	PR	C	-0-	-0-
23	(i) Gifts and grants	PR	C	-0-	-0-
24	(k) Indian student assistance	PR-S	B	787,600	787,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(km) Wisconsin higher education grants;				
2	tribal college students	PR-S	B	414,000	424,000
3	(no) Federal aid; aids to individuals and				
4	organizations	PR-F	C	1,354,500	1,354,500
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			116,432,000	124,038,300
	PROGRAM REVENUE			2,556,100	2,566,100
	FEDERAL			(1,354,500)	(1,354,500)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,201,600)	(1,211,600)
	TOTAL-ALL SOURCES			118,988,100	126,604,400
5	(2) ADMINISTRATION				
6	(aa) General program operations	GPR	A	904,600	910,400
7	(bb) Student loan interest, loans sold or				
8	conveyed	GPR	S	-0-	-0-
9	(bc) Write-off of uncollectible student				
10	loans	GPR	A	-0-	-0-
11	(bd) Purchase of defective student loans	GPR	S	-0-	-0-
12	(ga) Student interest payments	PR	C	1,000	1,000
13	(gb) Student interest payments, loans				
14	sold or conveyed	PR	C	-0-	-0-
15	(ia) Student loans; collection and				
16	administration	PR	C	-0-	-0-
17	(ja) Write-off of defaulted student loans	PR	A	-0-	-0-
18	(n) Federal aid; state operations	PR-F	C	-0-	-0-
19	(qa) Student loan revenue obligation				
20	repayment	SEG	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			904,600	910,400
PROGRAM REVENUE			1,000	1,000
FEDERAL			(-0-)	(-0-)
OTHER			(1,000)	(1,000)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			905,600	911,400
20.235 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			117,336,600	124,948,700
PROGRAM REVENUE			2,557,100	2,567,100
FEDERAL			(1,354,500)	(1,354,500)
OTHER			(1,000)	(1,000)
SERVICE			(1,201,600)	(1,211,600)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			119,893,700	127,515,800

1	<b>20.245 Historical society</b>				
2	(1) HISTORY SERVICES				
3	(a) General program operations	GPR	A	10,945,200	11,074,100
4	(b) Wisconsin black historical society				
5	and museum	GPR	A	90,000	90,000
6	(c) Energy costs	GPR	A	827,200	862,200
7	(e) Principal repayment, interest, and				
8	rebates	GPR	S	2,031,600	2,716,600
9	(h) Gifts, grants, and membership				
10	sales	PR	C	338,700	338,700
11	(j) Self-amortizing facilities; principal				
12	repayment, interest and rebates	PR	S	103,500	96,600
13	(k) Storage facility	PR-S	A	-0-	127,600
14	(km) Northern great lakes center	PR-S	A	261,200	261,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ks) General program operations -				
2	service funds	PR-S	C	1,791,500	1,791,500
3	(kw) Records management — service				
4	funds	PR-S	C	193,400	258,000
5	(m) General program operations;				
6	federal funds	PR-F	C	1,091,300	1,091,300
7	(n) Federal aids	PR-F	C	-0-	-0-
8	(pz) Indirect cost reimbursements	PR-F	C	97,400	97,400
9	(q) Endowment principal	SEG	C	617,400	617,400
10	(r) History preservation partnership				
11	trust fund	SEG	C	3,321,300	3,321,300
12	(y) Northern great lakes center;				
13	interpretive programming	SEG	A	49,000	49,000
	<b>20.245 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			13,894,000	14,742,900
	PROGRAM REVENUE			3,877,000	4,062,300
	FEDERAL			(1,188,700)	(1,188,700)
	OTHER			(442,200)	(435,300)
	SERVICE			(2,246,100)	(2,438,300)
	SEGREGATED FUNDS			3,987,700	3,987,700
	OTHER			(3,987,700)	(3,987,700)
	TOTAL-ALL SOURCES			21,758,700	22,792,900
14	<b>20.250 Medical college of Wisconsin</b>				
15	(1) TRAINING OF HEALTH PERSONNEL				
16	(a) General program operations	GPR	A	2,052,500	2,052,500
17	(b) Family medicine and practice	GPR	A	3,371,900	3,371,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(c) Principal repay, int & rebates;				
2	biomedical research & technology				
3	incubator	GPR	S	1,807,000	2,021,800
4	(e) Principal repayment and interest	GPR	S	169,400	167,100
5	(k) Tobacco-related illnesses	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,400,800	7,613,300
6	(2) RESEARCH				
7	(g) Breast cancer research	PR	C	250,000	250,000
8	(h) Prostate cancer research	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	TOTAL-ALL SOURCES			250,000	250,000
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			7,400,800	7,613,300
	PROGRAM REVENUE			250,000	250,000
	OTHER			(250,000)	(250,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,650,800	7,863,300
9	<b>20.255 Public instruction, department of</b>				
10	(1) EDUCATIONAL LEADERSHIP				
11	(a) General program operations	GPR	A	11,651,300	11,651,300
12	(b) Gen pgm ops: program for the deaf				
13	and center for the blind	GPR	A	11,478,400	11,485,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(c) Energy costs: program for the deaf				
2	and center for the blind	GPR	A	588,100	613,600
3	(d) Principal repayment and interest	GPR	S	1,133,400	1,096,100
4	(dw) Pupil assessment	GPR	A	3,110,700	3,110,700
5	(g) Student activity therapy	PR	A	1,000	1,000
6	(gb) Program for the deaf and center for				
7	the blind; nonresident fees	PR	C	50,000	50,000
8	(gL) Program for the deaf and center for				
9	the blind; leasing of space	PR	C	16,500	18,300
10	(gs) Program for the deaf and center for				
11	the blind; services	PR	C	65,000	70,000
12	(gt) Program for the deaf and center for				
13	the blind; pupil transportation	PR	A	935,000	1,028,500
14	(hf) Administrative leadership academy	PR	A	-0-	-0-
15	(hg) Personnel licensure, teacher supply,				
16	info. and analysis and teacher				
17	improv.	PR	A	3,218,100	3,271,600
18	(hj) General educational development				
19	and high school graduation				
20	equivalency	PR	A	105,000	110,000
21	(hm) Services for drivers	PR-S	A	265,200	265,200
22	(i) Publications	PR	A	250,000	250,000
23	(im) Library products and services	PR	C	250,000	250,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(j) Milwaukee parental choice program				
2	fees	PR	C	67,100	87,800
3	(jg) School lunch handling charges	PR	A	14,990,400	14,990,400
4	(jm) Professional services center charges	PR	A	175,000	175,000
5	(jr) Gifts, grants and trust funds	PR	C	2,050,000	2,050,000
6	(jz) School district boundary appeal				
7	proceedings	PR	C	10,500	10,500
8	(kd) Alcohol and other drug abuse				
9	program	PR-S	A	647,300	647,300
10	(ke) Funds transferred from other state				
11	agencies; program operations	PR-S	C	2,337,600	2,324,100
12	(km) State agency library processing				
13	center	PR-S	A	40,300	40,300
14	(ks) Data processing	PR-S	C	2,983,500	3,055,500
15	(me) Federal aids; program operations	PR-F	C	39,532,300	39,343,400
16	(pz) Indirect cost reimbursements	PR-F	C	2,819,100	2,819,100
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			27,961,900	27,957,600
	PROGRAM REVENUE			70,808,900	70,858,000
	FEDERAL			(42,351,400)	(42,162,500)
	OTHER			(22,183,600)	(22,363,100)
	SERVICE			(6,273,900)	(6,332,400)
	TOTAL-ALL SOURCES			98,770,800	98,815,600
17	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
18	(ac) General equalization aids	GPR	A	4,802,065,100	4,878,821,100
19	(ad) Supplemental aid	GPR	A	125,000	125,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ae) Sparsity aid	GPR	A	-0-	3,644,600
2	(af) Belmont school library aid	GPR	A	18,000	-0-
3	(b) Aids for special education and				
4	school age parents programs	GPR	A	350,192,500	368,939,100
5	(bb) Aid for high-poverty school				
6	districts	GPR	A	9,000,000	12,000,000
7	(bc) Aid for children-at-risk programs	GPR	A	3,500,000	3,500,000
8	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
9	(be) Supplemental special education aid	GPR	A	-0-	1,750,000
10	(bh) Aid to county children with				
11	disabilities education boards	GPR	A	4,214,800	4,214,800
12	(bs) School district consolidation grants	GPR	A	-0-	250,000
13	(cc) Bilingual-bicultural education aids	GPR	A	9,890,400	9,890,400
14	(ce) English for Southeast Asian				
15	children	GPR	A	100,000	100,000
16	(cf) Alternative education grants	GPR	A	5,000,000	5,000,000
17	(cg) Tuition payments; full-time open				
18	enrollment transfer payments	GPR	A	9,491,000	9,491,000
19	(cm) Grants for school breakfast				
20	programs	GPR	C	2,513,500	2,890,600
21	(cn) Aids for school lunches and				
22	nutritional improvement	GPR	A	4,371,100	4,371,100
23	(cp) Wisconsin school day milk program	GPR	A	710,600	710,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cr) Aid for pupil transportation	GPR	A	27,292,500	27,292,500
2	(cs) Aid for debt service	GPR	A	150,000	150,000
3	(cu) Achievement guarantee contracts	GPR	A	111,984,100	111,984,100
4	(cw) Aid for transportation; youth				
5	options program	GPR	A	20,000	20,000
6	(cy) Aid for transportation; open				
7	enrollment	GPR	A	500,000	500,000
8	(df) Grants for improving pupil				
9	academic achievement	GPR	A	-0-	10,000,000
10	(dL) Grants for nursing services	GPR	A	250,000	250,000
11	(dm) Grants for alcohol & other drug				
12	abuse prevention & intervention				
13	programs	GPR	A	4,520,000	4,520,000
14	(do) Grants for preschool to grade 5				
15	programs	GPR	A	7,353,700	7,353,700
16	(dp) Four-year-old kindergarten grants	GPR	A	-0-	3,000,000
17	(eh) Head start supplement	GPR	A	7,212,500	7,212,500
18	(ep) Second chance partnership	GPR	S	147,500	147,500
19	(fg) Aid for cooperative educational				
20	service agencies	GPR	A	300,000	300,000
21	(fk) Grant program for peer review and				
22	mentoring	GPR	A	500,000	500,000
23	(fm) Charter schools	GPR	S	44,179,000	48,804,000
24	(fu) Milwaukee parental choice program	GPR	S	118,980,000	127,604,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fw) Grants for advanced placement				
2	courses	GPR	A	100,000	100,000
3	(fy) Grants to support gifted and				
4	talented pupils	GPR	A	273,000	273,000
5	(fz) Grants for science, technology,				
6	engineering, and mathematics				
7	programs	GPR	A	61,500	61,500
8	(k) Funds transferred from other state				
9	agencies; local aids	PR-S	C	9,519,100	9,519,100
10	(kd) Aid for alcohol and other drug				
11	abuse programs	PR-S	A	1,518,600	1,518,600
12	(kg) Mentoring grants for initial				
13	educators	GPR	A	1,350,000	1,350,000
14	(m) Federal aids; local aid	PR-F	C	554,443,200	556,751,000
15	(s) School library aids	SEG	C	35,000,000	40,000,000
16	(u) LaCausa charter school	SEG	A	250,000	-0-

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	5,529,865,800	5,660,621,100
PROGRAM REVENUE	565,480,900	567,788,700
FEDERAL	(554,443,200)	(556,751,000)
SERVICE	(11,037,700)	(11,037,700)
SEGREGATED FUNDS	35,250,000	40,000,000
OTHER	(35,250,000)	(40,000,000)
TOTAL-ALL SOURCES	6,130,596,700	6,268,409,800

17	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
18	(a) One-time grants to organizations	GPR	A	50,000	12,500
19	(b) Adult literacy grants	GPR	A	50,000	50,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(c) Grants for national teacher				
2	certification or master educator				
3	licensure	GPR	S	1,306,500	1,553,800
4	(d) Elks and Easter Seals center for				
5	respite and recreation	GPR	A	87,500	87,500
6	(dn) Grant to project lead the way	GPR	A	250,000	250,000
7	(e) Aid to public library systems	GPR	A	2,097,400	11,297,400
8	(ea) Library service contracts	GPR	A	1,134,200	1,097,200
9	(eg) Milwaukee public museum	GPR	A	50,000	50,000
10	(fa) Very special arts	GPR	A	75,000	75,000
11	(fg) Special olympics	GPR	A	75,000	75,000
12	(fz) Precollege scholarships	GPR	A	2,286,400	2,286,400
13	(mm) Federal funds; local assistance	PR-F	C	1,241,900	1,241,900
14	(ms) Federal funds; individuals and				
15	organizations	PR-F	C	47,712,000	47,712,000
16	(q) Periodical and reference				
17	information databases; newslines for				
18	the blind	SEG	A	2,167,700	2,219,000
19	(qm) Supplemental aid to public library				
20	systems	SEG	A	14,040,600	5,486,100
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			7,462,000	16,834,800
	PROGRAM REVENUE			48,953,900	48,953,900
	FEDERAL			(48,953,900)	(48,953,900)
	SEGREGATED FUNDS			16,208,300	7,705,100
	OTHER			(16,208,300)	(7,705,100)
	TOTAL-ALL SOURCES			72,624,200	73,493,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
2 0 . 2 5 5 D E P A R T M E N T T O T A L S				
GENERAL PURPOSE REVENUES			5,565,289,700	5,705,413,500
PROGRAM REVENUE			685,243,700	687,600,600
FEDERAL			(645,748,500)	(647,867,400)
OTHER			(22,183,600)	(22,363,100)
SERVICE			(17,311,600)	(17,370,100)
SEGREGATED FUNDS			51,458,300	47,705,100
OTHER			(51,458,300)	(47,705,100)
TOTAL-ALL SOURCES			6,301,991,700	6,440,719,200

1	<b>20.285 University of Wisconsin system</b>					
2	(1)	UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
3	(a)	General program operations	GPR	A	763,591,300	787,991,800
4	(ab)	Student aid	GPR	A	1,347,400	1,347,400
5	(am)	Distinguished professorships	GPR	A	882,100	882,100
6	(as)	Industrial and economic				
7		development research	GPR	A	1,794,300	1,794,300
8	(b)	Area health education centers	GPR	A	1,152,400	1,152,400
9	(bm)	Fee remissions	GPR	A	30,000	30,000
10	(c)	Energy costs	GPR	A	119,714,500	131,626,200
11	(cm)	Educational technology	GPR	A	6,646,900	6,646,900
12	(d)	Principal repayment and interest	GPR	S	134,407,000	137,570,900
13	(da)	Lease rental payments	GPR	S	-0-	-0-
14	(db)	Self-amortizing facilities principal				
15		and interest	GPR	S	-0-	-0-
16	(em)	Schools of business	GPR	A	1,713,600	1,713,600
17	(eo)	Extension outreach	GPR	A	369,100	369,100
18	(ep)	Extension local planning program	GPR	A	91,700	91,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(er) Grants for study abroad	GPR	A	1,000,000	1,000,000
2	(fc) Department of family medicine and				
3	practice	GPR	A	9,440,900	9,840,900
4	(fd) State laboratory of hygiene; general				
5	program operations	GPR	A	9,184,200	9,184,200
6	(fj) Veterinary diagnostic laboratory	GPR	A	4,625,300	4,625,300
7	(fm) Laboratories	GPR	A	3,907,000	3,907,000
8	(fs) Farm safety program grants	GPR	A	19,400	19,400
9	(ft) Wisconsin humanities council	GPR	A	72,600	72,600
10	(fx) Alcohol and other drug abuse				
11	prevention and intervention	GPR	A	74,200	74,200
12	(g) Physical plant service departments	PR	C	2,625,300	2,625,300
13	(gm) Breast cancer research	PR	C	258,500	258,500
14	(gn) Prostate cancer research	PR	C	-0-	-0-
15	(gr) Center for urban land economics				
16	research	PR	A	184,700	184,700
17	(gs) Charter school operator payments	PR	C	-0-	-0-
18	(h) Auxiliary enterprises	PR	C	507,911,000	529,240,100
19	(ha) Stores	PR	C	4,138,500	4,138,500
20	(hm) Extension outreach	PR	C	136,700	136,700
21	(i) State laboratory of hygiene	PR	C	22,257,100	22,257,100
22	(ia) State laboratory of hygiene, drivers	PR-S	C	1,653,000	1,653,000
23	(im) Academic student fees	PR	C	882,551,300	895,564,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(in) Payment of debt service;				
2	UW-Platteville tri-state initiative				
3	facilities	PR-S	C	-0-	-0-
4	(ip) Extension student fees	PR	C	33,641,200	33,641,200
5	(iz) General operations receipts	PR	C	201,235,200	205,978,600
6	(j) Gifts and donations	PR	C	463,788,000	476,124,600
7	(ja) Gifts; student loans	PR	C	3,797,700	3,797,700
8	(je) Veterinary diagnostic laboratory;				
9	fees	PR	C	3,138,800	3,138,800
10	(jm) Distinguished professorships	PR	C	913,600	913,600
11	(jp) License plate scholarship programs	PR	C	201,500	201,500
12	(jq) Steam and chilled-water plant;				
13	prin repaymt, int, and rebates;				
14	nonstate ent	PR	C	877,400	880,700
15	(k) Funds transferred from other state				
16	agencies	PR-S	C	129,800	129,800
17	(ka) Sale of real property	PR	C	-0-	-0-
18	(kb) Great Lakes studies	PR-S	A	47,500	47,500
19	(kc) Charter school	PR-S	C	-0-	-0-
20	(kd) Principal repayment, interest and				
21	rebates	PR-S	S	65,019,700	72,716,800
22	(ke) Lease rental payments	PR-S	S	-0-	-0-
23	(kf) Outdoors skills training	PR-S	A	48,300	48,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kg) Veterinary diagnostic laboratory;				
2	state agencies	PR-S	C	844,400	844,400
3	(km) Aquaculture demonstration facility;				
4	principal repayment and interest	PR-S	A	261,700	260,100
5	(kn) Aquaculture demonstration facility;				
6	operational costs	PR-S	A	402,100	402,100
7	(ko) Steam and chilled-water plant;				
8	principal repayment, interest, and				
9	rebates	PR-S	C	4,971,600	4,990,400
10	(kp) Student-related activities	PR-S	C	-0-	-0-
11	(kr) University of Wisconsin center for				
12	tobacco research and intervention	PR-S	C	-0-	-0-
13	(Lm) Laboratories	PR	A	4,405,400	4,405,400
14	(Ls) Schools of business	PR	A	607,900	607,900
15	(m) Federal aid	PR-F	C	613,932,000	613,932,000
16	(ma) Federal aid; loans and grants	PR-F	C	282,708,400	282,708,400
17	(mc) Veterinary diagnostic lab-federal				
18	aid	PR-F	C	1,690,500	1,690,500
19	(n) Federal indirect cost				
20	reimbursement	PR-F	C	129,423,400	129,423,400
21	(q) Telecommunications services	SEG	A	1,054,800	1,054,800
22	(qm) Grants for forestry programs	SEG	A	131,100	131,100
23	(qr) Discovery farm grants	SEG	A	250,000	250,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(r) Environmental education;				
2	environmental assessments	SEG	C	50,000	50,000
3	(rc) Environmental education; forestry	SEG	A	400,000	400,000
4	(tb) Extension recycling education	SEG	A	352,300	352,300
5	(tm) Solid waste research and				
6	experiments	SEG	A	156,400	156,400
7	(u) Trust fund income	SEG	C	25,174,900	26,078,700
8	(w) Trust fund operations	SEG	C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,060,063,900	1,099,940,000
	PROGRAM REVENUE			3,233,802,200	3,292,942,500
	FEDERAL			(1,027,754,300)	(1,027,754,300)
	OTHER			(2,132,669,800)	(2,184,095,800)
	SERVICE			(73,378,100)	(81,092,400)
	SEGREGATED FUNDS			27,569,500	28,473,300
	OTHER			(27,569,500)	(28,473,300)
	TOTAL-ALL SOURCES			4,321,435,600	4,421,355,800
9	(3) UNIVERSITY SYSTEM ADMINISTRATION				
10	(a) General program operations	GPR	A	9,348,000	9,348,000
11	(iz) General operations receipts	PR	C	162,500	162,500
12	(n) Federal indirect cost				
13	reimbursement	PR-F	C	2,265,400	2,265,400
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			9,348,000	9,348,000
	PROGRAM REVENUE			2,427,900	2,427,900
	FEDERAL			(2,265,400)	(2,265,400)
	OTHER			(162,500)	(162,500)
	TOTAL-ALL SOURCES			11,775,900	11,775,900
14	(4) MINORITY AND DISADVANTAGED PROGRAMS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(a) Minority and disadvantaged				
2	programs	GPR	A	11,361,400	11,361,400
3	(b) Graduate student financial aid	GPR	A	7,453,100	7,799,500
4	(dd) Lawton minority undergraduate				
5	grants program	GPR	S	5,907,500	6,175,800
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			24,722,000	25,336,700
	TOTAL-ALL SOURCES			24,722,000	25,336,700
6	(5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS				
7	(h) Auxiliary enterprises	PR	A	58,198,900	61,264,800
8	(i) Nonincome sports	PR	C	275,000	302,500
9	(j) Gifts and grants	PR	C	12,463,800	12,974,400
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			70,937,700	74,541,700
	OTHER			(70,937,700)	(74,541,700)
	TOTAL-ALL SOURCES			70,937,700	74,541,700
10	(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
11	(a) Services received from authority	GPR	A	4,555,900	4,555,900
12	(g) Services provided to authority	PR	C	36,000,000	36,000,000
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,555,900	4,555,900
	PROGRAM REVENUE			36,000,000	36,000,000
	OTHER			(36,000,000)	(36,000,000)
	TOTAL-ALL SOURCES			40,555,900	40,555,900
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,098,689,800	1,139,180,600
	PROGRAM REVENUE			3,343,167,800	3,405,912,100
	FEDERAL			(1,030,019,700)	(1,030,019,700)
	OTHER			(2,239,770,000)	(2,294,800,000)
	SERVICE			(73,378,100)	(81,092,400)
	SEGREGATED FUNDS			27,569,500	28,473,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	OTHER			(27,569,500)	(28,473,300)
	TOTAL-ALL SOURCES			4,469,427,100	4,573,566,000
1	<b>20.292 Technical college system, board of</b>				
2	(1) TECHNICAL COLLEGE SYSTEM				
3	(a) General program operations	GPR	A	3,565,900	3,565,900
4	(am) Fee remissions	GPR	A	14,300	14,300
5	(b) Displaced homemakers' program	GPR	A	813,400	813,400
6	(c) Minority student participation and				
7	retention grants	GPR	A	589,200	589,200
8	(ce) Basic skills grants	GPR	A	-0-	-0-
9	(ch) Health care education programs	GPR	A	5,450,000	5,450,000
10	(d) State aid for technical colleges;				
11	statewide guide	GPR	A	118,415,000	118,415,000
12	(dc) Incentive grants	GPR	C	6,483,100	6,483,100
13	(dd) Farm training program tuition				
14	grants	GPR	A	143,200	143,200
15	(de) Services for handicapped students;				
16	local assistance	GPR	A	382,000	382,000
17	(dm) Aid for special collegiate transfer				
18	programs	GPR	A	1,073,700	1,073,700
19	(e) Technical college instructor				
20	occupational competency program	GPR	A	68,100	68,100
21	(ef) School-to-work programs for				
22	children at risk	GPR	A	285,000	285,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(eg) Faculty development grants	GPR	A	794,600	794,600
2	(eh) Training program grants	GPR	A	2,000,000	3,000,000
3	(em) Apprenticeship curriculum				
4	development	GPR	A	71,600	71,600
5	(fc) Driver education, local assistance	GPR	A	307,500	307,500
6	(fg) Chauffeur training grants	GPR	C	191,000	191,000
7	(fm) Supplemental aid	GPR	A	1,432,500	1,432,500
8	(fp) Emergency medical technician –				
9	basic training; state operations	GPR	A	–0–	–0–
10	(g) Text materials	PR	A	123,000	123,000
11	(ga) Auxiliary services	PR	C	18,000	18,000
12	(gm) Fire schools; state operations	PR	A	442,500	442,500
13	(gr) Fire schools; local assistance	PR	A	600,000	600,000
14	(h) Gifts and grants	PR	C	20,600	20,600
15	(hm) Truck driver training	PR-S	C	616,000	616,000
16	(i) Conferences	PR	C	85,900	85,900
17	(j) Personnel certification	PR	A	296,700	296,700
18	(k) Gifts and grants	PR	C	30,200	30,200
19	(ka) Interagency projects; local				
20	assistance	PR-S	A	3,414,700	3,414,700
21	(kb) Interagency projects; state				
22	operations	PR-S	A	696,200	696,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kd) Transfer of Indian gaming receipts;				
2	work-based learning programs	PR-S	A	600,000	600,000
3	(km) Master logger apprenticeship				
4	grants	SEG	C	-0-	-0-
5	(kx) Interagency and intra-agency				
6	programs	PR-S	C	290,700	290,700
7	(L) Services for district boards	PR	A	136,200	136,200
8	(m) Federal aid, state operations	PR-F	C	3,972,200	3,972,200
9	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
10	(o) Federal aid, aids to individuals and				
11	organizations	PR-F	C	800,000	800,000
12	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
13	(q) Agricultural education consultant	GPR	A	72,400	72,400
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			142,152,500	143,152,500
	PROGRAM REVENUE			40,763,200	40,763,200
	FEDERAL			(33,392,500)	(33,392,500)
	OTHER			(1,753,100)	(1,753,100)
	SERVICE			(5,617,600)	(5,617,600)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			182,915,700	183,915,700
14	(2) EDUCATIONAL APPROVAL BOARD				
15	(g) Proprietary school programs	PR-S	A	508,000	508,000
16	(gm) Student protection	PR-S	C	60,300	60,300
17	(i) Closed schools; preservaton of				
18	student records	PR-S	A	12,900	12,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(2) PROGRAM TOTALS				
PROGRAM REVENUE			581,200	581,200
SERVICE			(581,200)	(581,200)
TOTAL-ALL SOURCES			581,200	581,200
20.292 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			142,152,500	143,152,500
PROGRAM REVENUE			41,344,400	41,344,400
FEDERAL			(33,392,500)	(33,392,500)
OTHER			(1,753,100)	(1,753,100)
SERVICE			(6,198,800)	(6,198,800)
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			183,496,900	184,496,900
Education				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			6,955,275,000	7,145,656,800
PROGRAM REVENUE			4,087,694,100	4,152,990,800
FEDERAL			(1,713,545,300)	(1,715,664,200)
OTHER			(2,273,188,200)	(2,328,391,000)
SERVICE			(100,960,600)	(108,935,600)
SEGREGATED FUNDS			83,015,500	80,166,100
FEDERAL			(-0-)	(-0-)
OTHER			(83,015,500)	(80,166,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			11,125,984,600	11,378,813,700

## Environmental Resources

1	<b>20.320 Environmental improvement program</b>				
2	(1) CLEAN WATER FUND PROGRAM OPERATIONS				
3	(a) Environmental aids — clean water				
4	fund program	GPR	A	-0-	-0-
5	(c) Principal repayment and				
6	interest — clean water fund				
7	program	GPR	S	42,127,000	46,675,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(r) Clean water fund program					
2	repayment of revenue obligations	SEG	S	-0-	-0-	
3	(s) Clean water fund program financial					
4	assistance	SEG	S	-0-	-0-	
5	(sm) Land recycling loan program					
6	financial assistance	SEG	S	-0-	-0-	
7	(t) Principal repayment and					
8	interest — clean water fund					
9	program bonds	SEG	A	6,000,000	6,000,000	
10	(u) Principal repay. & interest - clean					
11	water fd. prog. rev. obligation repay.	SEG	C	-0-	-0-	
12	(x) Clean water fund program financial					
13	assistance; federal	SEG-F	C	-0-	-0-	
14	(y) Clean water fund program federal					
15	financial hardship assistance	SEG-F	C	-0-	-0-	
	<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			42,127,000	46,675,500	
	SEGREGATED FUNDS			6,000,000	6,000,000	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(6,000,000)	(6,000,000)	
	TOTAL-ALL SOURCES			48,127,000	52,675,500	
16	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS					
17	(c) Principal repayment and					
18	interest — safe drinking water loan					
19	program	GPR	S	2,765,800	3,015,000	
20	(s) Safe drinking water loan programs					
21	financial assistance	SEG	S	-0-	-0-	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(x) Safe drinking water loan programs				
2	financial assistance; federal	SEG-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,765,800	3,015,000
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			2,765,800	3,015,000
3	(3) PRIVATE SEWAGE SYSTEM PROGRAM				
4	(q) Private sewage system loans	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			44,892,800	49,690,500
	SEGREGATED FUNDS			6,000,000	6,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(6,000,000)	(6,000,000)
	TOTAL-ALL SOURCES			50,892,800	55,690,500
5	<b>20.360 Lower Wisconsin state riverway board</b>				
6	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
7	(g) Gifts and grants	PR	C	-0-	-0-
8	(q) General program operations —				
9	conservation fund	SEG	A	186,900	186,900
	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			186,900	186,900
	OTHER			(186,900)	(186,900)
	TOTAL-ALL SOURCES			186,900	186,900



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	<b>20.370 Natural resources, department of</b>				
2	(1) LAND				
3	(cq) Forestry — reforestation	SEG	C	100,000	101,500
4	(cr) Forestry — recording fees	SEG	C	90,000	90,000
5	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
6	(ct) Timber sales contracts - repair and				
7	reimbursement costs	SEG	C	-0-	-0-
8	(cu) Forestry - forestry education				
9	curriculum	SEG	A	200,000	200,000
10	(cv) Forestry - public education	SEG	C	200,000	200,000
11	(cx) Forestry-management plans	SEG	C	320,000	320,000
12	(cy) Forestry - cooperating foresters	SEG	C	-0-	-0-
13	(ea) Parks — general program				
14	operations	GPR	A	5,506,900	5,506,900
15	(eq) Parks and forests - operation and				
16	maintenance	SEG	S	-0-	-0-
17	(er) Parks and forests - campground				
18	reservation fees	SEG	C	-0-	-0-
19	(es) Parks - interpretive programs	SEG	C	-0-	-0-
20	(fb) Endangered resources — general				
21	program operations	GPR	A	-0-	-0-
22	(fc) Endangered resources — Wisconsin				
23	stewardship program	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fd) Endangered resources — natural				
2	heritage inventory program	GPR	A	250,300	250,300
3	(fe) Endangered resources — general				
4	fund	GPR	S	500,000	500,000
5	(fs) Endangered resources — voluntary				
6	payments; sales, leases, and fees	SEG	C	1,757,800	1,767,500
7	(ft) Endangered resources —				
8	application fees	SEG	C	-0-	-0-
9	(gr) Endangered resources program —				
10	gifts and grants	SEG	C	-0-	-0-
11	(gt) Habitat conservation plan fees	SEG	C	10,000	10,000
12	(hc) Indemnification agreements	GPR	S	-0-	-0-
13	(hk) Elk management	PR-S	A	103,600	104,300
14	(hq) Elk hunting fees	SEG	C	-0-	-0-
15	(hr) Pheasant restoration	SEG	C	199,200	203,800
16	(hs) Chronic wasting disease				
17	management	SEG	A	-0-	-0-
18	(ht) Wild turkey restoration	SEG	C	751,700	762,400
19	(hu) Wetlands habitat improvement	SEG	C	340,400	343,400
20	(hv) Aquatic and terrestrial resources				
21	inventory	SEG	A	129,800	129,800
22	(hw) Pheasant stocking and propagation	SEG	C	270,000	270,000
23	(it) Atlas revenues	SEG	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(iu) Gravel pit reclamation	SEG	C	-0-	-0-
2	(jr) Rental property and equipment —				
3	maintenance and replacement	SEG	C	-0-	8,400
4	(kq) Taxes and assessments;				
5	conservation fund	SEG	A	300,000	300,000
6	(Lk) Reintroduction of whooping cranes	PR-S	A	62,600	62,600
7	(Lq) Trapper education program	SEG	C	48,700	49,000
8	(Lr) Beaver control; fish and wildlife				
9	account	SEG	C	36,600	36,600
10	(Ls) Control of wild animals	SEG	C	246,100	246,200
11	(Lt) Wildlife management	SEG	A	-0-	-0-
12	(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
13	(ma) General program operations —				
14	state funds	GPR	A	5,900	5,900
15	(mg) General program operations —				
16	endangered resources	PR	C	-0-	-0-
17	(mi) General program operations —				
18	private and public sources	PR	C	627,800	627,800
19	(mk) General program operations —				
20	service funds	PR-S	C	796,200	796,200
21	(mq) General program operations —				
22	state snowmobile trails and areas	SEG	A	208,700	211,800
23	(ms) General program operations —				
24	state all-terrain vehicle projects	SEG	A	1,029,100	313,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mt) Land preservation and				
2	management – endowment fund	SEG	S	-0-	-0-
3	(mu) General program operations —				
4	state funds	SEG	A	-0-	-0-
5	Land program management	SEG	A	940,200	941,400
6	Wildlife management	SEG	A	12,749,000	12,814,400
7	Southern forests	SEG	A	5,352,000	5,384,400
8	Parks and recreation	SEG	A	11,116,300	11,350,400
9	Endangered resources	SEG	A	724,100	727,800
10	Facilities and lands	SEG	A	7,639,500	7,650,700
	NET APPROPRIATION			38,521,100	38,869,100
11	(mv) General program operations – state				
12	funds; forestry	SEG	A	50,347,400	50,780,500
13	(my) General program operations —				
14	federal funds	SEG-F	C	-0-	-0-
15	Wildlife management	SEG-F	C	4,556,200	4,556,200
16	Forestry	SEG-F	C	1,375,600	1,375,600
17	Southern forests	SEG-F	C	94,400	94,400
18	Parks and recreation	SEG-F	C	626,900	626,900
19	Endangered resources	SEG-F	C	1,498,100	1,498,100
20	Facilities and lands	SEG-F	C	1,910,600	1,910,600
	NET APPROPRIATION			10,061,800	10,061,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mz) Forest fire emergencies — federal				
2	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,263,100	6,263,100
	PROGRAM REVENUE			1,590,200	1,590,900
	OTHER			(627,800)	(627,800)
	SERVICE			(962,400)	(963,100)
	SEGREGATED FUNDS			105,168,400	105,275,400
	FEDERAL			(10,061,800)	(10,061,800)
	OTHER			(95,106,600)	(95,213,600)
	TOTAL-ALL SOURCES			113,021,700	113,129,400
3	(2) AIR AND WASTE				
4	(bg) Air management — stationary				
5	sources	PR	A	9,058,000	9,060,300
6	(bh) Air management — state permit				
7	sources	PR	A	1,292,000	1,292,000
8	(bi) Air management — asbestos				
9	management	PR	C	460,300	460,500
10	(bq) Air management — vapor recovery				
11	administration	SEG	A	92,100	92,200
12	(br) Air management — mobile sources	SEG	A	1,318,400	1,326,700
13	(cf) Air management - motor veh.				
14	emission inspection & maint. prog.,				
15	state funds	GPR	A	64,500	64,500
16	(cg) Air management — recovery of				
17	ozone-depleting refrigerants	PR	A	139,000	139,100
18	(ch) Air management — emission				
19	analysis	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ci) Air management — permit review				
2	and enforcement	PR	A	3,168,000	2,219,400
3	(cL) Air waste management —				
4	incinerator operator certification	PR	C	-0-	-0-
5	(dg) Solid waste management — solid				
6	and hazardous waste disposal				
7	administration	PR	C	3,333,700	3,336,600
8	(dh) Solid waste				
9	management-remediated property	PR	C	799,000	799,400
10	(dq) Solid waste management — waste				
11	management fund	SEG	C	-0-	-0-
12	(dt) Solid waste management — closure				
13	and long-term care	SEG	C	-0-	-0-
14	(du) Solid waste management -				
15	site-specific remediation	SEG	C	-0-	-0-
16	(dv) Solid waste management —				
17	environmental repair; spills;				
18	abandoned containers	SEG	C	2,440,800	2,441,700
19	(dw) Solid waste management —				
20	environmental repair; petroleum				
21	spills; admin.	SEG	A	1,453,600	1,453,800
22	(dy) Solid waste mgt. — corrective				
23	action; proofs of financial				
24	responsibility	SEG	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(eh) Solid waste management — source				
2	reduction review	PR	C	-0-	-0-
3	(eq) Solid waste management - dry				
4	cleaner environmental response	SEG	A	159,000	159,000
5	(fq) Indemnification agreements	SEG	S	-0-	-0-
6	(gh) Mining — mining regulation and				
7	administration	PR	A	120,800	120,800
8	(gr) Solid waste management — mining				
9	programs	SEG	C	-0-	-0-
10	(hq) Recycling; administration	SEG	A	1,280,300	1,281,200
11	(ma) General program operations —				
12	state funds	GPR	A	1,681,600	1,681,600
13	(mi) General program operations —				
14	private and public sources	PR	C	-0-	-0-
15	(mk) General program operations —				
16	service funds	PR-S	C	100,000	100,000
17	(mm) General program operations —				
18	federal funds	PR-F	C	8,072,600	8,072,600
19	(mq) General program operations -				
20	environmental fund	SEG	A	3,198,000	3,201,200
21	(mr) General program operations -				
22	brownfields	SEG	A	367,500	367,600
23	(mu) Petroleum inspection fd. suppl. to				
24	env. fd.; env. repair and well comp.	SEG	A	1,049,400	1,049,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(my) General program operations —				
2	environmental fund; federal funds	SEG-F	C	979,900	979,900
	(2) P R O G R A M T O T A L S				
	GENERAL PURPOSE REVENUES			1,746,100	1,746,100
	PROGRAM REVENUE			26,543,400	25,600,700
	FEDERAL			(8,072,600)	(8,072,600)
	OTHER			(18,370,800)	(17,428,100)
	SERVICE			(100,000)	(100,000)
	SEGREGATED FUNDS			12,339,000	12,352,700
	FEDERAL			(979,900)	(979,900)
	OTHER			(11,359,100)	(11,372,800)
	TOTAL-ALL SOURCES			40,628,500	39,699,500
3	(3) ENFORCEMENT AND SCIENCE				
4	(ad) Law enforcement - car killed deer;				
5	general fund	GPR	A	514,600	514,600
6	(ak) Law enforcement - snowmobile				
7	enforcement and safety training;				
8	service funds	PR-S	A	1,196,900	1,204,800
9	(aq) Law enforcement — snowmobile				
10	enforcement and safety training	SEG	A	5,900	1,400
11	(ar) Law enforcement — boat				
12	enforcement and safety training	SEG	A	2,680,800	2,876,700
13	(as) Law enforcement — all-terrain				
14	vehicle enforcement	SEG	A	1,270,500	1,267,500
15	(at) Education and safety programs	SEG	C	341,000	341,000
16	(aw) Law enforcement — car kill deer	SEG	A	514,600	514,600
17	(ax) Law enforcement - water resources				
18	enforcement	SEG	A	422,600	206,200



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bg) Enforcement — stationary sources	PR	A	105,100	105,400
2	(bL) Operator certification — fees	PR	A	87,800	87,800
3	(dg) Environmental impact —				
4	consultant services; printing and				
5	postage costs	PR	C	-0-	-0-
6	(dh) Environmental impact — power				
7	projects	PR	C	27,800	27,800
8	(di) Environmental consulting costs —				
9	federal power projects	PR	A	-0-	-0-
10	(fj) Environmental quality - laboratory				
11	certification	PR	A	710,100	712,900
12	(is) Lake research; voluntary				
13	contributions	SEG	C	69,300	69,300
14	(ma) General program operations —				
15	state funds	GPR	A	3,241,600	3,241,600
16	(mi) General program operations —				
17	private and public sources	PR	C	398,600	398,600
18	(mk) General program operations —				
19	service funds	PR-S	C	1,409,100	1,459,300
20	(mm) General program operations —				
21	federal funds	PR-F	C	531,500	531,500
22	(mq) General program operations —				
23	environmental fund	SEG	A	1,183,800	1,182,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mr) Recycling; enforcement and				
2	research	SEG	A	287,700	286,600
3	(ms) General program operations -				
4	pollution prevention	SEG	A	92,400	92,400
5	(mt) General program operations,				
6	nonpoint source — environmental				
7	fund	SEG	A	411,100	411,800
8	(mu) General program operations —				
9	state funds	SEG	A	20,326,700	20,181,300
10	(mw) Water resources - public health	SEG	A	25,000	25,000
11	(my) General program operations —				
12	federal funds	SEG-F	C	6,544,300	6,544,300
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			3,756,200	3,756,200
	PROGRAM REVENUE			4,466,900	4,528,100
	FEDERAL			(531,500)	(531,500)
	OTHER			(1,329,400)	(1,332,500)
	SERVICE			(2,606,000)	(2,664,100)
	SEGREGATED FUNDS			34,175,700	34,000,300
	FEDERAL			(6,544,300)	(6,544,300)
	OTHER			(27,631,400)	(27,456,000)
	TOTAL-ALL SOURCES			42,398,800	42,284,600
13	(4) WATER				
14	(af) Water resources - remedial action	GPR	C	142,500	142,500
15	(ag) Water resources - pollution credits	PR	C	-0-	-0-
16	(ah) Water resources - Great Lakes				
17	protection fund	PR	C	229,000	229,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(aq) Water resources management -				
2	lake, river and invasive species				
3	management	SEG	A	3,265,900	3,270,700
4	(ar) Water resources - groundwater				
5	management	SEG	B	91,900	91,900
6	(as) Water resources — trading water				
7	pollution credits	SEG	C	-0-	-0-
8	(at) Watershed — nonpoint source				
9	contracts	SEG	B	997,600	997,600
10	(au) Cooperative remedial action;				
11	contributions	SEG	C	-0-	-0-
12	(av) Cooperative remedial action;				
13	interest on contributions	SEG	S	-0-	-0-
14	(bg) Water regulation and zoning -				
15	computer access fees	PR	C	-0-	-0-
16	(bh) Water regulation and zoning - dam				
17	inspect. and safety administ.; gen.				
18	fund	PR	A	-0-	-0-
19	(bi) Water regulation and zoning - fees	PR	C	820,100	824,000
20	(bj) Storm water management - fees	PR	A	1,699,400	1,701,700
21	(bL) Wastewater management - fees	PR	C	165,000	165,100
22	(br) Water reg. & zoning — dam safety				
23	& wetland mapping; conservation				
24	fund	SEG	A	655,100	655,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cg) Groundwater quantity				
2	administration	PR	A	507,600	507,600
3	(ch) Groundwater quantity research	PR	B	100,000	100,000
4	(kk) Fishery resources for ceded				
5	territories	PR-S	A	162,700	162,900
6	(kr) Commercial fish protection and				
7	Great Lakes resource surcharges	SEG	C	5,600	5,600
8	(ku) Great Lakes trout and salmon	SEG	C	1,264,800	1,278,300
9	(kv) Trout habitat improvement	SEG	C	1,251,600	1,280,600
10	(kw) Sturgeon stock and habitat	SEG	C	133,600	136,600
11	(ky) Sturgeon stock and habitat – inland				
12	waters	SEG	C	137,300	137,300
13	(ma) General program operations – state				
14	funds	GPR	A	-0-	-0-
15	Watershed management	GPR	A	12,619,800	12,619,800
16	Fisheries management and habitat				
17	protection	GPR	A	231,500	231,500
18	Drinking water and groundwater	GPR	A	2,455,600	2,455,600
19	Water program management	GPR	A	993,300	993,300
	<b>NET APPROPRIATION</b>			<b>16,300,200</b>	<b>16,300,200</b>
20	(mi) General program operations –				
21	private and public sources	PR	C	230,000	230,000
22	(mk) General program operations —				
23	service funds	PR-S	C	584,400	584,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mm) General program operations -				
2	federal funds	PR-F	C	-0-	-0-
3	Watershed management	PR-F	C	9,770,600	9,602,100
4	Fisheries management and habitat				
5	protection	PR-F	C	619,100	619,100
6	Drinking water and groundwater	PR-F	C	4,989,600	4,989,600
	NET APPROPRIATION			15,379,300	15,210,800
7	(mq) General program operations -				
8	environmental fund	SEG	A	-0-	-0-
9	Watershed management	SEG	A	2,119,900	2,120,400
10	Drinking water and groundwater	SEG	A	2,313,800	2,320,000
11	Water program management	SEG	A	-0-	-0-
	NET APPROPRIATION			4,433,700	4,440,400
12	(mr) General program operations,				
13	nonpoint source	SEG	A	543,600	544,600
14	(mt) General program				
15	operations-environmental				
16	improvement programs; state funds	SEG	A	731,400	731,400
17	(mu) General program operations - state				
18	funds	SEG	A	16,932,700	17,005,200
19	(mw) Petroleum inspection fund				
20	supplement to env. fund;				
21	groundwater management	SEG	A	766,900	766,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mx) General program operations - clean				
2	water fund program; federal funds	SEG-F	C	788,100	788,100
3	(my) General program operations -				
4	environmental fund - federal funds	SEG-F	C	-0-	-0-
5	(mz) General program operations -				
6	federal funds	SEG-F	C	4,592,000	4,592,000
7	(nz) General program operations-safe				
8	drinking water loan programs;				
9	federal funds	SEG-F	C	807,500	807,500
	<b>(4) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			16,442,700	16,442,700
	PROGRAM REVENUE			19,877,500	19,715,500
	FEDERAL			(15,379,300)	(15,210,800)
	OTHER			(3,751,100)	(3,757,400)
	SERVICE			(747,100)	(747,300)
	SEGREGATED FUNDS			37,399,300	37,530,000
	FEDERAL			(6,187,600)	(6,187,600)
	OTHER			(31,211,700)	(31,342,400)
	TOTAL-ALL SOURCES			73,719,500	73,688,200
10	(5) CONSERVATION AIDS				
11	(ac) Resource aids - Milwaukee Public				
12	Museum	GPR	A	-0-	-0-
13	(ad) Resource aids — interpretive center	GPR	A	27,000	27,000
14	(aq) Resource aids - Canadian agencies				
15	migratory waterfowl aids	SEG	C	169,200	169,200
16	(ar) Resource aids - county				
17	conservation aids	SEG	C	150,000	150,000
18	(as) Recreation aids - fish, wildlife and				
19	forestry recreation aids	SEG	C	234,500	234,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(at) Ice age trail area grants	SEG	A	75,000	75,000
2	(au) Resource aids - Ducks Unlimited,				
3	Inc., payments	SEG	C	-0-	-0-
4	(av) Resource aids - forest grants	SEG	B	1,650,000	1,710,000
5	(aw) Resource aids - nonprofit				
6	conservation organizations	SEG	C	235,000	235,000
7	(ax) Resource aids - forestry	SEG	A	150,000	150,000
8	(ay) Resource aids - urban land				
9	conservation	SEG	A	75,000	75,000
10	(bq) Resource aids - county forest loans;				
11	severance share payments	SEG	C	-0-	-0-
12	(br) Resource aids - forest croplands				
13	and managed forest land aids	SEG	A	1,250,000	1,250,000
14	(bs) Resource aids - county forest loans	SEG	A	622,400	622,400
15	(bt) Resource aids - county forest				
16	project loans	SEG	C	400,000	400,000
17	(bu) Resource aids - county forest				
18	project loans; severance share				
19	payments	SEG	C	-0-	-0-
20	(bv) Res. aids - county forests, forest				
21	croplands and managed forest land				
22	aids	SEG	S	1,416,400	1,416,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bw) Res. aids–urban forestry, county				
2	sust. forestry & county forest adm.				
3	grants	SEG	A	2,128,100	2,128,100
4	(bx) Resource aids – national forest				
5	income aids	SEG-F	C	782,200	782,200
6	(by) Resource aids — fire suppression				
7	grants	SEG	A	448,000	448,000
8	(bz) Resource aids – forestry outdoor				
9	activity grants	SEG	C	-0-	1,000,000
10	(cb) Recreation aids – snowmobile trail				
11	and area aids; general fund	GPR	A	-0-	-0-
12	(cq) Recreation aids – recreational				
13	boating and other projects	SEG	C	3,122,000	3,122,000
14	(cr) Recreation aids – county				
15	snowmobile trail and area aids	SEG	C	2,500,400	2,500,400
16	(cs) Recreation aids – snowmobile trail				
17	areas	SEG	C	4,537,600	4,499,000
18	(ct) Recreation aids – all-terrain				
19	vehicle project aids; gas tax				
20	payment	SEG	C	1,815,200	1,877,200
21	(cu) Recreation aids — all-terrain				
22	vehicle project aids	SEG	C	2,098,000	2,000,000
23	(cv) Recreation aids — all terrain				
24	vehicle landowner incentive				
25	program	SEG	C	-0-	410,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cw) Recreation aids - supplemental				
2	snowmobile trail aids	SEG	C	537,300	537,300
3	(cx) Recreation aids — all-terrain				
4	vehicle safety program	SEG	A	300,000	300,000
5	(cy) Recreation and resource aids,				
6	federal funds	SEG-F	C	3,162,100	3,162,100
7	(da) Aids in lieu of taxes - general fund	GPR	S	4,723,000	5,878,000
8	(dq) Aids in lieu of taxes - sum				
9	sufficient	SEG	S	780,000	780,000
10	(dr) Aids in lieu of taxes - sum certain	SEG	A	4,000,000	4,000,000
11	(dx) Resource aids — payment in lieu of				
12	taxes; federal	SEG-F	C	440,000	440,000
13	(ea) Enforcement aids — spearfishing				
14	enforcement	GPR	C	-0-	-0-
15	(eq) Enforcement aids — boating				
16	enforcement	SEG	A	1,400,000	1,400,000
17	(er) Enforcement aids — all-terrain				
18	vehicle enforcement	SEG	A	500,000	500,000
19	(es) Enforcement aids — snowmobiling				
20	enforcement	SEG	A	400,000	400,000
21	(ex) Enforcement aids — federal funds	SEG-F	C	-0-	-0-
22	(fq) Wildlife damage claims and				
23	abatement	SEG	C	3,525,000	3,690,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fr) Wildlife abatement and control				
2	grants	SEG	B	25,000	25,000
3	(fs) Venison processing	SEG	B	600,000	600,000
4	(ft) Venison processing; voluntary				
5	contributions	SEG	C	-0-	-0-
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			4,750,000	5,905,000
	SEGREGATED FUNDS			39,528,400	41,088,800
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(35,144,100)	(36,704,500)
	TOTAL-ALL SOURCES			44,278,400	46,993,800
6	(6) ENVIRONMENTAL AIDS				
7	(aa) Environmental aids - nonpoint				
8	source	GPR	B	839,400	839,400
9	(ar) Environmental aids - lake				
10	protection	SEG	C	2,675,400	2,675,400
11	(as) Environmental aids — invasive				
12	aquatic species	SEG	B	1,800,000	1,800,000
13	(au) Environmental aids — river				
14	protection; environmental fund	SEG	A	-0-	-0-
15	(av) Environmental aids - river				
16	protection; conservation fund	SEG	A	292,400	292,400
17	(aw) Environmental aids - river				
18	protection, nonprofit organization				
19	contracts	SEG	C	75,000	75,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bj) Environmental aids — waste				
2	reduction and recycling grants and				
3	gifts	PR	C	-0-	-0-
4	(bk) Environmental aids — wastewater				
5	and drinking water grant	PR-S	A	-0-	-0-
6	(br) Environmental aids - waste				
7	reduction and recycling	SEG	C	1,500,000	1,500,000
8	(bu) Financial assistance for responsible				
9	units	SEG	A	31,000,000	31,000,000
10	(bv) Recycling efficiency incentive				
11	grants	SEG	A	1,900,000	1,900,000
12	(ca) Environmental aids - scenic urban				
13	waterways	GPR	C	-0-	-0-
14	(cm) Environmental aids - federal funds	PR-F	C	-0-	-0-
15	(cr) Environmental aids - compensation				
16	for well contamination and				
17	abandonment	SEG	C	294,000	294,000
18	(da) Environmental planning aids -				
19	local water quality planning	GPR	A	269,200	269,200
20	(dm) Environmental planning aids -				
21	federal funds	PR-F	C	150,000	150,000
22	(dq) Environmental aids — urban				
23	nonpoint source	SEG	B	1,399,000	1,399,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ef) Brownfields revolving loan				
2	repayments	PR	C	-0-	-0-
3	(eg) Groundwater mitigation and local				
4	assistance	PR	C	1,762,100	512,100
5	(eh) Brownfields revolving loan funds				
6	administered for other entity	PR	C	-0-	-0-
7	(em) Federal brownfields revolving loan				
8	funds	PR-F	C	1,000,000	1,000,000
9	(eq) Environmental aids - dry cleaner				
10	environmental response	SEG	B	1,050,000	1,220,000
11	(et) Environmental aids - brownfield				
12	site assessment	SEG	B	1,700,000	1,700,000
13	(eu) Environmental aids - brownfields				
14	green space grants	SEG	B	500,000	500,000
15	(ev) Reimbursement for disposal of				
16	contaminated sediment	SEG	A	1,500,000	3,000,000
	<b>(6) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,108,600	1,108,600
	PROGRAM REVENUE			2,912,100	1,662,100
	FEDERAL			(1,150,000)	(1,150,000)
	OTHER			(1,762,100)	(512,100)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			45,685,800	47,355,800
	OTHER			(45,685,800)	(47,355,800)
	TOTAL-ALL SOURCES			49,706,500	50,126,500
17	(7) DEBT SERVICE AND DEVELOPMENT				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(aa) Resource acquisition and				
2	development - principal repayment				
3	and interest	GPR	S	42,021,100	47,527,600
4	(ac) Principal repayment and interest -				
5	recreational boating bonds	GPR	S	-0-	-0-
6	(ag) Land acquisition - principal				
7	repayment and interest	PR	C	-0-	-0-
8	(aq) Resource acquisition and				
9	development - principal repayment				
10	and interest	SEG	S	233,800	153,300
11	(ar) Dam repair and removal - principal				
12	repayment and interest	SEG	S	508,600	523,200
13	(at) Recreation development - principal				
14	repayment and interest	SEG	S	-0-	-0-
15	(au) State forest acquisition and				
16	development - principal				
17	repayment and interest	SEG	A	13,500,000	13,500,000
18	(bq) Principal repayment and interest -				
19	remedial action	SEG	S	3,747,600	4,086,000
20	(br) Principal repayment and interest -				
21	contaminated sediment	SEG	S	-0-	-0-
22	(ca) Principal repayment and interest -				
23	nonpoint source grants	GPR	S	6,654,400	7,068,700
24	(cb) Principal repayment and interest -				
25	pollution abatement bonds	GPR	S	46,284,400	44,667,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cc) Principal repay. and int. – combined				
2	sewer overflow; pollution abat.				
3	bonds	GPR	S	15,275,200	14,380,300
4	(cd) Principal repayment and interest –				
5	municipal clean drinking water				
6	grants	GPR	S	867,500	871,600
7	(ce) Principal repayment and interest –				
8	nonpoint source	GPR	S	261,500	324,100
9	(cf) Principal repayment and interest –				
10	urban nonpoint source cost-sharing	GPR	S	1,531,000	1,875,200
11	(cg) Principal repayment and interest –				
12	nonpoint repayments	PR	C	-0-	-0-
13	(ea) Administrative facilities – principal				
14	repayment and interest	GPR	S	817,000	824,200
15	(eq) Administrative facilities – principal				
16	repayment and interest	SEG	S	2,647,000	3,174,300
17	(er) Administrative facilities – principal				
18	repayment & interest; env. fund	SEG	S	481,900	580,100
19	(fa) Resource maintenance and				
20	development – state funds	GPR	C	894,400	894,400
21	(fk) Resource acquisition and				
22	development – service funds;				
23	transportation moneys	PR-S	C	1,000,000	1,000,000
24	(fr) Resource acq. and dev. – boating				
25	access to southeastern lakes	SEG	C	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fs) Resource acquisition and				
2	development - state funds	SEG	C	898,100	898,100
3	(ft) Resource acquisition and				
4	development - boating access	SEG	C	200,000	200,000
5	(fu) Resource acquisition and				
6	development — nonmotorized				
7	boating improvements	SEG	C	-0-	-0-
8	(fw) Resource acq. and dev. - Mississippi				
9	and St. Croix rivers management	SEG	C	62,500	62,500
10	(fy) Resource acquisition and				
11	development — federal funds	SEG-F	C	9,120,000	9,120,000
12	(gg) Ice age trail - gifts and grants	PR	C	-0-	-0-
13	(gq) State trails - gifts and grants	SEG	C	-0-	-0-
14	(ha) Facilities acquisition, development				
15	and maintenance	GPR	C	170,900	170,900
16	(hq) Facilities acquisition, development				
17	and maintenance - conservation				
18	fund	SEG	C	376,800	376,800
19	(jr) Rental property and equipment -				
20	maintenance and replacement	SEG	C	-0-	-0-
21	(mc) Resource maintenance and				
22	development - state park, forest &				
23	riverway roads	GPR	C	321,400	321,400
24	(mi) General program operations -				
25	private and public sources	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(mk) General program operations -				
2	service funds	PR-S	C	-0-	-0-
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			115,098,800	118,926,300
	PROGRAM REVENUE			1,000,000	1,000,000
	OTHER			(-0-)	(-0-)
	SERVICE			(1,000,000)	(1,000,000)
	SEGREGATED FUNDS			31,876,300	32,774,300
	FEDERAL			(9,120,000)	(9,120,000)
	OTHER			(22,756,300)	(23,654,300)
	TOTAL-ALL SOURCES			147,975,100	152,700,600
3	(8) ADMINISTRATION AND TECHNOLOGY				
4	(ir) Promotional activities and				
5	publications	SEG	C	83,000	83,000
6	(iw) Statewide recycling administration	SEG	A	281,200	281,200
7	(ma) General program operations —				
8	state funds	GPR	A	2,691,900	2,691,900
9	(mg) General program operations —				
10	stationary sources	PR	A	-0-	-0-
11	(mi) General program operations —				
12	private and public sources	PR	C	-0-	-0-
13	(mk) General program operations —				
14	service funds	PR-S	C	5,111,400	5,111,400
15	(mq) General program operations —				
16	mobile sources	SEG	A	737,400	737,400
17	(mr) General program operations -				
18	environmental improvement fund	SEG	A	353,700	353,700
19	(mt) Equipment pool operations	SEG-S	C	-0-	-0-



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mu) General program operations —				
2	state funds	SEG	A	15,359,300	15,361,400
3	(mv) General program operations —				
4	environmental fund	SEG	A	1,154,300	1,157,100
5	(mz) Indirect cost reimbursements	SEG-F	C	7,180,900	7,180,900
6	(ni) Geographic information systems,				
7	general program operations - other				
8	funds	PR	C	38,700	38,700
9	(nk) Geographic information systems,				
10	general program operations —				
11	service funds	PR-S	C	1,698,700	1,698,700
12	(zq) Gifts and donations	SEG	C	-0-	-0-
(8) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			2,691,900	2,691,900
	PROGRAM REVENUE			6,848,800	6,848,800
	OTHER			(38,700)	(38,700)
	SERVICE			(6,810,100)	(6,810,100)
	SEGREGATED FUNDS			25,149,800	25,154,700
	FEDERAL			(7,180,900)	(7,180,900)
	OTHER			(17,968,900)	(17,973,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			34,690,500	34,695,400
13	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
14	(eg) Gifts and grants; environmental				
15	management systems	PR	C	-0-	-0-
16	(gb) Education programs - program fees	PR	B	63,700	63,700
17	(hk) Approval fees to Lac du Flambeau				
18	band-service funds	PR-S	A	100,000	100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(hs) Approval fees from Lac du				
2	Flambeau band	SEG	C	-0-	-0-
3	(ht) Approval fees to Lac du Flambeau				
4	band	SEG	S	-0-	-0-
5	(hu) Handling and other fees	SEG	C	154,000	154,000
6	(hv) Fee amounts for statewide				
7	automated issuing system	SEG	C	954,400	2,892,000
8	(iq) Natural resources magazine	SEG	C	955,800	955,800
9	(is) Statewide recycling administration	SEG	A	452,200	452,300
10	(ma) General program operations – state				
11	funds	GPR	A	1,143,500	1,143,500
12	(mh) General programs operations –				
13	stationary sources	PR	A	440,600	440,600
14	(mi) General program operations —				
15	private and public sources	PR	C	40,000	40,000
16	(mk) General program operations —				
17	service funds	PR-S	C	1,734,400	1,734,400
18	(mm) General program operations –				
19	federal funds	PR-F	C	1,066,100	1,066,100
20	(mq) General program operations –				
21	mobile sources	SEG	A	178,300	178,300
22	(mt) Aids administration —				
23	environmental improvement				
24	programs; state funds	SEG	A	1,296,000	1,296,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(mu) General program operations - state				
2	funds	SEG	A	13,581,100	11,481,900
3	(mv) General program operations —				
4	environmental fund	SEG	A	984,800	985,000
5	(mw) Aids administration - snowmobile				
6	recreation	SEG	A	192,700	192,900
7	(mx) Aids administration - clean water				
8	fund program; federal funds	SEG-F	C	1,179,000	1,179,000
9	(my) General program operations -				
10	federal funds	SEG-F	C	288,700	288,700
11	(mz) Indirect cost reimbursements	SEG-F	C	1,415,400	1,415,400
12	(nq) Aids administration - dry cleaner				
13	environmental response	SEG	A	75,800	75,800
14	(ny) Aids administration - safe drinking				
15	water loan programs; federal funds	SEG-F	C	182,900	182,900
<b>(9) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,143,500	1,143,500
	PROGRAM REVENUE			3,444,800	3,444,800
	FEDERAL			(1,066,100)	(1,066,100)
	OTHER			(544,300)	(544,300)
	SERVICE			(1,834,400)	(1,834,400)
	SEGREGATED FUNDS			21,891,100	21,730,200
	FEDERAL			(3,066,000)	(3,066,000)
	OTHER			(18,825,100)	(18,664,200)
	TOTAL-ALL SOURCES			26,479,400	26,318,500
<b>20.370 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			153,000,900	157,983,400
	PROGRAM REVENUE			66,683,700	64,390,900
	FEDERAL			(26,199,500)	(26,031,000)
	OTHER			(26,424,200)	(24,240,900)
	SERVICE			(14,060,000)	(14,119,000)
	SEGREGATED FUNDS			353,213,800	357,262,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	FEDERAL			(47,524,800)	(47,524,800)
	OTHER			(305,689,000)	(309,737,400)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			572,898,400	579,636,500
<b>1</b>	<b>20.373 Fox river navigational system authority</b>				
<b>2</b>	(1)	INITIAL COSTS			
<b>3</b>	(g)	Administration, operation, repair,			
<b>4</b>		PR	C	-0-	-0-
<b>5</b>	(r)	SEG	C	126,700	126,700
		2 0 . 3 7 3 D E P A R T M E N T T O T A L S			
				-0-	-0-
				(-0-)	(-0-)
				126,700	126,700
				(126,700)	(126,700)
				126,700	126,700
<b>6</b>	<b>20.375 Lower Fox River remediation authority</b>				
<b>7</b>	(1)	INITIAL COSTS			
<b>8</b>	(a)	GPR	B	100,000	-0-
		2 0 . 3 7 5 D E P A R T M E N T T O T A L S			
				100,000	-0-
				100,000	-0-
<b>9</b>	<b>20.380 Tourism, department of</b>				
<b>10</b>	(1)	TOURISM DEVELOPMENT AND PROMOTION			
<b>11</b>	(a)	GPR	A	3,573,100	3,578,500
<b>12</b>	(b)	Tourism marketing; general			
<b>13</b>		GPR	A	-0-	-0-
<b>14</b>	(g)	PR	C	6,200	6,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(h) Tourism promotion; sale of surplus				
2	property receipts	PR	C	-0-	-0-
3	(ig) Golf promotion	PR	C	-0-	-0-
4	(ir) Payments to the WPGA Junior				
5	Foundation	PR	C	-0-	-0-
6	(j) Tourism promotion - private and				
7	public sources	PR	C	100,000	100,000
8	(k) Sale of materials or services	PR-S	C	-0-	-0-
9	(ka) Sale of materials and services-local				
10	assistance	PR-S	C	-0-	-0-
11	(kb) Sale of materials and				
12	services-individuals and				
13	organizations	PR-S	C	-0-	-0-
14	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-
15	(kg) Tourism marketing; gaming				
16	revenue	PR-S	B	9,149,400	9,149,400
17	(km) Tourist information assistant	PR-S	A	101,600	101,600
18	(m) Federal aid, state operations	PR-F	C	-0-	-0-
19	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
20	(o) Federal aid, individuals and				
21	organizations	PR-F	C	-0-	-0-
22	(q) Administrative				
23	services-conservation fund	SEG	A	12,200	12,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(w) Tourism marketing; transportation				
2	fund	SEG	B	2,200,000	2,200,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,573,100	3,578,500
	PROGRAM REVENUE			9,357,200	9,357,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(106,200)	(106,200)
	SERVICE			(9,251,000)	(9,251,000)
	SEGREGATED FUNDS			2,212,200	2,212,200
	OTHER			(2,212,200)	(2,212,200)
	TOTAL-ALL SOURCES			15,142,500	15,147,900
3	(2) KICKAPOO VALLEY RESERVE				
4	(ip) Kickapoo reserve management				
5	board; program services	PR	C	107,300	107,300
6	(ir) Kickapoo reserve management				
7	board; gifts and grants	PR	C	-0-	-0-
8	(kc) Kickapoo valley reserve; law				
9	enforcement services	PR-S	A	32,300	32,300
10	(ms) Kickapoo reserve management				
11	board; federal aid	PR-F	C	-0-	-0-
12	(q) Kickapoo reserve management				
13	board; general program operations	SEG	A	410,100	410,100
14	(r) Kickapoo valley reserve; aids in lieu				
15	of taxes	SEG	S	307,200	334,800
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			139,600	139,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(107,300)	(107,300)
	SERVICE			(32,300)	(32,300)
	SEGREGATED FUNDS			717,300	744,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			(717,300)	(744,900)
TOTAL-ALL SOURCES			856,900	884,500
<b>20.380 DEPARTMENT TOTALS</b>				
GENERAL PURPOSE REVENUES			3,573,100	3,578,500
PROGRAM REVENUE			9,496,800	9,496,800
FEDERAL			(-0-)	(-0-)
OTHER			(213,500)	(213,500)
SERVICE			(9,283,300)	(9,283,300)
SEGREGATED FUNDS			2,929,500	2,957,100
OTHER			(2,929,500)	(2,957,100)
TOTAL-ALL SOURCES			15,999,400	16,032,400
<b>Environmental Resources</b>				
<b>FUNCTIONAL AREA TOTALS</b>				
GENERAL PURPOSE REVENUES			201,566,800	211,252,400
PROGRAM REVENUE			76,180,500	73,887,700
FEDERAL			(26,199,500)	(26,031,000)
OTHER			(26,637,700)	(24,454,400)
SERVICE			(23,343,300)	(23,402,300)
SEGREGATED FUNDS			362,456,900	366,532,900
FEDERAL			(47,524,800)	(47,524,800)
OTHER			(314,932,100)	(319,008,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			640,204,200	651,673,000

## Human Relations and Resources

1	<b>20.410 Corrections, department of</b>				
2	(1) ADULT CORRECTIONAL SERVICES				
3	(a) General program operations	GPR	A	663,044,400	666,080,000
4	(aa) Institutional repair and				
5	maintenance	GPR	A	4,201,300	4,201,300
6	(ab) Corrections contracts and				
7	agreements	GPR	A	24,829,500	17,367,400
8	(b) Services for community corrections	GPR	A	127,684,700	130,630,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bm) Pharmacological treatment for				
2	certain child sex offenders	GPR	A	110,000	110,000
3	(bn) Reimbursing counties for probation,				
4	extended supervision and parole				
5	holds	GPR	A	4,935,100	4,935,100
6	(c) Reimbursemnt claims of counties				
7	containing state prisons	GPR	S	185,700	185,700
8	(cw) Mother–young child care program	GPR	A	200,000	200,000
9	(d) Purchased services for offenders	GPR	A	28,700,200	30,995,200
10	(e) Principal repayment and interest	GPR	S	74,592,500	73,637,000
11	(ec) Prison industries principal, interest				
12	and rebates	GPR	S	–0–	–0–
13	(f) Energy costs	GPR	A	28,425,600	29,532,700
14	(g) Loan fund for persons on probation,				
15	extended supervision or parole	PR	A	–0–	–0–
16	(gb) Drug testing	PR	C	–0–	–0–
17	(gc) Sex offender honesty testing	PR	C	122,000	122,000
18	(gd) Sex offender management	PR	A	813,000	1,076,500
19	(gf) Probation, parole and extended				
20	supervision	PR	A	11,845,800	11,845,800
21	(gi) General operations	PR	A	4,076,500	4,076,600
22	(gk) Global positioning system tracking				
23	devices	PR	C	4,200	26,000
24	(gr) Home detention services	PR	A	615,500	616,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gt) Telephone company commissions	PR	A	1,116,300	1,116,300
2	(h) Administration of restitution	PR	A	928,100	821,900
3	(i) Gifts and grants	PR	C	33,400	33,400
4	(jz) Operations and maintenance	PR	C	360,000	382,500
5	(kc) Correctional institution enterprises;				
6	inmate activities and employment	PR-S	C	3,158,700	3,158,700
7	(kf) Correctional farms	PR-S	A	4,282,700	4,284,300
8	(kh) Victim services and programs	PR-S	A	272,700	272,700
9	(kk) Institutional operations and				
10	charges	PR-S	A	17,642,900	17,944,300
11	(km) Prison industries	PR-S	A	18,412,900	18,279,000
12	(ko) Prison industries principal				
13	repayment, interest and rebates	PR-S	S	117,600	386,500
14	(kp) Correctional officer training	PR-S	A	2,689,200	2,689,200
15	(kx) Interagency and intra-agency				
16	programs	PR-S	C	2,460,900	2,516,900
17	(ky) Interagency and intra-agency aids	PR-S	C	1,442,100	1,442,100
18	(m) Federal project operations	PR-F	C	2,473,100	2,473,100
19	(n) Federal program operations	PR-F	C	86,800	86,800
20	(qm) Computer recycling	SEG	A	295,800	294,400

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	956,909,000	957,874,900
PROGRAM REVENUE	72,954,400	73,650,600
FEDERAL	(2,559,900)	(2,559,900)
OTHER	(19,914,800)	(20,117,000)
SERVICE	(50,479,700)	(50,973,700)
SEGREGATED FUNDS	295,800	294,400

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
OTHER				(295,800)	(294,400)
TOTAL-ALL SOURCES				1,030,159,200	1,031,819,900
1	(2) PAROLE COMMISSION				
2	(a) General program operations	GPR	A	1,142,900	1,143,000
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				1,142,900	1,143,000
TOTAL-ALL SOURCES				1,142,900	1,143,000
3	(3) JUVENILE CORRECTIONAL SERVICES				
4	(a) General program operations	GPR	A	1,051,900	1,052,100
5	(ba) Mendota juvenile treatment center	GPR	A	1,379,300	1,379,300
6	(c) Reimbursement claims of counties				
7	containing juvenile corr facilities	GPR	A	200,000	200,000
8	(cd) Community youth and family aids	GPR	A	96,341,000	98,341,000
9	(cg) Serious juvenile offenders	GPR	B	15,837,300	16,829,800
10	(e) Principal repayment and interest	GPR	S	4,877,500	4,900,400
11	(f) Community intervention program	GPR	A	3,750,000	3,750,000
12	(hm) Juvenile correctional services	PR	A	54,599,500	55,087,400
13	(ho) Juvenile residential aftercare	PR	A	5,088,300	5,395,300
14	(hr) Juvenile corrective sanctions				
15	program	PR	A	4,794,400	4,783,700
16	(i) Gifts and grants	PR	C	7,700	7,700
17	(j) State-owned housing maintenance	PR	A	35,000	35,000
18	(jr) Institutional operations and				
19	charges	PR	A	217,400	217,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ko) Interagency programs; community				
2	youth and family aids	PR-S	C	2,449,200	2,449,200
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	1,702,200	1,702,200
5	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
6	(n) Federal program operations	PR-F	C	30,000	30,000

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	123,437,000	126,452,600
PROGRAM REVENUE	68,923,700	69,707,900
FEDERAL	(30,000)	(30,000)
OTHER	(64,742,300)	(65,526,500)
SERVICE	(4,151,400)	(4,151,400)
TOTAL-ALL SOURCES	192,360,700	196,160,500

20.410 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	1,081,488,900	1,085,470,500
PROGRAM REVENUE	141,878,100	143,358,500
FEDERAL	(2,589,900)	(2,589,900)
OTHER	(84,657,100)	(85,643,500)
SERVICE	(54,631,100)	(55,125,100)
SEGREGATED FUNDS	295,800	294,400
OTHER	(295,800)	(294,400)
TOTAL-ALL SOURCES	1,223,662,800	1,229,123,400

7 **20.425 Employment relations commission**

8	(1) LABOR RELATIONS				
9	(a) General program operations	GPR	A	2,587,600	2,587,600
10	(i) Fees, collective bargaining training,				
11	publications, and appeals	PR	A	558,100	598,000

20.425 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	2,587,600	2,587,600
PROGRAM REVENUE	558,100	598,000
OTHER	(558,100)	(598,000)
TOTAL-ALL SOURCES	3,145,700	3,185,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	<b>20.432 Board on aging and long-term care</b>				
2	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
3	(a) General program operations	GPR	A	1,034,700	1,071,900
4	(i) Gifts and grants	PR	C	-0-	-0-
5	(k) Contracts with other state agencies	PR-S	C	916,500	928,300
6	(kb) Insurance and other information,				
7	counseling and assistance	PR-S	A	425,900	434,900
8	(m) Federal aid	PR-F	C	-0-	-0-
	<b>20.432 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			1,034,700	1,071,900
	PROGRAM REVENUE			1,342,400	1,363,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,342,400)	(1,363,200)
	TOTAL-ALL SOURCES			2,377,100	2,435,100
9	<b>20.433 Child abuse and neglect prevention board</b>				
10	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
11	(b) Grants to organizations	GPR	C	990,400	1,129,700
12	(g) General program operations	PR	A	442,400	442,400
13	(h) Grants to organizations; program				
14	revenues	PR	C	1,480,000	1,480,000
15	(i) Gifts and grants	PR	C	-0-	-0-
16	(k) Interagency programs	PR-S	C	26,900	-0-
17	(m) Federal project operations	PR-F	C	167,400	167,400
18	(ma) Federal project aids	PR-F	C	450,000	450,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(q) Children's trust fund; gifts and				
2	grants	SEG	C	23,100	23,100
<b>20.433 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			990,400	1,129,700
	PROGRAM REVENUE			2,566,700	2,539,800
	FEDERAL			(617,400)	(617,400)
	OTHER			(1,922,400)	(1,922,400)
	SERVICE			(26,900)	(-0-)
	SEGREGATED FUNDS			23,100	23,100
	OTHER			(23,100)	(23,100)
	TOTAL-ALL SOURCES			3,580,200	3,692,600
3	<b>20.434 Board for people with developmental disabilities</b>				
4	(1) DEVELOPMENTAL DISABILITIES				
5	(a) General program operations	GPR	A	15,000	15,000
6	(mc) Federal project operations	PR-F	A	724,600	724,600
7	(md) Federal project aids	PR-F	A	543,600	543,600
<b>20.434 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			15,000	15,000
	PROGRAM REVENUE			1,268,200	1,268,200
	FEDERAL			(1,268,200)	(1,268,200)
	TOTAL-ALL SOURCES			1,283,200	1,283,200
8	<b>20.435 Health and family services, department of</b>				
9	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; STATE OPERATIONS				
10	(a) General program operations	GPR	A	5,700,200	5,650,200
11	(ac) Child abuse and neglect prevention				
12	technical assistance	GPR	A	-0-	-0-
13	(c) Public health emergency				
14	quarantine costs	GPR	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gm) Licensing, review and certifying				
2	activities fees; supplies and services	PR	A	9,412,400	9,412,500
3	(gr) Supplemental food program for				
4	women, infants and children				
5	adminstration	PR	C	110,000	-0-
6	(hg) General program operations: health				
7	care information	PR	A	1,174,800	862,100
8	(hi) Compilations and special reports;				
9	health care information	PR	C	50,000	50,000
10	(i) Gifts and grants	PR	C	404,000	300,700
11	(jb) Congenital disorders; operations	PR	A	86,200	86,200
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	2,917,700	3,177,700
14	(m) Federal project operations	PR-F	C	20,080,000	20,010,900
15	(mc) Block grant operations	PR-F	C	5,864,700	5,743,600
16	(n) Federal program operations	PR-F	C	5,681,300	247,500
17	(q) Groundwater and air quality				
18	standards	SEG	A	306,000	306,000
	<b>(1) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			5,700,200	5,650,200
	PROGRAM REVENUE			45,781,100	39,891,200
	FEDERAL			(31,626,000)	(26,002,000)
	OTHER			(11,237,400)	(10,711,500)
	SERVICE			(2,917,700)	(3,177,700)
	SEGREGATED FUNDS			306,000	306,000
	OTHER			(306,000)	(306,000)
	TOTAL-ALL SOURCES			51,787,300	45,847,400
19	(2) DISABILITY AND ELDER SERVICES; INSTITUTIONS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(a) General program operations	GPR	A	63,193,100	63,421,100
2	(aa) Institutional repair and				
3	maintenance	GPR	A	659,300	659,300
4	(bj) Competency examinations and				
5	conditional and supervised release				
6	services	GPR	B	8,528,300	9,313,300
7	(bm) Secure mental health units or				
8	facilities	GPR	A	75,273,300	79,574,500
9	(ee) Principal repayment and interest	GPR	S	13,756,000	13,592,200
10	(ef) Lease rental payments	GPR	S	-0-	-0-
11	(f) Energy costs	GPR	A	3,879,400	4,077,700
12	(g) Alternative services of institutes				
13	and centers	PR	C	11,837,800	11,853,000
14	(gk) Institutional operations and				
15	charges	PR	A	165,296,500	166,482,800
16	(gL) Extended intensive treatment				
17	surcharge	PR	C	-0-	-0-
18	(gs) Sex offender honesty testing	PR	C	-0-	-0-
19	(i) Gifts and grants	PR	C	388,600	388,600
20	(kx) Interagency and intra-agency				
21	programs	PR-S	C	7,149,900	7,241,700
22	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
23	(kz) Interagency and intra-agency local				
24	assistance	PR-S	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(m) Federal project operations	PR-F	C	-0-	-0-
(2) P R O G R A M T O T A L S					
	GENERAL PURPOSE REVENUES			165,289,400	170,638,100
	PROGRAM REVENUE			184,672,800	185,966,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(177,522,900)	(178,724,400)
	SERVICE			(7,149,900)	(7,241,700)
	TOTAL-ALL SOURCES			349,962,200	356,604,200
2	(3) CHILDREN AND FAMILY SERVICES				
3	(a) General program operations	GPR	A	5,727,400	-0-
4	(bc) Grants for children's community				
5	programs	GPR	A	797,200	-0-
6	(bm) Services for children and families	GPR	S	-0-	-0-
7	(cd) Domestic abuse grants	GPR	A	7,290,300	-0-
8	(cf) Foster, trtmt foster &				
9	family-operated group home parent				
10	ins & liability	GPR	A	60,000	-0-
11	(cw) Milwaukee child welfare services;				
12	general program operations	GPR	A	12,418,700	-0-
13	(cx) Milwaukee child welfare services;				
14	aids	GPR	A	36,862,400	-0-
15	(da) Child welfare program				
16	enhancement plan; aids	GPR	A	1,117,200	-0-
17	(dd) State foster care and adoption				
18	services	GPR	A	48,059,700	-0-
19	(dg) State adoption information				
20	exchange and state adoption center	GPR	A	171,300	-0-



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(eg) Brighter futures initiative and				
2	tribal adolescent services	GPR	A	1,959,500	-0-
3	(f) Second-chance homes	GPR	A	-0-	-0-
4	(fr) Skills enhancement grants	GPR	A	-0-	-0-
5	(gx) Milwaukee child welfare services;				
6	collections	PR	C	7,720,700	-0-
7	(hh) Domestic abuse surcharge grants	PR	C	641,500	-0-
8	(i) Gifts and grants	PR	C	-0-	-0-
9	(j) Statewide automated child welfare				
10	information system receipts	PR	C	850,800	-0-
11	(jb) Fees for administrative services	PR	C	78,800	-0-
12	(jj) Searches for birth parents and				
13	adoption record information;				
14	foreign adopt	PR	A	90,300	-0-
15	(jm) Licensing activities	PR	A	958,400	-0-
16	(kc) Interagency and intra-agency aids;				
17	kinship care and long-term kinship				
18	care	PR-S	A	21,878,300	-0-
19	(kd) Kinship care and long-term kinship				
20	care assessments	PR-S	A	1,464,000	-0-
21	(km) Federal block grant transfer; aids	PR-S	A	-0-	-0-
22	(kw) Interagency and intra-agency aids;				
23	Milwaukee child welfare services	PR-S	A	21,991,100	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	15,706,000	-0-
3	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	500,000	-0-
6	(m) Federal project operations	PR-F	C	782,400	-0-
7	(ma) Federal project aids	PR-F	C	3,780,700	-0-
8	(mb) Federal project local assistance	PR-F	C	-0-	-0-
9	(mc) Federal block grant operations	PR-F	C	2,371,500	-0-
10	(md) Federal block grant aids	PR-F	C	8,911,200	-0-
11	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
12	(mw) Federal aid; Milwaukee child				
13	welfare services general program				
14	operations	PR-F	C	5,453,000	-0-
15	(mx) Federal aid; Milwaukee child				
16	welfare services aids	PR-F	C	13,537,600	-0-
17	(n) Federal program operations	PR-F	C	6,686,800	-0-
18	(na) Federal program aids	PR-F	C	3,202,200	-0-
19	(nL) Federal program local assistance	PR-F	C	10,796,800	-0-
20	(pd) Federal aid; state foster care and				
21	adoption services	PR-F	C	43,906,100	-0-
22	(pm) Federal aid; adoption incentive				
23	payments	PR-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			114,463,700	-0-
	PROGRAM REVENUE			171,308,200	-0-
	FEDERAL			(99,428,300)	(-0-)
	OTHER			(10,340,500)	(-0-)
	SERVICE			(61,539,400)	(-0-)
	TOTAL-ALL SOURCES			285,771,900	-0-
1	(4) HEALTH SERVICES PLANNING, REG & DELIVERY; HLTH CARE FIN; OTHER SUPPORT PGMS				
2	(a) General program operations	GPR	A	10,415,700	10,426,000
3	(b) Medical assistance program				
4	benefits	GPR	B	1,606,690,800	1,663,438,600
5	(bm) MA food stamp program admin;				
6	contracts costs; ins reports & res				
7	ctrs	GPR	B	37,224,500	35,467,100
8	(bn) Income maintenance	GPR	B	37,206,300	37,356,300
9	(bt) Relief block grants to counties	GPR	A	400,000	400,000
10	(bv) Prescription drug assistance for				
11	elderly; aids	GPR	B	54,229,100	61,826,600
12	(d) Facility appeals mechanism	GPR	A	546,800	546,800
13	(e) Disease aids	GPR	B	4,641,600	5,080,000
14	(g) Family care benefit; cost sharing	PR	C	-0-	-0-
15	(gm) Health services regulation	PR	A	21,200	21,200
16	(h) General or medical assistance				
17	medical program;				
18	intergovernmental transfer	PR	A	6,799,400	6,799,400
19	(i) Gifts and grants; health care				
20	financing	PR	C	115,800	115,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(iL) Medical assistance provider				
2	assessments	PR	C	-0-	-0-
3	(im) Medical assistance; correct				
4	payment recovery; collections; other				
5	recoveries	PR	C	17,321,200	17,341,000
6	(in) Community options program;				
7	family care; recovery of costs				
8	administration	PR	A	102,600	102,600
9	(j) Prescription drug assistance for				
10	elderly; manufacturer rebates	PR	C	67,303,500	81,413,200
11	(jb) Prescription drug assistance for				
12	elderly; enrollment fees	PR	C	3,408,400	3,467,600
13	(je) Disease aids; drug manufacturer				
14	rebates	PR	C	224,400	252,200
15	(jw) BadgerCare plus administrative				
16	costs	PR	B	476,100	2,186,200
17	(jz) Medical assistance and BadgerCare				
18	cost sharing and employer penalty				
19	assess	PR	C	11,924,600	27,785,500
20	(kb) Relief block grants to tribal				
21	governing bodies	PR-S	A	800,000	800,000
22	(kt) Medical assistance outreach and				
23	reimbursements for tribes	PR-S	B	1,070,000	1,070,000
24	(kx) Interagency and intra-agency				
25	programs	PR-S	C	2,681,900	2,681,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ky) Interagency and intra-agency aids	PR-S	C	995,600	995,600
2	(kz) Interagency and intra-agency local				
3	assistance	PR-S	C	386,100	386,100
4	(L) Fraud and error reduction	PR	C	801,300	801,300
5	(m) Federal project operations	PR-F	C	645,600	645,600
6	(ma) Federal project aids	PR-F	C	800,000	800,000
7	(md) Federal block grant aids	PR-F	C	-0-	-0-
8	(n) Federal program operations	PR-F	C	44,143,000	43,952,600
9	(na) Federal program aids	PR-F	C	9,244,100	9,244,100
10	(nn) Federal aid; income maintenance	PR-F	C	57,005,300	57,155,300
11	(o) Federal aid; medical assistance	PR-F	C	3,065,714,900	3,292,648,800
12	(pa) Federal aid; medical assistance and				
13	food stamps contracts				
14	administration	PR-F	C	66,865,500	67,674,000
15	(pg) Federal aid; prescription drug				
16	assistance for elderly	PR-F	C	48,101,000	53,732,100
17	(pv) Food stamps; electronic benefits				
18	transfer	PR-F	C	-0-	-0-
19	(w) Medical assistance trust fund	SEG	B	265,374,400	238,765,600
20	(wm) Medical assistance trust fund;				
21	nursing homes	SEG	S	-0-	-0-
22	(wp) Medical assistance trust fund;				
23	county reimbursement	SEG	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(x) Badger care health care program;				
2	medical assistance trust fund	SEG	C	-0-	-0-
3	(xc) Hospital assessment fund; hospital				
4	supplements and refunds	SEG	B	145,532,800	147,726,500
5	(xd) Hospital assessment fund; medical				
6	assistance and BadgerCare benefits	SEG	B	60,000,000	65,000,000
7	(y) Utility public benefits fund; income				
8	maintenance	SEG	A	-0-	-0-
<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			1,751,354,800	1,814,541,400
	PROGRAM REVENUE			3,406,951,500	3,672,072,100
	FEDERAL			(3,292,519,400)	(3,525,852,500)
	OTHER			(108,498,500)	(140,286,000)
	SERVICE			(5,933,600)	(5,933,600)
	SEGREGATED FUNDS			470,907,200	451,492,100
	OTHER			(470,907,200)	(451,492,100)
	TOTAL-ALL SOURCES			5,629,213,500	5,938,105,600
9	(5) PUBLIC HEALTH SERVICES PLANNING, REGULATION & DELIVERY; AIDS & LOCAL ASSIST				
10	(ab) Child abuse and neglect prevention				
11	and universal home visitation				
12	grants	GPR	A	995,700	-0-
13	(am) Services, reimbursement and				
14	payment related to human				
15	immunodeficiency virus	GPR	A	5,108,800	5,530,400
16	(cb) Well woman program	GPR	A	2,250,700	2,250,700
17	(cc) Cancer control and prevention	GPR	A	394,600	394,600
18	(ce) Primary health for homeless				
19	individuals	GPR	C	125,000	125,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
2	(cm) Immunization	GPR	S	-0-	-0-
3	(de) Dental services	GPR	A	3,136,600	3,136,600
4	(dg) Clinic aids	GPR	B	100,000	75,000
5	(dm) Rural health dental clinics	GPR	A	1,005,100	1,005,100
6	(dn) Food distribution costs	GPR	A	320,000	-0-
7	(ds) Statewide poison control program	GPR	A	425,000	425,000
8	(e) Public health dispensaries and				
9	drugs	GPR	B	425,500	450,300
10	(ed) Radon aids	GPR	A	30,000	30,000
11	(ef) Lead poisoning or lead exposure				
12	services	GPR	A	1,004,100	1,004,100
13	(eg) Pregnancy counseling	GPR	A	77,600	77,600
14	(em) Supplemental food program for				
15	women, infants and children				
16	benefits	GPR	C	179,300	-0-
17	(eu) Reducing fetal and infant mortality				
18	and morbidity	GPR	B	250,000	250,000
19	(ev) Pregnancy outreach and infant				
20	health	GPR	A	211,200	211,200
21	(f) Family planning	GPR	A	1,955,200	1,955,200
22	(fh) Community health services	GPR	A	3,100,000	6,100,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fi) Payments to the Wisconsin				
2	Women's Health Foundation	PR	C	-0-	-0-
3	(fm) Tobacco use control grants	GPR	C	15,000,000	15,000,000
4	(i) Gifts and grants; aids	PR	C	4,554,500	3,443,400
5	(ja) Congenital disorders; diagnosis,				
6	special dietary treatment and				
7	counseling	PR	A	2,194,300	2,294,300
8	(kb) Minority health	PR-S	A	150,000	150,000
9	(ke) American Indian health projects	PR-S	A	120,000	120,000
10	(ky) Interagency and intra-agency aids	PR-S	C	192,700	252,700
11	(ma) Federal project aids	PR-F	C	45,753,300	44,994,500
12	(md) Block grant aids	PR-F	C	8,159,000	8,159,000
13	(na) Federal program aids	PR-F	C	64,152,300	-0-
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			38,294,400	40,220,800
	PROGRAM REVENUE			125,276,100	59,413,900
	FEDERAL			(118,064,600)	(53,153,500)
	OTHER			(6,748,800)	(5,737,700)
	SERVICE			(462,700)	(522,700)
	TOTAL-ALL SOURCES			163,570,500	99,634,700
14	(6) DISABILITY AND ELDER SERVICES; STATE OPERATIONS NON-INSTITUTION				
15	(a) General program operations;				
16	physical disabilities	GPR	A	15,785,500	15,893,400
17	(dm) Nursing home monitoring and				
18	receivership supplement	GPR	S	-0-	-0-
19	(e) Principal repayment and interest	GPR	S	68,400	66,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ee) Admin. exp. for state suppl to				
2	federal supplemental security				
3	income program	GPR	A	611,800	611,800
4	(g) Nursing facility resident protection	PR	C	151,000	151,000
5	(ga) Community-based residential				
6	facility monitoring and receivership				
7	ops	PR	C	-0-	-0-
8	(gb) Alcohol and drug abuse initiatives	PR	C	846,700	846,500
9	(gc) Disabled children's long-term				
10	support waivers; state operations	PR	A	-0-	-0-
11	(hs) Interpreter services for hearing				
12	impaired	PR	A	40,100	40,100
13	(hx) Services related to drivers, receipts	PR	A	-0-	-0-
14	(i) Gifts and grants	PR	C	294,100	207,100
15	(jb) Fees for administrative services	PR	C	202,300	202,300
16	(jm) Licensing and support services	PR	A	4,566,000	4,485,800
17	(k) Nursing home monitoring and				
18	receivership operations	PR-S	C	-0-	-0-
19	(kx) Interagency and intra-agency				
20	programs	PR-S	C	1,545,300	1,517,100
21	(m) Federal project operations	PR-F	C	5,423,500	5,378,500
22	(mc) Federal block grant operations	PR-F	C	3,581,500	3,581,500
23	(n) Federal program operations	PR-F	C	24,270,300	24,424,300
<b>(6) PROGRAM TOTALS</b>					
<b>GENERAL PURPOSE REVENUES</b>				<b>16,465,700</b>	<b>16,571,700</b>

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	PROGRAM REVENUE			40,920,800	40,834,200
	FEDERAL			(33,275,300)	(33,384,300)
	OTHER			(6,100,200)	(5,932,800)
	SERVICE			(1,545,300)	(1,517,100)
	TOTAL-ALL SOURCES			57,386,500	57,405,900
1	(7) DISABILITY AND ELDER SERVICES; AIDS AND LOCAL ASSISTANCE				
2	(b) Community aids and medical				
3	assistance payments	GPR	A	173,483,400	163,621,400
4	(bc) Grants for community programs	GPR	A	6,561,900	6,561,900
5	(bd) Long-term care programs	GPR	A	94,321,200	94,321,200
6	(be) Mental health treatment services	GPR	A	10,583,800	10,583,800
7	(bg) Alzheimer's disease; training and				
8	information grants	GPR	A	132,700	132,700
9	(bL) Community support programs and				
10	psychosocial services	GPR	A	1,186,900	1,186,900
11	(bm) Purchased services for clients	GPR	A	94,800	94,800
12	(br) Respite care	GPR	A	225,000	225,000
13	(bt) Early intervention services for				
14	infants and toddlers with				
15	disabilities	GPR	C	6,878,700	6,878,700
16	(c) Independent living centers	GPR	A	983,500	983,500
17	(cg) Guardianship grant program	GPR	A	100,000	100,000
18	(co) Integrated service programs for				
19	children with severe disabilities	GPR	A	133,300	133,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(d) Interpreter services and				
2	telecommunication aid for the				
3	hearing impaired	GPR	A	180,000	180,000
4	(da) Reimbursements to local units of				
5	government	GPR	S	400,000	400,000
6	(dh) Programs for senior citizens; elder				
7	abuse services; benefit specialist				
8	pgm	GPR	A	11,909,800	11,909,800
9	(ed) State supplement to federal				
10	supplemental security income				
11	program	GPR	S	133,684,900	135,887,200
12	(g) Long-term care; county				
13	contributions	PR	C	10,415,200	29,480,100
14	(gg) Collection remittances to local units				
15	of government	PR	C	5,000	5,000
16	(h) Disabled children's long-term				
17	support waivers	PR	C	-0-	-0-
18	(hy) Services for drivers, local assistance	PR	C	1,000,000	1,000,000
19	(i) Gifts and grants; local assistance	PR	C	-0-	-0-
20	(im) Community options program;				
21	family care benefit; recovery of				
22	costs	PR	C	375,000	375,000
23	(kb) Severely emotionally disturbed				
24	children	PR-S	C	731,800	731,800
25	(kc) Independent living center grants	PR-S	A	600,000	600,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>	
1	(kg) Compulsive gambling awareness					
2	campaigns	PR-S	A	400,000	400,000	
3	(kL) Indian aids	PR-S	A	271,600	271,600	
4	(km) Indian drug abuse prevention and					
5	education	PR-S	A	500,000	500,000	
6	(kn) Elderly nutrition; home-delivered					
7	and congregate meals	PR-S	A	500,000	500,000	
8	(ky) Interagency and intra-agency aids	PR-S	C	29,868,000	29,868,000	
9	(kz) Interagency and intra-agency local					
10	assistance	PR-S	C	100,000	100,000	
11	(ma) Federal project aids	PR-F	C	3,270,300	770,300	
12	(mb) Federal project local assistance	PR-F	C	-0-	-0-	
13	(md) Federal block grant aids	PR-F	C	8,709,300	8,709,200	
14	(me) Federal block grant local assistance	PR-F	C	7,451,400	7,451,400	
15	(na) Federal program aids	PR-F	C	27,875,700	27,875,700	
16	(nL) Federal program local assistance	PR-F	C	6,684,400	6,762,300	
17	(o) Federal aid; community aids	PR-F	C	84,732,700	45,955,300	
	<b>(7) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			440,859,900	433,200,200	
	PROGRAM REVENUE			183,490,400	161,355,700	
	FEDERAL			(138,723,800)	(97,524,200)	
	OTHER			(11,795,200)	(30,860,100)	
	SERVICE			(32,971,400)	(32,971,400)	
	TOTAL-ALL SOURCES			624,350,300	594,555,900	
18	(8) GENERAL ADMINISTRATION					
19	(a) General program operations	GPR	A	13,254,600	12,905,300	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(i) Gifts and grants	PR	C	500	500
2	(k) Administrative and support				
3	services	PR-S	A	34,293,600	34,946,500
4	(kx) Interagency and intra-agency				
5	programs	PR-S	C	140,600	140,600
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	(ma) Federal project aids	PR-F	C	-0-	-0-
10	(mb) Income augmentation services				
11	receipts	PR-F	C	8,346,600	6,402,200
12	(mc) Federal block grant operations	PR-F	C	1,221,600	1,221,600
13	(mm) Reimbursements from federal				
14	government	PR-F	C	-0-	-0-
15	(n) Federal program operations	PR-F	C	2,399,200	2,362,200
16	(pz) Indirect cost reimbursements	PR-F	C	3,513,000	3,469,700

**(8) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	13,254,600	12,905,300
PROGRAM REVENUE	49,915,100	48,543,300
FEDERAL	(15,480,400)	(13,455,700)
OTHER	(500)	(500)
SERVICE	(34,434,200)	(35,087,100)
TOTAL-ALL SOURCES	63,169,700	61,448,600

**20.435 DEPARTMENT TOTALS**

GENERAL PURPOSE REVENUES	2,545,682,700	2,493,727,700
PROGRAM REVENUE	4,208,316,000	4,208,076,500
FEDERAL	(3,729,117,800)	(3,749,372,200)
OTHER	(332,244,000)	(372,253,000)
SERVICE	(146,954,200)	(86,451,300)
SEGREGATED FUNDS	471,213,200	451,798,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
	OTHER			(471,213,200)	(451,798,100)
	TOTAL-ALL SOURCES			7,225,211,900	7,153,602,300
1	<b>20.437 Children and families, department of</b>				
2	(1) CHILDREN AND FAMILY SERVICES				
3	(a) General program operations	GPR	A	-0-	5,758,100
4	(b) Children and family aids payments	GPR	A	-0-	28,959,400
5	(bc) Grants for children's community				
6	programs	GPR	A	-0-	797,200
7	(bm) Services for children and families	GPR	S	-0-	-0-
8	(cd) Domestic abuse grants	GPR	A	-0-	7,150,800
9	(cf) Foster, trtmt foster &				
10	family-operated group home parent				
11	ins & liability	GPR	A	-0-	60,000
12	(cw) Milwaukee child welfare services;				
13	general program operations	GPR	A	-0-	12,418,700
14	(cx) Milwaukee child welfare services;				
15	aids	GPR	A	-0-	42,248,900
16	(da) Child welfare program				
17	enhancement plan; aids	GPR	A	-0-	1,117,200
18	(dd) State foster care and adoption				
19	services	GPR	A	-0-	50,408,800
20	(dg) State adoption information				
21	exchange and state adoption center	GPR	A	-0-	171,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(eg) Brighter futures initiative and				
2	tribal adolescent services	GPR	A	-0-	1,959,500
3	(f) Second-chance homes	GPR	A	-0-	-0-
4	(gg) Collection remittances to local units				
5	of government	PR	C	-0-	-0-
6	(gx) Milwaukee child welfare services;				
7	collections	PR	C	-0-	2,589,700
8	(hh) Domestic abuse surcharge grants	PR	C	-0-	781,000
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(j) Statewide automated child welfare				
11	information system receipts	PR	C	-0-	783,400
12	(jb) Fees for administrative services	PR	C	-0-	78,800
13	(jj) Searches for birth parents and				
14	adoption record information;				
15	foreign adopt	PR	A	-0-	90,300
16	(kc) Interagency and intra-agency aids;				
17	kinship care and long-term kinship				
18	care	PR-S	A	-0-	21,878,300
19	(kd) Kinship care and long-term kinship				
20	care assessments	PR-S	A	-0-	1,464,000
21	(kw) Interagency and intra-agency aids;				
22	Milwaukee child welfare services	PR-S	A	-0-	21,991,100
23	(kx) Interagency and intra-agency				
24	programs	PR-S	C	-0-	17,841,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ky) Interagency and intra-agency aids	PR-S	C	-0-	7,328,200
2	(kz) Interagency and intra-agency local				
3	assistance	PR-S	C	-0-	500,000
4	(m) Federal project operations	PR-F	C	-0-	782,000
5	(ma) Federal project aids	PR-F	C	-0-	3,780,700
6	(mb) Federal project local assistance	PR-F	C	-0-	-0-
7	(mc) Federal block grant operations	PR-F	C	-0-	360,600
8	(md) Federal block grant aids	PR-F	C	-0-	1,583,000
9	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
10	(mw) Federal aid; Milwaukee child				
11	welfare services general program				
12	operations	PR-F	C	-0-	5,453,000
13	(mx) Federal aid; Milwaukee child				
14	welfare services aids	PR-F	C	-0-	13,700,900
15	(n) Federal program operations	PR-F	C	-0-	6,632,000
16	(na) Federal program aids	PR-F	C	-0-	2,985,900
17	(nL) Federal program local assistance	PR-F	C	-0-	10,796,800
18	(o) Federal aid; children and family				
19	aids	PR-F	C	-0-	38,905,400
20	(pd) Federal aid; state foster care and				
21	adoption services	PR-F	C	-0-	46,866,400
22	(pm) Federal aid; adoption incentive				
23	payments	PR-F	C	-0-	-0-



STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	151,049,900
PROGRAM REVENUE				-0-	207,172,700
FEDERAL				(-0-)	(131,846,700)
OTHER				(-0-)	(4,323,200)
SERVICE				(-0-)	(71,002,800)
TOTAL-ALL SOURCES				-0-	358,222,600
1	(2)	ECONOMIC SUPPORT			
2	(a)	General program operations	GPR	A	-0- 5,122,300
3	(ab)	Child abuse and neglect prevention			
4		grants	GPR	A	-0- 995,700
5	(ac)	Child abuse and neglect prevention			
6		technical assistance	GPR	A	-0- -0-
7	(b)	Child support local assistance			
8	(cm)	Wisconsin works child care			
9	(dn)	Food distribution costs			
10	(dz)	Temporary assistance for needy			
11		families; maintenance of effort	GPR	A	-0- 121,665,400
12	(em)	Supplemental food program for			
13		women, infants and children			
14		benefits	GPR	C	-0- 179,300
15	(g)	Wisconsin Works; fraud			
16		investigation recoveries	PR	C	-0- -0-
17	(gr)	Supplemental food program for			
18		women, infants and children			
19		administration	PR	C	-0- 129,600
20	(i)	Gifts and grants			
			PR	C	-0- 2,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ja) Child support state operations -				
2	fees and reimbursements	PR	C	-0-	14,469,900
3	(jb) Fees for administrative services	PR	C	-0-	733,300
4	(jL) Job access loan repayments	PR	C	-0-	616,400
5	(jm) Licensing activities	PR	A	-0-	958,400
6	(k) Child support transfers	PR-S	C	-0-	17,373,300
7	(kp) Delinquent support, maintenance				
8	and fee payments	PR-S	C	-0-	-0-
9	(kx) Interagency and intra-agency				
10	programs	PR-S	C	-0-	24,915,300
11	(L) Public assistance overpayment				
12	recovery, fraud and error reduction	PR	C	-0-	210,400
13	(m) Federal project operations	PR-F	C	-0-	-0-
14	(ma) Federal project activities	PR-F	C	-0-	1,277,700
15	(mc) Federal block grant operations	PR-F	A	-0-	18,743,100
16	(md) Federal block grant aids	PR-F	A	-0-	365,197,900
17	(me) Child care and temporary				
18	assistance overpayment recovery	PR-F	C	-0-	2,194,900
19	(mm) Reimbursement from federal				
20	government	PR-F	C	-0-	-0-
21	(n) Child support operations; federal				
22	funds	PR-F	C	-0-	14,056,000
23	(na) Federal program aids	PR-F	C	-0-	64,152,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(nL) Child support local assistance	PR-F	C	-0-	49,905,200
2	(nn) Federal program operations	PR-F	C	-0-	5,502,900
3	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
4	(pz) Income augmentation services				
5	receipts	PR-F	C	-0-	-0-
6	(q) Centralized support receipt and				
7	disbursement; interest	SEG	S	-0-	195,400
8	(qm) Child support state ops and reimb				
9	for claims and exp; unclaimed				
10	pymnts	SEG	S	-0-	469,200
11	(r) Support receipt and disbursement				
12	program; payments	SEG	C	-0-	-0-
13	(s) Economic support - public benefits	SEG	A	-0-	9,232,000
<b>(2) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			-0-	157,132,100
	<b>PROGRAM REVENUE</b>			-0-	580,439,100
	<b>FEDERAL</b>			(-0-)	(521,030,000)
	<b>OTHER</b>			(-0-)	(17,120,500)
	<b>SERVICE</b>			(-0-)	(42,288,600)
	<b>SEGREGATED FUNDS</b>			-0-	9,896,600
	<b>OTHER</b>			(-0-)	(9,896,600)
	<b>TOTAL-ALL SOURCES</b>			-0-	747,467,800
14	(3) <b>GENERAL ADMINISTRATION</b>				
15	(a) General program operations	GPR	A	-0-	349,300
16	(fr) Skills enhancement grants	GPR	A	-0-	-0-
17	(i) Gifts and grants	PR	C	-0-	-0-
18	(jb) Fees for administrative services	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(k) Administrative and support				
2	services	PR-S	A	-0-	132,200
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	-0-	-0-
5	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
6	(kz) Interagency and intra-agency local				
7	assistance	PR-S	C	-0-	-0-
8	(m) Federal project operations	PR-F	C	-0-	-0-
9	(ma) Federal project aids	PR-F	C	-0-	-0-
10	(mb) Federal project local assistance	PR-F	C	-0-	-0-
11	(mc) Federal block grant operations	PR-F	C	-0-	-0-
12	(md) Federal block grant aids	PR-F	C	-0-	-0-
13	(me) Federal block grant local assistance	PR-F	C	-0-	-0-
14	(mm) Reimbursements from federal				
15	government	PR-F	C	-0-	-0-
16	(mp) Income augmentation services				
17	receipts	PR-F	C	-0-	-0-
18	(n) Federal program operations	PR-F	C	-0-	37,000
19	(na) Federal program aids	PR-F	C	-0-	-0-
20	(nL) Federal program local assistance	PR-F	C	-0-	-0-
21	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			-0-	349,300
	<b>PROGRAM REVENUE</b>			-0-	169,200
	<b>FEDERAL</b>			(-0-)	(37,000)
	<b>OTHER</b>			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
SERVICE			(-0-)	(132,200)
TOTAL-ALL SOURCES			-0-	518,500
20.437 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	308,531,300
PROGRAM REVENUE			-0-	787,781,000
FEDERAL			(-0-)	(652,913,700)
OTHER			(-0-)	(21,443,700)
SERVICE			(-0-)	(113,423,600)
SEGREGATED FUNDS			-0-	9,896,600
OTHER			(-0-)	(9,896,600)
TOTAL-ALL SOURCES			-0-	1,106,208,900
<b>1</b>	<b>20.440 Health and educational facilities authority</b>			
<b>2</b>	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES			
<b>3</b>	(a) General program operations	GPR	C	-0-      -0-
	(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			-0-      -0-
	TOTAL-ALL SOURCES			-0-      -0-
<b>4</b>	(2) RURAL HOSPITAL LOAN GUARANTEE			
<b>5</b>	(a) Rural assistance loan fund	GPR	C	-0-      -0-
	(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUES			-0-      -0-
	TOTAL-ALL SOURCES			-0-      -0-
	20.440 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUES			-0-      -0-
	TOTAL-ALL SOURCES			-0-      -0-
<b>6</b>	<b>20.445 Workforce development, department of</b>			
<b>7</b>	(1) WORKFORCE DEVELOPMENT			
<b>8</b>	(a) General program operations	GPR	A	6,731,800      6,761,000
<b>9</b>	(aa) Special death benefit	GPR	S	479,100      479,100
<b>10</b>	(bc) Assistance for dislocated workers	GPR	A	-0-      -0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(cm) Wisconsin service corps member				
2	education vouchers	GPR	C	-0-	-0-
3	(cr) State supplement to employment				
4	opportunity demonstration projects	GPR	A	-0-	237,500
5	(e) Local youth apprenticeship grants	GPR	A	1,425,000	2,200,000
6	(em) Youth apprenticeship training				
7	grants	GPR	A	-0-	-0-
8	(f) Death and disability benefit				
9	payments; public insurrections	GPR	S	-0-	-0-
10	(fg) Employment transit aids, state				
11	funds	GPR	A	550,100	550,100
12	(fm) Youth summer jobs programs	GPR	A	500,000	500,000
13	(fr) Racine County workforce				
14	development grant	GPR	A	25,000	-0-
15	(g) Gifts and grants	PR	C	-0-	-0-
16	(ga) Auxiliary services	PR	C	449,800	449,800
17	(gb) Local agreements	PR	C	2,111,000	2,111,000
18	(gc) Unemployment administration	PR	C	-0-	-0-
19	(gd) Unemployment interest and				
20	penalty payments	PR	C	2,028,400	2,028,400
21	(gg) Unemployment information				
22	technology systems; interest and				
23	penalties	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gh) Unemployment tax and accounting				
2	system; assessments	PR	C	2,243,100	2,243,100
3	(jm) Dislocated worker program grants	PR	C	-0-	-0-
4	(ka) Interagency and intra-agency				
5	agreements	PR-S	C	3,445,800	7,515,300
6	(kc) Administrative services	PR-S	A	48,422,500	48,290,300
7	(m) Workforce investment and				
8	assistance; federal moneys	PR-F	C	84,554,700	84,478,200
9	(n) Employment assistance and				
10	unemployment ins. administration;				
11	federal moneys	PR-F	C	56,094,800	56,094,800
12	(na) Employment security buildings and				
13	equipment	PR-F	C	-0-	-0-
14	(nb) Unemployment administration;				
15	information technology systems	PR-F	C	-0-	-0-
16	(nc) Unemployment insurance				
17	administration; special federal				
18	monies	PR-F	C	3,263,800	3,263,800
19	(nd) Unemployment administration;				
20	apprenticeship	PR-F	C	1,707,600	1,743,700
21	(ne) Unemployment administration;				
22	bank service costs	PR-F	C	1,020,000	1,020,000
23	(o) Equal rights; federal moneys	PR-F	C	996,400	996,400
24	(om) Refugee assistance; federal funds	PR-F	C	-0-	6,035,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(p) Worker's compensation; federal				
2	moneys	PR-F	C	-0-	-0-
3	(pz) Indirect cost reimbursements	PR-F	C	280,100	234,000
4	(ra) Worker's compensation operations				
5	fund; administration	SEG	A	11,619,000	11,627,700
6	(rb) Worker's compensation operations				
7	fund; contracts	SEG	C	100,000	100,000
8	(rp) Worker's compensation operations				
9	fund; uninsured employers				
10	program; admin	SEG	A	979,300	979,300
11	(s) Self-insured employers liability				
12	fund	SEG	C	-0-	-0-
13	(sm) Uninsured employers fund;				
14	payments	SEG	S	3,600,000	3,600,000
15	(t) Work injury supplemental benefit				
16	fund	SEG	C	4,500,000	4,500,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,711,000	10,727,700
	PROGRAM REVENUE			206,618,000	216,504,100
	FEDERAL			(147,917,400)	(153,866,200)
	OTHER			(6,832,300)	(6,832,300)
	SERVICE			(51,868,300)	(55,805,600)
	SEGREGATED FUNDS			20,798,300	20,807,000
	OTHER			(20,798,300)	(20,807,000)
	TOTAL-ALL SOURCES			237,127,300	248,038,800
17	(2) REVIEW COMMISSION				
18	(a) General program operations, review				
19	commission	GPR	A	202,900	202,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ha) Worker's compensation operations	PR	A	730,500	730,500
2	(m) Federal moneys	PR-F	C	213,700	213,700
3	(n) Unemployment administration;				
4	federal moneys	PR-F	C	2,105,300	2,105,300
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			202,900	202,900
	PROGRAM REVENUE			3,049,500	3,049,500
	FEDERAL			(2,319,000)	(2,319,000)
	OTHER			(730,500)	(730,500)
	TOTAL-ALL SOURCES			3,252,400	3,252,400
5	(3) ECONOMIC SUPPORT				
6	(a) General program operations	GPR	A	5,222,300	-0-
7	(b) Child support local assistance	GPR	C	-0-	-0-
8	(cm) Wisconsin works child care	GPR	A	28,849,400	-0-
9	(cr) State supplement to employment				
10	opportunity demonstration projects	GPR	A	237,500	-0-
11	(dz) Temporary assistance for needy				
12	families; maintenance of effort	GPR	A	121,343,500	-0-
13	(e) Grant to Racine YWCA	GPR	A	25,000	-0-
14	(g) Wisconsin Works; fraud				
15	investigation recoveries	PR	C	-0-	-0-
16	(i) Gifts and grants	PR	C	20,500	-0-
17	(ja) Child support state operations--fees				
18	and reimbursements	PR	C	11,698,300	-0-
19	(jb) Fees for administrative services	PR	C	733,300	-0-
20	(jL) Job access loan repayments	PR	C	616,400	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(k) Child support transfers	PR-S	C	18,209,200	-0-
2	(kp) Delinquent support, maintenance,				
3	and fee payments	PR-S	C	-0-	-0-
4	(kx) Interagency and intra-agency				
5	programs	PR-S	C	28,863,700	-0-
6	(L) Public assistance overpayment				
7	recovery and fraud and error				
8	reduction	PR	C	187,500	-0-
9	(ma) Federal project activities	PR-F	C	518,900	-0-
10	(mc) Federal block grant operations	PR-F	A	19,146,500	-0-
11	(md) Federal block grant aids	PR-F	A	364,794,500	-0-
12	(me) Child care and temporary				
13	assistance overpayment recovery	PR-F	C	2,194,900	-0-
14	(mm) Reimbursements from federal				
15	government	PR-F	C	-0-	-0-
16	(n) Child support state operations;				
17	federal funds	PR-F	C	14,550,700	-0-
18	(na) Refugee assistance; federal funds	PR-F	C	6,088,100	-0-
19	(nL) Child support local assistance;				
20	federal funds	PR-F	C	50,904,500	-0-
21	(pv) Electronic benefits transfer	PR-F	C	-0-	-0-
22	(pz) Income augmentation services				
23	receipts	PR-F	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(q) Centralized support receipt and				
2	disbursement; interest	SEG	S	393,400	-0-
3	(qm) Child support state ops and reimb				
4	for claims and expenses; unclaimed				
5	pymts	SEG	S	946,800	-0-
6	(r) Support receipt and disbursement				
7	program; payments	SEG	C	-0-	-0-
8	(s) Economic support - public benefits	SEG	A	9,232,000	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			155,677,700	-0-
	PROGRAM REVENUE			518,527,000	-0-
	FEDERAL			(458,198,100)	(-0-)
	OTHER			(13,256,000)	(-0-)
	SERVICE			(47,072,900)	(-0-)
	SEGREGATED FUNDS			10,572,200	-0-
	OTHER			(10,572,200)	(-0-)
	TOTAL-ALL SOURCES			684,776,900	-0-
9	(5) VOCATIONAL REHABILITATION SERVICES				
10	(a) General program operations;				
11	purchased services for clients	GPR	C	14,582,900	15,060,100
12	(gg) Contractual services	PR	C	-0-	-0-
13	(gp) Contractual services aids	PR	C	-0-	-0-
14	(h) Enterprises and services for blind				
15	and visually impaired	PR	C	213,000	213,000
16	(he) Supervised business enterprise	PR	C	120,000	120,000
17	(i) Gifts and grants	PR	C	-0-	-0-
18	(kg) Vocational rehabilitation services				
19	for tribes	PR-S	A	350,000	350,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	-0-	-0-
3	(ky) Interagency and intra-agency aids	PR-S	C	287,000	287,000
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	-0-	-0-
6	(m) Federal project operations	PR-F	C	104,000	104,000
7	(ma) Federal project aids	PR-F	C	-0-	-0-
8	(n) Federal program aids and				
9	operations	PR-F	C	58,888,900	60,652,000
10	(nL) Federal program local assistance	PR-F	C	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			14,582,900	15,060,100
	PROGRAM REVENUE			59,962,900	61,726,000
	FEDERAL			(58,992,900)	(60,756,000)
	OTHER			(333,000)	(333,000)
	SERVICE			(637,000)	(637,000)
	TOTAL-ALL SOURCES			74,545,800	76,786,100
	20.445 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			180,174,500	25,990,700
	PROGRAM REVENUE			788,157,400	281,279,600
	FEDERAL			(667,427,400)	(216,941,200)
	OTHER			(21,151,800)	(7,895,800)
	SERVICE			(99,578,200)	(56,442,600)
	SEGREGATED FUNDS			31,370,500	20,807,000
	OTHER			(31,370,500)	(20,807,000)
	TOTAL-ALL SOURCES			999,702,400	328,077,300
11	<b>20.455 Justice, department of</b>				
12	(1) LEGAL SERVICES				
13	(a) General program operations	GPR	A	13,502,500	13,524,600
14	(b) Special counsel	GPR	S	805,700	805,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(d) Legal expenses	GPR	B	825,100	825,100
2	(gh) Investigation and prosecution	PR	C	-0-	-0-
3	(gs) Delinquent obligation collection	PR	A	-0-	-0-
4	(hm) Restitution	PR	C	-0-	-0-
5	(k) Environment litigation project	PR-S	C	555,400	555,400
6	(km) Interagency and intra-agency				
7	assistance	PR-S	A	1,053,600	1,053,600
8	(m) Federal aid	PR-F	C	1,025,000	1,061,600
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			15,133,300	15,155,400
	PROGRAM REVENUE			2,634,000	2,670,600
	FEDERAL			(1,025,000)	(1,061,600)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,609,000)	(1,609,000)
	TOTAL-ALL SOURCES			17,767,300	17,826,000
9	(2) LAW ENFORCEMENT SERVICES				
10	(a) General program operations	GPR	A	16,444,700	16,510,300
11	(am) Officer training reimbursement	GPR	S	134,000	134,000
12	(b) Investigations and operations	GPR	A	-0-	-0-
13	(c) Crime laboratory equipment	GPR	B	-0-	-0-
14	(cm) Computers for transaction				
15	information for management of				
16	enforcement system	GPR	A	-0-	-0-
17	(dg) Weed and seed and law				
18	enforcement technology	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(dq) Law enforcement community				
2	policing grants	GPR	B	250,000	250,000
3	(g) Gaming law enforcement; racing				
4	revenues	PR	A	148,600	148,600
5	(gc) Gaming law enforcement; Indian				
6	gaming	PR	A	131,600	131,600
7	(gj) General operations; child				
8	pornography surcharge	PR	C	-0-	-0-
9	(gm) Criminal history searches;				
10	fingerprint identification	PR	C	5,156,700	4,593,200
11	(gr) Handgun purchaser record check	PR	C	456,400	456,400
12	(h) Terminal charges	PR	A	2,697,300	2,699,100
13	(i) Penalty surcharge, receipts	PR	A	-0-	-0-
14	(j) Law enforcement training fund,				
15	local assistance	PR	A	5,159,400	5,159,400
16	(ja) Law enforcement training fund,				
17	state operations	PR	A	3,702,600	3,702,600
18	(jb) Crime laboratory equipment and				
19	supplies	PR	A	364,100	364,100
20	(k) Interagency and intra-agency				
21	assistance	PR-S	C	238,500	238,500
22	(kc) Transaction information				
23	management of enforcement system	PR-S	A	982,000	982,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(kd) Drug law enforcement, crime				
2	laboratories, and genetic evidence				
3	activities	PR-S	A	8,244,000	8,244,000
4	(ke) Drug enforcement intelligence				
5	operations	PR-S	A	1,679,500	1,680,300
6	(kg) Interagency and intra-agency				
7	assistance; fingerprint				
8	identification	PR-S	A	-0-	-0-
9	(km) Lottery background investigations	PR-S	A	-0-	-0-
10	(kp) Drug crimes enforcement; local				
11	grants	PR-S	A	848,600	848,600
12	(kq) County law enforcement services	PR-S	A	550,000	550,000
13	(kt) County-tribal programs, local				
14	assistance	PR-S	A	708,400	708,400
15	(ku) County-tribal programs, state				
16	operations	PR-S	A	91,500	91,500
17	(kw) Tribal law enforcement assistance	PR-S	A	780,000	780,000
18	(Lm) Crime laboratories;				
19	deoxyribonucleic acid analysis	PR	C	726,300	726,300
20	(m) Federal aid, state operations	PR-F	C	2,098,700	2,098,700
21	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
22	(r) Gaming law enforcement; lottery				
23	revenues	SEG	A	348,000	348,000
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			16,828,700	16,894,300
	PROGRAM REVENUE			34,764,200	34,203,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	FEDERAL			(2,098,700)	(2,098,700)
	OTHER			(18,543,000)	(17,981,300)
	SERVICE			(14,122,500)	(14,123,300)
	SEGREGATED FUNDS			348,000	348,000
	OTHER			(348,000)	(348,000)
	TOTAL-ALL SOURCES			51,940,900	51,445,600
1	(3) ADMINISTRATIVE SERVICES				
2	(a) General program operations	GPR	A	4,905,900	4,905,900
3	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
4	(k) Interagency and intra-agency				
5	assistance	PR-S	A	-0-	-0-
6	(m) Federal aid, state operations	PR-F	C	-0-	-0-
7	(pz) Indirect cost reimbursements	PR-F	C	216,100	216,100
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,905,900	4,905,900
	PROGRAM REVENUE			216,100	216,100
	FEDERAL			(216,100)	(216,100)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			5,122,000	5,122,000
8	(5) VICTIMS AND WITNESSES				
9	(a) General program operations	GPR	A	1,117,700	1,117,700
10	(b) Awards for victims of crimes	GPR	A	1,258,000	1,258,000
11	(c) Reimbursement for victim and				
12	witness services	GPR	A	1,422,200	1,422,200
13	(d) Reimbursement for forensic				
14	examinations	GPR	S	50,000	50,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(g) Crime victim and witness				
2	assistance surcharge, general				
3	services	PR	A	3,182,000	3,438,100
4	(gc) Crime victim and witness				
5	surcharge, sexual assault victim				
6	services	PR	C	2,000,000	2,000,000
7	(h) Crime victim compensation services	PR	A	51,200	51,200
8	(hh) Crime victim restitution	PR	C	300,000	300,000
9	(i) Victim compensation, inmate				
10	payments	PR	C	10,900	10,900
11	(k) Interagency and intra-agency				
12	assistance; reimbursement to				
13	counties	PR-S	A	505,300	505,300
14	(kj) Victim payments, victim surcharge	PR-S	A	488,800	488,800
15	(kk) Reimbursement to counties for				
16	providing victim and witness				
17	services	PR-S	C	-0-	-0-
18	(kp) Reimbursement to counties for				
19	victim-witness services	PR-S	A	885,300	885,300
20	(m) Federal aid; victim compensation	PR-F	C	643,900	823,900
21	(ma) Federal aid, state operations				
22	relating to crime victim services	PR-F	C	95,600	95,600
23	(mh) Federal aid; victim assistance	PR-F	C	4,102,800	4,102,800
<b>(5) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			<b>3,847,900</b>	<b>3,847,900</b>
	<b>PROGRAM REVENUE</b>			<b>12,265,800</b>	<b>12,701,900</b>

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
FEDERAL			(4,842,300)	(5,022,300)
OTHER			(5,544,100)	(5,800,200)
SERVICE			(1,879,400)	(1,879,400)
TOTAL-ALL SOURCES			16,113,700	16,549,800
<b>2 0 . 4 5 5 D E P A R T M E N T T O T A L S</b>				
GENERAL PURPOSE REVENUES			40,715,800	40,803,500
PROGRAM REVENUE			49,880,100	49,791,900
FEDERAL			(8,182,100)	(8,398,700)
OTHER			(24,087,100)	(23,781,500)
SERVICE			(17,610,900)	(17,611,700)
SEGREGATED FUNDS			348,000	348,000
OTHER			(348,000)	(348,000)
TOTAL-ALL SOURCES			90,943,900	90,943,400

<b>1</b>	<b>20.465 Military affairs, department of</b>					
<b>2</b>	(1)	NATIONAL GUARD OPERATIONS				
<b>3</b>	(a)	General program operations	GPR	A	5,438,600	5,438,600
<b>4</b>	(b)	Repair and maintenance	GPR	A	815,100	815,100
<b>5</b>	(c)	Public emergencies	GPR	S	48,500	48,500
<b>6</b>	(d)	Principal repayment and interest	GPR	S	4,173,400	4,265,700
<b>7</b>	(e)	State service flags	GPR	A	400	400
<b>8</b>	(f)	Energy costs	GPR	A	2,834,300	2,967,300
<b>9</b>	(g)	Military property	PR	A	582,000	582,000
<b>10</b>	(h)	Intergovernmental services	PR	A	281,600	281,600
<b>11</b>	(i)	Distance learning centers	PR	C	-0-	-0-
<b>12</b>	(k)	Armory store operations	PR-S	A	244,200	244,200
<b>13</b>	(km)	Agency services	PR-S	A	68,300	68,300
<b>14</b>	(Li)	Gifts and grants	PR	C	-0-	-0-
<b>15</b>	(m)	Federal aid	PR-F	C	27,309,700	27,309,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(pz) Indirect cost reimbursements	PR-F	C	517,400	517,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			13,310,300	13,535,600
	PROGRAM REVENUE			29,003,200	29,003,200
	FEDERAL			(27,827,100)	(27,827,100)
	OTHER			(863,600)	(863,600)
	SERVICE			(312,500)	(312,500)
	TOTAL-ALL SOURCES			42,313,500	42,538,800
2	(2) GUARD MEMBERS' BENEFITS				
3	(a) Tuition grants	GPR	S	3,508,800	3,719,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,508,800	3,719,300
	TOTAL-ALL SOURCES			3,508,800	3,719,300
4	(3) EMERGENCY MANAGEMENT SERVICES				
5	(a) General program operations	GPR	A	821,900	821,900
6	(b) Major disaster assistance	GPR	A	-0-	-0-
7	(dd) Regional emergency response				
8	teams	GPR	A	1,400,000	1,400,000
9	(dp) Emergency response equipment	GPR	A	468,000	468,000
10	(dr) Emergency response supplement	GPR	C	-0-	-0-
11	(dt) Emergency response training	GPR	B	64,900	64,900
12	(e) Disaster recovery aid; public health				
13	emergency quarantine costs	GPR	S	1,347,000	1,347,000
14	(f) Civil air patrol aids	GPR	A	19,000	19,000
15	(g) Program services	PR	A	1,201,400	1,201,400
16	(h) Interstate emergency assistance	PR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(i) Emergency planning and reporting;				
2	administration	PR	A	918,400	918,400
3	(j) Division of emergency				
4	management; gifts and grants	PR	C	-0-	-0-
5	(jm) Division of emergency				
6	management; emergency planning				
7	grants	PR	C	834,700	834,700
8	(jt) Regional emergency response				
9	reimbursement	PR	C	-0-	-0-
10	(m) Federal aid, state operations	PR-F	C	3,620,600	3,620,600
11	(n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000
12	(o) Federal aid, individuals and				
13	organizations	PR-F	C	1,926,400	1,926,400
14	(r) Division of emergency				
15	management; petroleum inspection				
16	fund	SEG	A	466,800	466,800
17	(s) Major disaster assistance;				
18	petroleum inspection fund	SEG	C	-0-	-0-
19	(t) Emergency response training -				
20	environmental fund	SEG	B	7,700	7,700

**(3) PROGRAM TOTALS**

GENERAL PURPOSE REVENUES	4,120,800	4,120,800
PROGRAM REVENUE	21,301,500	21,301,500
FEDERAL	(18,347,000)	(18,347,000)
OTHER	(2,954,500)	(2,954,500)
SEGREGATED FUNDS	474,500	474,500
OTHER	(474,500)	(474,500)
TOTAL-ALL SOURCES	25,896,800	25,896,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(4) NATIONAL GUARD YOUTH PROGRAMS				
2	(b) Badger challenge program	GPR	A	-0-	-0-
3	(g) Program fees	PR	C	-0-	-0-
4	(h) Gifts and grants	PR	C	-0-	-0-
5	(k) Interagency assistance; Badger				
6	Challenge program	PR-S	C	-0-	-0-
7	(ka) Youth challenge program; public				
8	instruction funds	PR-S	C	1,554,600	1,554,600
9	(m) Federal aid	PR-F	C	2,350,500	2,350,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			3,905,100	3,905,100
	FEDERAL			(2,350,500)	(2,350,500)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,554,600)	(1,554,600)
	TOTAL-ALL SOURCES			3,905,100	3,905,100
	20.465 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			20,939,900	21,375,700
	PROGRAM REVENUE			54,209,800	54,209,800
	FEDERAL			(48,524,600)	(48,524,600)
	OTHER			(3,818,100)	(3,818,100)
	SERVICE			(1,867,100)	(1,867,100)
	SEGREGATED FUNDS			474,500	474,500
	OTHER			(474,500)	(474,500)
	TOTAL-ALL SOURCES			75,624,200	76,060,000
10	<b>20.475 District attorneys</b>				
11	(1) DISTRICT ATTORNEYS				
12	(d) Salaries and fringe benefits	GPR	A	42,729,400	42,859,700
13	(h) Gifts and grants	PR	C	2,897,200	2,870,500
14	(i) Other employees	PR	A	302,000	311,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(k) Interagency and intra-agency				
2	assistance	PR-S	C	-0-	-0-
3	(km) Deoxyribonucleic acid evidence				
4	activities	PR-S	A	135,500	135,500
5	(m) Federal aid	PR-F	C	-0-	-0-
<b>20.475 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			42,729,400	42,859,700
	PROGRAM REVENUE			3,334,700	3,317,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,199,200)	(3,181,600)
	SERVICE			(135,500)	(135,500)
	TOTAL-ALL SOURCES			46,064,100	46,176,800
6	<b>20.485 Veterans affairs, department of</b>				
7	(1) VETERANS HOMES				
8	(a) Aids to indigent veterans	GPR	A	104,300	208,700
9	(b) General fund supplement to				
10	institutional operations	GPR	B	-0-	-0-
11	(d) Cemetery maintenance and				
12	beautification	GPR	A	24,900	24,900
13	(e) Lease rental payments	GPR	S	-0-	-0-
14	(f) Principal repayment and interest	GPR	S	1,547,500	1,536,400
15	(g) Home exchange	PR	A	475,500	475,500
16	(gd) Veterans home cemetery operations	PR	C	12,000	12,000
17	(gk) Institutional operations	PR	A	76,496,600	77,670,700
18	(go) Self-amortizing facilities; principal				
19	repayment and interest	PR	S	1,578,800	2,522,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(h) Gifts and bequests	PR	C	214,700	214,700
2	(hm) Gifts and grants	PR	C	-0-	-0-
3	(i) State-owned housing maintenance	PR	A	65,700	65,700
4	(j) Geriatric program receipts	PR	C	192,600	192,600
5	(m) Federal aid; care at veterans homes	PR-F	C	-0-	-0-
6	(mj) Federal aid; geriatric unit	PR-F	C	-0-	-0-
7	(mn) Federal projects	PR-F	C	25,000	25,000
8	(q) Assistance to indigent residents	SEG	A	208,700	208,700
9	(t) Veterans homes member accounts	SEG	C	-0-	-0-
10	(u) Rentals; improvements; equipment;				
11	land acquisition	SEG	A	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			1,676,700	1,770,000
	<b>PROGRAM REVENUE</b>			79,060,900	81,178,800
	<b>FEDERAL</b>			(25,000)	(25,000)
	<b>OTHER</b>			(79,035,900)	(81,153,800)
	<b>SEGREGATED FUNDS</b>			208,700	208,700
	<b>OTHER</b>			(208,700)	(208,700)
	<b>TOTAL-ALL SOURCES</b>			80,946,300	83,157,500
12	(2) LOANS AND AIDS TO VETERANS				
13	(ac) Veterans assistance	GPR	A	75,000	50,000
14	(b) Housing vouchers for homeless				
15	veterans	GPR	A	-0-	-0-
16	(c) Operation of Wisconsin veterans				
17	museum	GPR	A	443,000	450,000
18	(d) Veterans memorials at the				
19	Highground	GPR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(db) General fund supplement to				
2	veterans trust fund	GPR	A	-0-	-0-
3	(dm) Military funeral honors	GPR	B	204,000	204,000
4	(e) Korean War memorial grant	GPR	A	165,000	-0-
5	(eg) Victorious charge monument grant	GPR	A	-0-	-0-
6	(f) Mission welcome home	GPR	A	17,000	17,000
7	(g) Consumer reporting agency fees	PR	C	-0-	-0-
8	(kg) American Indian services				
9	coordinator	PR-S	A	75,800	75,800
10	(km) American Indian grants	PR-S	A	56,000	56,000
11	(kt) Operation of Wisconsin veterans				
12	museum; Indian gaming receipts	PR-S	A	-0-	-0-
13	(m) Federal payments; veterans				
14	assistance	PR-F	C	517,600	517,600
15	(mn) Federal projects; museum				
16	acquisitions and operations	PR-F	C	-0-	-0-
17	(rm) Veterans assistance program	SEG	B	723,900	273,900
18	(rp) Veterans assistance program				
19	receipts	SEG	A	80,000	80,000
20	(s) Transportation payment	SEG	A	200,000	200,000
21	(tf) Veterans tuition reimbursement				
22	program	SEG	B	1,798,100	2,041,600
23	(tj) Retraining assistance program	SEG	A	210,000	210,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(tm) Facilities	SEG	C	300,000	-0-
2	(u) Administration of loans and aids to				
3	veterans	SEG	A	5,404,300	5,368,300
4	(v) Wisconsin veterans museum sales				
5	receipts	SEG	C	133,400	133,400
6	(vm) Assistance to needy veterans	SEG	A	918,000	918,000
7	(vo) Veterans of World War I	SEG	A	2,500	2,500
8	(vp) Assistance to needy veterans	SEG	C	-0-	-0-
9	(vw) Payments to veterans organizations				
10	for claims service	SEG	A	177,500	177,500
11	(vx) County grants	SEG	A	315,900	302,600
12	(w) Home for needy veterans	SEG	C	10,000	10,000
13	(wd) Operation of Wisconsin Veterans				
14	Museum	SEG	A	1,550,700	1,550,700
15	(x) Federal per diem payments	SEG-F	A	1,081,100	1,081,100
16	(yg) Acquisition of 1981 revenue bond				
17	mortgages	SEG	S	-0-	-0-
18	(yn) Veterans trust fund loans and				
19	expenses	SEG	B	10,150,000	10,150,000
20	(yo) Debt payment	SEG	S	-0-	-0-
21	(z) Gifts	SEG	C	-0-	-0-
22	(zm) Museum gifts and bequests	SEG	C	-0-	-0-
<b>(2) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			<b>904,000</b>	<b>721,000</b>
	<b>PROGRAM REVENUE</b>			<b>649,400</b>	<b>649,400</b>

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
	FEDERAL			(517,600)	(517,600)
	OTHER			(-0-)	(-0-)
	SERVICE			(131,800)	(131,800)
	SEGREGATED FUNDS			23,055,400	22,499,600
	FEDERAL			(1,081,100)	(1,081,100)
	OTHER			(21,974,300)	(21,418,500)
	TOTAL-ALL SOURCES			24,608,800	23,870,000
1	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
2	(b) Self insurance	GPR	S	-0-	-0-
3	(e) General program deficiency	GPR	S	-0-	-0-
4	(q) Foreclosure loss payments	SEG	C	801,000	801,000
5	(r) Funded reserves	SEG	C	50,000	50,000
6	(rm) Other reserves	SEG	C	-0-	-0-
7	(s) General program operations	SEG	A	3,509,100	3,455,100
8	(sm) County grants	SEG	A	469,000	450,900
9	(t) Debt service	SEG	C	33,378,900	32,059,200
10	(v) Revenue obligation repayment	SEG	C	-0-	-0-
11	(w) Revenue obligation funding	SEG	C	-0-	-0-
12	(wd) Loan-servicing administration	SEG	A	-0-	-0-
13	(wg) Escrow payments, recoveries, and				
14	refunds	SEG	C	-0-	-0-
15	(wp) Loan-servicing rights	SEG	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			38,208,000	36,816,200
	OTHER			(38,208,000)	(36,816,200)
	TOTAL-ALL SOURCES			38,208,000	36,816,200
16	(4) VETERANS MEMORIAL CEMETERIES				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(ad) Cemetery administration and				
2	maintenance	GPR	A	-0-	-0-
3	(g) Cemetery operations	PR	A	88,900	88,900
4	(h) Gifts, grants and bequests	PR	C	-0-	-0-
5	(m) Federal aid; cemetery operations				
6	and burials	PR-F	C	310,200	310,200
7	(q) Cemetery administration and				
8	maintenance	SEG	A	644,000	644,000
9	(qm) Repayment of principal and				
10	interest	SEG	S	99,100	98,600
11	(r) Cemetery energy costs	SEG	A	50,700	55,800

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	-0-	-0-
PROGRAM REVENUE	399,100	399,100
FEDERAL	(310,200)	(310,200)
OTHER	(88,900)	(88,900)
SEGREGATED FUNDS	793,800	798,400
OTHER	(793,800)	(798,400)
TOTAL-ALL SOURCES	1,192,900	1,197,500

20.485 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	2,580,700	2,491,000
PROGRAM REVENUE	80,109,400	82,227,300
FEDERAL	(852,800)	(852,800)
OTHER	(79,124,800)	(81,242,700)
SERVICE	(131,800)	(131,800)
SEGREGATED FUNDS	62,265,900	60,322,900
FEDERAL	(1,081,100)	(1,081,100)
OTHER	(61,184,800)	(59,241,800)
TOTAL-ALL SOURCES	144,956,000	145,041,200

12 **20.490 Wisconsin housing and economic development authority**

13 (1) FACILITATION OF CONSTRUCTION

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
	(1) P R O G R A M T O T A L S				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
2	(2) HOUSING REHABILITATION LOAN PROGRAM				
3	(a) General program operations	GPR	C	-0-	-0-
4	(q) Loan loss reserve fund	SEG	C	-0-	-0-
	(2) P R O G R A M T O T A L S				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
6	(g) Disadvantaged business				
7	mobilization loan guarantee	PR	C	-0-	-0-
	(4) P R O G R A M T O T A L S				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
8	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
9	(a) Wisconsin development reserve				
10	fund	GPR	C	-0-	-0-
11	(q) Recycling fund transfer to				
12	Wisconsin development reserve				
13	fund	SEG	C	-0-	-0-
14	(r) Agrichemical management fund				
15	transfer to Wisconsin development				
16	reserve fund	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(s) Petroleum inspection fund transfer				
2	to Wisconsin development reserve				
3	fund	SEG	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
5	(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-
6	(k) Department of commerce				
7	appropriations transfer to				
8	Wisconsin job training	PR-S	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	<b>20.495 University of Wisconsin hospitals and clinics board</b>				
10	(1) CONTRACTUAL SERVICES				
11	(g) General program operations	PR	C	143,850,500	143,850,500
	20.495 DEPARTMENT TOTALS				
	PROGRAM REVENUE			143,850,500	143,850,500
	OTHER			(143,850,500)	(143,850,500)
	TOTAL-ALL SOURCES			143,850,500	143,850,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
Human Relations and Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			3,918,939,600	4,026,054,300
PROGRAM REVENUE			5,475,471,400	5,759,661,400
FEDERAL			(4,458,580,200)	(4,681,478,700)
OTHER			(694,613,100)	(745,630,800)
SERVICE			(322,278,100)	(332,551,900)
SEGREGATED FUNDS			565,991,000	543,964,600
FEDERAL			(1,081,100)	(1,081,100)
OTHER			(564,909,900)	(542,883,500)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			9,960,402,000	10,329,680,300

### General Executive Functions

1	<b>20.505 Administration, department of</b>				
2	(1) SUPERVISION AND MANAGEMENT				
3	(a) General program operations	GPR	A	7,125,200	7,125,200
4	(b) Midwest interstate low-level				
5	radioactive waste compact; loan				
6	from gen. fund	GPR	C	-0-	-0-
7	(br) Appropriation obligations				
8	repayment	GPR	A	190,833,100	200,629,300
9	(cm) Comprehensive planning grants;				
10	general purpose revenue	GPR	A	-0-	-0-
11	(cn) Comprehensive planning;				
12	administrative support	GPR	A	-0-	-0-
13	(e) Indigent civil legal services	GPR	A	-0-	1,000,000
14	(fo) Federal resource acquisition				
15	support grants	GPR	A	109,500	109,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(g) Midwest interstate low-level				
2	radioactive waste compact;				
3	membership & costs	PR	A	5,000	5,000
4	(ge) High-voltage transmission line				
5	annual impact fee distributions	PR	C	-0-	-0-
6	(gs) High-voltage transmission line				
7	environmental impact fee				
8	distributions	PR	C	-0-	-0-
9	(ie) Land	PR	C	3,000,000	3,000,000
10	(if) Comprehensive planning grants;				
11	program revenue	PR	A	-0-	-0-
12	(im) Services to nonstate governmental				
13	units; entity contract	PR	A	1,394,800	1,394,800
14	(iq) Appropriation obligation proceeds	PR	C	-0-	-0-
15	(ir) Relay service	PR-S	A	4,733,500	4,733,500
16	(is) Information technology and				
17	communications services; nonstate				
18	entities	PR	A	19,029,500	19,029,500
19	(it) Appropriation obligations;				
20	agreements and ancillary				
21	arrangements	PR	C	-0-	-0-
22	(iu) Plat and proposed incorporation				
23	and annexation review	PR	C	607,300	607,300
24	(iv) Integrated business information				
25	system; nonstate entities	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(j) Gifts, grants, and bequests	PR	C	-0-	-0-
2	(ja) Justice information systems	PR	A	3,613,200	3,729,100
3	(ka) Materials and services to state				
4	agencies and certain districts	PR-S	A	7,405,400	7,405,400
5	(kb) Transportation, records, and				
6	document services	PR-S	A	20,483,000	20,483,000
7	(kc) Capital planning and building				
8	construction services	PR-S	A	12,166,900	12,166,900
9	(kd) Integrated business information				
10	system	PR	C	9,062,900	10,594,500
11	(ke) Telecommunications services; state				
12	agencies; veterans services	PR-S	A	21,677,600	21,677,600
13	(kf) Procurement services	PR-S	C	3,645,400	3,645,400
14	(kj) Financial services	PR-S	A	9,844,700	9,844,700
15	(kL) Printing, mail, communication and				
16	information technology services;				
17	agencies	PR-S	A	108,746,400	110,444,100
18	(km) University of Wisconsin–Green Bay				
19	programming	PR-S	A	250,000	250,000
20	(kn) Weatherization assistance	PR-S	C	10,000,000	10,000,000
21	(kp) Interagency assistance; justice				
22	information systems	PR-S	A	732,500	732,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(kq) Justice information systems				
2	development, operation and				
3	maintenance	PR-S	A	13,900	-0-
4	(ku) Management assistance grants to				
5	counties	PR-S	A	600,000	600,000
6	(mb) Federal aid	PR-F	C	8,528,800	8,510,500
7	(md) Oil overcharge restitution funds	PR-F	C	268,700	268,700
8	(n) Federal aid; local assistance	PR-F	C	90,000,000	90,000,000
9	(ng) Sale of forest products; funds for				
10	public schools and public roads	PR	C	-0-	-0-
11	(pz) Indirect cost reimbursements	PR-F	C	359,500	186,100
12	(r) VendorNet fund administration	SEG	A	90,200	90,200
13	(sm) Excise tax fund - provision of				
14	reserves and pymt. of costs - rev.				
15	oblig.	SEG	S	-0-	-0-
16	(v) General program operations —				
17	environmental improvement				
18	programs; state funds	SEG	A	979,300	979,300
19	(x) General program operations —				
20	clean water fund program; federal				
21	funds	SEG-F	C	-0-	-0-
22	(y) General program operations — safe				
23	drinking water loan program;				
24	federal funds	SEG-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(z) Transportation planning grants to				
2	local governmental units	SEG-S	B	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			198,067,800	208,864,000
	PROGRAM REVENUE			336,169,000	339,308,600
	FEDERAL			(99,157,000)	(98,965,300)
	OTHER			(36,712,700)	(38,360,200)
	SERVICE			(200,299,300)	(201,983,100)
	SEGREGATED FUNDS			1,069,500	1,069,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,069,500)	(1,069,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			535,306,300	549,242,100
3	(2) RISK MANAGEMENT				
4	(a) General fund supplement — risk				
5	management claims	GPR	S	-0-	-0-
6	(am) Costs and judgments	GPR	S	-0-	-0-
7	(k) Risk management costs	PR-S	C	24,607,000	25,695,000
8	(ki) Risk management administration	PR-S	A	7,245,600	7,245,600
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			31,852,600	32,940,600
	SERVICE			(31,852,600)	(32,940,600)
	TOTAL-ALL SOURCES			31,852,600	32,940,600
9	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
10	(q) General program operations; utility				
11	public benefits	SEG	A	12,608,600	12,608,600
12	(r) Low-income assistance grants	SEG	S	20,500,000	20,500,000
13	(rr) Air quality improvement grants	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(s) Transfer to air quality improvement				
2	fund	SEG	S	-0-	-0-
	(3) P R O G R A M T O T A L S				
	SEGREGATED FUNDS			33,108,600	33,108,600
	OTHER			(33,108,600)	(33,108,600)
	TOTAL-ALL SOURCES			33,108,600	33,108,600
3	(4) ATTACHED DIVISIONS AND OTHER BODIES				
4	(a) Adjudication of tax appeals	GPR	A	551,000	554,600
5	(b) Adjudication of equalization				
6	appeals	GPR	S	-0-	-0-
7	(bm) Aid to the Wisconsin covenant				
8	foundation, inc.	GPR	A	180,200	180,200
9	(d) Claims awards	GPR	S	23,700	23,700
10	(ea) Women's council operations	GPR	A	144,200	144,200
11	(ec) Service award program; general				
12	program operations	GPR	A	20,300	20,300
13	(er) Service award program; state				
14	matching awards	GPR	S	1,642,200	1,785,000
15	(es) Principal, interest & rebates;				
16	general purpose revenue-schools	GPR	S	4,478,400	4,475,700
17	(et) Principal, interest & rebates;				
18	general purpose rev.-public library				
19	boards	GPR	S	19,900	19,900
20	(f) Hearings and appeals operations	GPR	A	2,494,200	2,494,200
21	(h) Program services	PR	A	32,100	32,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ha) Principal, interest & rebates;				
2	program revenue–schools	PR	C	1,255,100	1,260,200
3	(hb) Principal, interest & rebates;				
4	program revenue–public library				
5	boards	PR	C	11,500	11,500
6	(hc) Administration of Governor’s				
7	Wisconsin Educational Technology				
8	Conference	PR	A	180,000	180,000
9	(j) National and community service				
10	board; gifts and grants	PR	C	–0–	–0–
11	(js) Educ. tech. block grants; Wisc.				
12	advncd. telecomm. foundation				
13	assessments	PR	C	–0–	–0–
14	(k) Waste facility siting board; general				
15	program operations	PR-S	A	53,900	53,900
16	(ka) State use board — general program				
17	operations	PR-S	A	126,000	126,000
18	(kb) National and community service				
19	board; administrative support	PR-S	A	48,000	48,000
20	(kp) Hearings and appeals fees	PR-S	A	3,156,900	3,156,900
21	(L) Equipment purchases and leases	PR	C	–0–	–0–
22	(Lm) Educational telecommunications;				
23	additional services	PR	C	–0–	–0–
24	(mp) Federal e-rate aid	PR-F	C	5,365,000	5,365,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(o) National and community service				
2	board; federal aid for				
3	administration	PR-F	C	428,800	428,800
4	(p) National and community service				
5	board; federal aid for grants	PR-F	C	3,354,300	3,354,300
6	(r) State capitol and executive				
7	residence board; gifts and grants	SEG	C	-0-	-0-
8	(s) Telecommunications access; school				
9	districts	SEG	B	11,340,700	11,340,700
10	(t) Telecommunications access; private				
11	and technical colleges and libraries	SEG	B	5,066,000	5,066,000
12	(tm) Telecommunications access; private				
13	schools	SEG	B	701,300	701,300
14	(tu) Telecommunications access; state				
15	schools	SEG	B	68,200	68,200
16	(tw) Telecommunications access;				
17	juvenile correctional facilities	SEG	B	102,300	102,300

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	9,554,100	9,697,800
PROGRAM REVENUE	14,011,600	14,016,700
FEDERAL	(9,148,100)	(9,148,100)
OTHER	(1,478,700)	(1,483,800)
SERVICE	(3,384,800)	(3,384,800)
SEGREGATED FUNDS	17,278,500	17,278,500
OTHER	(17,278,500)	(17,278,500)
TOTAL-ALL SOURCES	40,844,200	40,993,000

18 (5) FACILITIES MANAGEMENT

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(c) Principal repayment and interest;				
2	Black Point Estate	GPR	S	113,400	127,700
3	(g) Principal repayment, interest and				
4	rebates; parking	PR-S	S	1,796,400	1,796,000
5	(ka) Facility operations and				
6	maintenance; police and protection				
7	functions	PR-S	A	39,230,000	39,777,200
8	(kb) Parking	PR	A	924,800	954,100
9	(kc) Principal repayment, interest and				
10	rebates	PR-S	C	18,624,100	18,137,300
11	(kd) Energy conservation construction				
12	projects; prin repymt, interest &				
13	rebates	PR	S	-0-	-0-
14	(ke) Additional energy conservation				
15	construction projects	PR-S	C	-0-	-0-
<b>(5) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			113,400	127,700
	PROGRAM REVENUE			60,575,300	60,664,600
	OTHER			(924,800)	(954,100)
	SERVICE			(59,650,500)	(59,710,500)
	TOTAL-ALL SOURCES			60,688,700	60,792,300
16	(6) OFFICE OF JUSTICE ASSISTANCE				
17	(a) General program operations	GPR	A	240,600	240,600
18	(b) Alts. to pros. & incar. for pers. who				
19	use alch. or oth. drgs.; pre. assess.	GPR	A	375,000	-0-
20	(c) Law enforcement officer				
21	supplement grants	GPR	A	1,450,000	1,450,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(d) Youth diversion	GPR	A	380,000	380,000
2	(f) Child advocacy centers	GPR	A	-0-	240,000
3	(gj) Grants for victims of sexual				
4	assault; child pornography				
5	surcharge	PR	C	-0-	-0-
6	(i) Gifts and grants	PR	C	-0-	-0-
7	(k) Law enforcement programs and				
8	youth diversion - administration	PR-S	A	204,500	204,500
9	(kc) Grants for digital recording of				
10	custodial interrogations	PR-S	A	750,000	750,000
11	(kj) Youth diversion program	PR-S	A	794,900	794,900
12	(km) Interagency and intra-agency aids	PR-S	C	300,000	300,000
13	(ku) Grants for substance abuse				
14	treatment programs for criminal				
15	offenders	PR	C	755,000	755,000
16	(m) Federal aid, justice assistance,				
17	state operations	PR-F	C	3,005,100	2,587,100
18	(mb) Federal aid, homeland security	PR-F	C	36,745,100	36,600,000
19	(p) Federal aid, local assistance and				
20	aids	PR-F	C	18,904,900	18,904,900
<b>(6) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,445,600	2,310,600
	PROGRAM REVENUE			61,459,500	60,896,400
	FEDERAL			(58,655,100)	(58,092,000)
	OTHER			(755,000)	(755,000)
	SERVICE			(2,049,400)	(2,049,400)
	TOTAL-ALL SOURCES			63,905,100	63,207,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(8) DIVISION OF GAMING				
2	(am) Interest on racing and bingo				
3	moneys	GPR	S	12,300	12,300
4	(g) General program operations; racing	PR	A	1,624,100	1,593,400
5	(h) General program operations; Indian				
6	gaming	PR	A	1,811,200	1,811,200
7	(hm) Indian gaming receipts	PR	C	-0-	-0-
8	(j) General program operations; raffles				
9	and crane games	PR	A	212,300	212,300
10	(jm) General program operations; bingo	PR	A	272,000	272,000
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			12,300	12,300
	PROGRAM REVENUE			3,919,600	3,888,900
	OTHER			(3,919,600)	(3,888,900)
	TOTAL-ALL SOURCES			3,931,900	3,901,200
	20.505 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			210,193,200	221,012,400
	PROGRAM REVENUE			507,987,600	511,715,800
	FEDERAL			(166,960,200)	(166,205,400)
	OTHER			(43,790,800)	(45,442,000)
	SERVICE			(297,236,600)	(300,068,400)
	SEGREGATED FUNDS			51,456,600	51,456,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(51,456,600)	(51,456,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			769,637,400	784,184,800
11	<b>20.507 Board of commissioners of public lands</b>				
12	(1) TRUST LANDS AND INVESTMENTS				
13	(h) Trust lands and investments -				
14	general program operations	PR-S	A	1,504,400	1,504,400



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(j) Payments to American Indian				
2	tribes or bands for raised sunken				
3	logs	PR	C	-0-	-0-
4	(k) Trust lands and investments -				
5	interagency and intra-agency				
6	assistance	PR-S	A	-0-	-0-
7	(mg) Federal aid — flood control	PR-F	C	52,700	52,700
<b>20.507 DEPARTMENT TOTALS</b>					
	PROGRAM REVENUE			1,557,100	1,557,100
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,504,400)	(1,504,400)
	TOTAL-ALL SOURCES			1,557,100	1,557,100
8	<b>20.511 Government accountability board</b>				
9	(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
10	(a) General program operations;				
11	general purpose revenue	GPR	B	2,285,700	2,287,800
12	(b) Election-related cost				
13	reimbursement	GPR	S	80,000	160,000
14	(be) Investigations	GPR	S	32,800	32,800
15	(bm) Training of chief inspectors	GPR	B	-0-	-0-
16	(c) Voting system transitional				
17	assistance	GPR	B	-0-	-0-
18	(d) Election administration transfer	GPR	A	-0-	-0-
19	(g) Recount fees	PR	C	-0-	-0-
20	(h) Materials and services	PR	A	115,000	115,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(i) Elections administration; program				
2	revenue	PR	A	37,500	37,500
3	(im) Lobbying administration; program				
4	revenue	PR	A	411,200	411,200
5	(j) Electronic filing software	PR	C	-0-	-0-
6	(jm) Gifts and grants	PR	C	-0-	-0-
7	(q) Wisconsin election campaign fund	SEG	C	750,000	750,000
8	(t) Election administration	SEG	A	100	100
9	(x) Federal aid	SEG-F	C	1,575,500	1,477,800
<b>20.511 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			2,398,500	2,480,600
	PROGRAM REVENUE			563,700	563,700
	OTHER			(563,700)	(563,700)
	SEGREGATED FUNDS			2,325,600	2,227,900
	FEDERAL			(1,575,500)	(1,477,800)
	OTHER			(750,100)	(750,100)
	TOTAL-ALL SOURCES			5,287,800	5,272,200
10	<b>20.515 Employee trust funds, department of</b>				
11	(1) EMPLOYEE BENEFIT PLANS				
12	(a) Annuity supplements and				
13	payments	GPR	S	1,300,400	1,068,700
14	(c) Contingencies	GPR	S	250,000	250,000
15	(gm) Gifts and grants	PR	C	-0-	-0-
16	(m) Federal aid	PR-F	C	-0-	-0-
17	(sr) Gifts and grants; public employee				
18	trust fund	SEG	C	-0-	-0-
19	(t) Automated operating system	SEG	C	2,692,500	645,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(u) Employee-funded reimbursement				
2	account plan	SEG	C	-0-	-0-
3	(um) Benefit administration	SEG	B	5,000	5,000
4	(ut) Health insurance data collection				
5	and analysis contracts	SEG	A	900,100	903,600
6	(w) Administration	SEG	A	23,385,500	23,463,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,550,400	1,318,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			26,983,100	25,016,900
	OTHER			(26,983,100)	(25,016,900)
	TOTAL-ALL SOURCES			28,533,500	26,335,600
7	(2) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM				
8	(a) Private employer health care				
9	coverage program; operating costs	GPR	B	-0-	-0-
10	(b) Grants for program administration	GPR	B	-0-	-0-
11	(g) Private employer health care				
12	coverage plan	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.515 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			1,550,400	1,318,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			26,983,100	25,016,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
OTHER				(26,983,100)	(25,016,900)
TOTAL-ALL SOURCES				28,533,500	26,335,600
1	<b>20.525 Office of the governor</b>				
2	(1) EXECUTIVE ADMINISTRATION				
3	(a) General program operations	GPR	S	3,626,600	3,626,600
4	(b) Contingent fund	GPR	S	21,700	21,700
5	(c) Membership in national				
6	associations	GPR	S	125,900	125,900
7	(d) Disability board	GPR	S	-0-	-0-
8	(f) Literacy improvement aids	GPR	A	25,200	25,200
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(m) Federal aid	PR-F	C	-0-	-0-
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				3,799,400	3,799,400
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				3,799,400	3,799,400
11	(2) EXECUTIVE RESIDENCE				
12	(a) General program operations	GPR	S	248,400	248,400
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				248,400	248,400
TOTAL-ALL SOURCES				248,400	248,400
20.525 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				4,047,800	4,047,800
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				4,047,800	4,047,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	<b>20.536 Investment board</b>				
2	(1) INVESTMENT OF FUNDS				
3	(k) General program operations	PR	C	22,474,700	22,474,700
4	(ka) General program operations;				
5	environmental improvement fund	PR-S	C	-0-	-0-
	<b>20.536 DEPARTMENT TOTALS</b>				
	PROGRAM REVENUE			22,474,700	22,474,700
	OTHER			(22,474,700)	(22,474,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			22,474,700	22,474,700
6	<b>20.540 Office of the lieutenant governor</b>				
7	(1) EXECUTIVE COORDINATION				
8	(a) General program operations	GPR	A	408,200	408,200
9	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
10	(k) Grants from state agencies	PR-S	C	-0-	-0-
11	(m) Federal aid	PR-F	C	-0-	-0-
	<b>20.540 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUES			408,200	408,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			408,200	408,200
12	<b>20.545 State employment relations, office of</b>				
13	(1) STATE EMPLOYMENT RELATIONS				
14	(a) General program operations	GPR	A	5,238,000	5,238,000
15	(i) Services to non-state governmental				
16	units	PR	A	214,100	214,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(j) Gifts and donations	PR	C	-0-	-0-
2	(jm) Employee development and				
3	training services	PR	A	282,700	282,700
4	(k) Funds received from other state				
5	agencies	PR	C	325,000	325,000
6	(ka) Publications	PR	A	158,700	158,700
7	(km) Collective bargaining grievance				
8	arbitrations	PR	A	140,600	157,800
9	(m) Federal grants and contracts	PR-F	C	-0-	-0-
10	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-

20.545 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	5,238,000	5,238,000
PROGRAM REVENUE	1,121,100	1,138,300
FEDERAL	(-0-)	(-0-)
OTHER	(1,121,100)	(1,138,300)
TOTAL-ALL SOURCES	6,359,100	6,376,300

11 **20.550 Public defender board**

12	(1) LEGAL ASSISTANCE				
13	(a) Program administration	GPR	A	2,547,000	2,548,800
14	(b) Appellate representation	GPR	A	5,004,300	5,005,900
15	(c) Trial representation	GPR	A	46,236,100	46,390,300
16	(d) Private bar and investigator				
17	reimbursement	GPR	B	24,425,800	22,777,900
18	(e) Private bar and investigator				
19	payments; administration costs	GPR	A	684,900	685,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(f) Transcripts, discovery and				
2	interpreters	GPR	A	1,339,100	1,339,100
3	(fb) Payments from clients;				
4	administrative costs	PR	A	242,400	246,500
5	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
6	(h) Contractual agreements	PR-S	A	-0-	-0-
7	(i) Tuition payments	PR	C	-0-	-0-
8	(kj) Conferences and training	PR-S	A	140,800	140,800
9	(L) Private bar and inv.				
10	reimbursement; payments for legal				
11	representation	PR	C	1,024,700	1,024,700
12	(m) Federal aid	PR-F	C	-0-	-0-
<b>20.550 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			80,237,200	78,747,000
	PROGRAM REVENUE			1,407,900	1,412,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,267,100)	(1,271,200)
	SERVICE			(140,800)	(140,800)
	TOTAL-ALL SOURCES			81,645,100	80,159,000
13	<b>20.566 Revenue, department of</b>				
14	(1) COLLECTION OF TAXES				
15	(a) General program operations	GPR	A	47,670,400	47,670,400
16	(g) Administration of county sales and				
17	use taxes	PR	A	3,457,200	3,460,000
18	(ga) Cigarette tax stamps	PR	A	261,700	261,700
19	(gb) Business tax registration	PR	A	1,625,800	1,627,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(gd) Administration of special district				
2	taxes	PR	A	466,500	466,500
3	(ge) Administration of local professional				
4	football stadium districts	PR	A	143,700	143,700
5	(gf) Administration of resort tax	PR	A	23,400	23,400
6	(gg) Administration of local taxes	PR	A	195,500	195,500
7	(gh) Administration of regional transit				
8	authority fees	PR	A	-0-	-0-
9	(gm) Administration of tax on controlled				
10	substances dealers	PR	A	-0-	-0-
11	(h) Debt collection	PR	A	433,600	433,600
12	(ha) Administration of liquor tax and				
13	alcohol beverages enforcement	PR	A	1,073,800	1,073,800
14	(hb) Collections by the department	PR	A	505,700	592,100
15	(hm) Collections under contracts	PR	S	354,200	354,200
16	(hn) Collections under the multi-state				
17	tax commission audit program	PR-S	S	57,400	57,400
18	(ho) Collections under multistate				
19	streamlined sales tax	PR	S	-0-	-0-
20	(hp) Administration of income tax				
21	checkoff voluntary payments	PR	A	30,000	30,000
22	(i) Gifts and grants	PR	C	-0-	-0-
23	(m) Federal funds; state operations	PR-F	C	-0-	-0-
24	(q) Recycling surcharge administration	SEG	A	218,600	218,600



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(qm) Administration of rental vehicle fee	SEG	A	37,900	37,900
2	(r) Administration of dry cleaner fees	SEG	A	60,200	60,200
3	(s) Petroleum inspection fee collection	SEG	A	163,700	163,700
4	(u) Motor fuel tax administration	SEG	A	1,489,600	1,489,600
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			47,670,400	47,670,400
	PROGRAM REVENUE			8,628,500	8,718,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,571,100)	(8,661,500)
	SERVICE			(57,400)	(57,400)
	SEGREGATED FUNDS			1,970,000	1,970,000
	OTHER			(1,970,000)	(1,970,000)
	TOTAL-ALL SOURCES			58,268,900	58,359,300
5	(2) STATE AND LOCAL FINANCE				
6	(a) General program operations	GPR	A	8,619,000	8,619,000
7	(b) Integrated property assessment				
8	system technology	GPR	A	-0-	2,700,000
9	(g) County assessment studies	PR	C	-0-	-0-
10	(gb) Manufacturing property				
11	assessment	PR	A	1,309,100	1,309,100
12	(gi) Municipal finance report				
13	compliance	PR	A	40,300	40,300
14	(h) Reassessments	PR	A	635,500	635,500
15	(hi) Wisconsin property assessment				
16	manual	PR	A	90,300	-0-
17	(hm) Administration of tax incremental				
18	financing program	PR	C	125,000	125,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(i) Gifts and grants	PR	C	-0-	-0-
2	(m) Federal funds; state operations	PR-F	C	-0-	-0-
3	(q) Railroad and air carrier tax				
4	administration	SEG	A	215,700	218,400
5	(r) Lottery credit administration	SEG	A	282,600	282,600
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			8,619,000	11,319,000
	PROGRAM REVENUE			2,200,200	2,110,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(2,200,200)	(2,110,200)
	SEGREGATED FUNDS			498,300	501,000
	OTHER			(498,300)	(501,000)
	TOTAL-ALL SOURCES			11,317,500	13,930,200
6	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
7	(a) General program operations	GPR	A	27,077,700	27,077,700
8	(b) Integrated tax system technology	GPR	A	4,259,700	4,259,700
9	(c) Expert professional services	GPR	B	75,000	75,000
10	(g) Services	PR	A	98,200	98,200
11	(gm) Reciprocity agreement and				
12	publications	PR	A	201,100	201,100
13	(go) Reciprocity agreement; Illinois	PR	A	-0-	-0-
14	(i) Gifts and grants	PR	C	-0-	-0-
15	(k) Internal services	PR-S	A	3,272,700	3,272,700
16	(m) Federal funds; state operations	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			31,412,400	31,412,400
	PROGRAM REVENUE			3,572,000	3,572,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(299,300)	(299,300)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
SERVICE				(3,272,700)	(3,272,700)
TOTAL-ALL SOURCES				34,984,400	34,984,400
1	(7) INVESTMENT AND LOCAL IMPACT FUND				
2	(e) Investment and local impact fund				
3	supplement	GPR	A	-0-	-0-
4	(g) Investment and local impact fund				
5	administrative expenses	PR	A	-0-	-0-
6	(n) Federal mining revenue	PR-F	C	-0-	-0-
7	(v) Investment and local impact fund	SEG	C	-0-	-0-
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
OTHER				(-0-)	(-0-)
SEGREGATED FUNDS				-0-	-0-
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				-0-	-0-
8	(8) LOTTERY				
9	(q) General program operations	SEG	A	22,074,700	22,074,700
10	(r) Retailer compensation	SEG	S	35,531,700	36,053,700
11	(s) Prizes	SEG	S	-0-	-0-
12	(v) Vendor fees	SEG	S	12,819,100	13,002,000
(8) PROGRAM TOTALS					
SEGREGATED FUNDS				70,425,500	71,130,400
OTHER				(70,425,500)	(71,130,400)
TOTAL-ALL SOURCES				70,425,500	71,130,400
20.566 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				87,701,800	90,401,800
PROGRAM REVENUE				14,400,700	14,401,100
FEDERAL				(-0-)	(-0-)
OTHER				(11,070,600)	(11,071,000)
SERVICE				(3,330,100)	(3,330,100)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
SEGREGATED FUNDS				72,893,800	73,601,400
OTHER				(72,893,800)	(73,601,400)
TOTAL-ALL SOURCES				174,996,300	178,404,300
<b>1</b>	<b>20.575 Secretary of state</b>				
<b>2</b>	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
<b>3</b>	(g) Program fees	PR	A	759,400	759,400
<b>4</b>	(ka) Agency collections	PR-S	A	4,000	4,000
<b>20.575 DEPARTMENT TOTALS</b>					
PROGRAM REVENUE				763,400	763,400
OTHER				(759,400)	(759,400)
SERVICE				(4,000)	(4,000)
TOTAL-ALL SOURCES				763,400	763,400
<b>5</b>	<b>20.585 Treasurer, state</b>				
<b>6</b>	(1) CUSTODIAN OF STATE FUNDS				
<b>7</b>	(b) Insurance	GPR	A	-0-	-0-
<b>8</b>	(e) Unclaimed property; contingency				
<b>9</b>	appropriation	GPR	S	-0-	-0-
<b>10</b>	(g) Processing services	PR	A	267,500	267,500
<b>11</b>	(h) Training conferences	PR	C	-0-	-0-
<b>12</b>	(i) Gifts and grants	PR	C	-0-	-0-
<b>13</b>	(j) Unclaimed property; claims	PR	C	-0-	-0-
<b>14</b>	(k) Unclaimed property; administrative				
<b>15</b>	expenses	PR	A	5,111,400	5,113,000
<b>16</b>	(kb) General program operations	PR-S	A	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
GENERAL PURPOSE REVENUES				-0-	-0-
PROGRAM REVENUE				5,378,900	5,380,500
OTHER				(5,378,900)	(5,380,500)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2007-08	2008-09
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				5,378,900	5,380,500
1	(2) COLLEGE TUITION PREPAYMENT PROGRAM				
2	(q) Pymt of qualified higher ed				
3	expenses & refunds; college tuition				
4	& exp pgm	SEG	S	-0-	-0-
5	(s) Administrative expenses; college				
6	tuition and expenses program	SEG	A	67,000	67,000
7	(t) Pymt of qualified higher ed exp &				
8	refunds; college savings pgm trust				
9	fund	SEG	S	-0-	-0-
10	(tm) Administrative expenses; college				
11	savings program trust fund	SEG	A	815,100	815,100
12	(u) Pymt of qualified higher ed exp &				
13	ref; college svgs pgm bank dep trust				
14	fund	SEG	S	-0-	-0-
15	(um) Administrative expenses; college				
16	savings program bank deposit trust				
17	fund	SEG	A	-0-	-0-
18	(v) Pymt of qualified higher ed exp &				
19	ref; college svgs pgm CU dep trust				
20	fund	SEG	S	-0-	-0-
21	(vm) Administrative expenses; college				
22	svgs pgm credit union deposit trust				
23	fund	SEG	A	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(2) PROGRAM TOTALS				
SEGREGATED FUNDS			882,100	882,100
OTHER			(882,100)	(882,100)
TOTAL-ALL SOURCES			882,100	882,100
20.585 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
PROGRAM REVENUE			5,378,900	5,380,500
OTHER			(5,378,900)	(5,380,500)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			882,100	882,100
OTHER			(882,100)	(882,100)
TOTAL-ALL SOURCES			6,261,000	6,262,600
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			391,775,100	403,654,500
PROGRAM REVENUE			555,655,100	559,406,600
FEDERAL			(167,012,900)	(166,258,100)
OTHER			(86,426,300)	(88,100,800)
SERVICE			(302,215,900)	(305,047,700)
SEGREGATED FUNDS			154,541,200	153,184,900
FEDERAL			(1,575,500)	(1,477,800)
OTHER			(152,965,700)	(151,707,100)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			1,101,971,400	1,116,246,000

## Judicial

1	<b>20.625 Circuit courts</b>				
2	(1) COURT OPERATIONS				
3	(a) Circuit courts	GPR	S	64,254,300	64,484,500
4	(as) Violent crime court costs	GPR	A	-0-	-0-
5	(b) Permanent reserve judges	GPR	A	-0-	-0-
6	(c) Court interpreter fees	GPR	A	1,060,600	1,125,100
7	(d) Circuit court support payments	GPR	B	18,739,600	18,739,600
8	(e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(m) Federal aid	PR-F	C	-0-	-0-
<b>20.625 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			88,793,000	89,087,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			88,793,000	89,087,700
2	<b>20.660 Court of appeals</b>				
3	(1) APPELLATE PROCEEDINGS				
4	(a) General program operations	GPR	S	9,527,000	9,527,000
5	(m) Federal aid	PR-F	C	-0-	-0-
<b>20.660 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			9,527,000	9,527,000
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			9,527,000	9,527,000
6	<b>20.665 Judicial commission</b>				
7	(1) JUDICIAL CONDUCT				
8	(a) General program operations	GPR	A	220,900	220,900
9	(cm) Contractual agreements	GPR	B	18,200	18,200
10	(mm) Federal aid	PR-F	C	-0-	-0-
<b>20.665 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUES			239,100	239,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			239,100	239,100
11	<b>20.670 Judicial council</b>				
12	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
13	(a) General program operations	GPR	A	90,000	111,200
14	(m) Federal aid	PR-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
	20.670 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			90,000	111,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			90,000	111,200
1	<b>20.680 Supreme court</b>				
2	(1) SUPREME COURT PROCEEDINGS				
3	(a) General program operations	GPR	S	4,865,900	4,865,900
4	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,865,900	4,865,900
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,865,900	4,865,900
5	(2) DIRECTOR OF STATE COURTS				
6	(a) General program operations	GPR	A	7,039,100	7,067,300
7	(b) Judicial planning and research	GPR	A	-0-	-0-
8	(g) Gifts and grants	PR	C	-0-	-0-
9	(ga) Court commissioner training	PR	C	60,600	60,600
10	(gc) Court interpreter training and				
11	certification	PR	C	45,600	45,600
12	(h) Materials and services	PR	C	60,900	60,900
13	(i) Municipal judge training	PR	C	146,400	146,400
14	(j) Court information systems	PR	C	9,310,800	9,343,000
15	(kc) Central services	PR-S	A	220,500	220,500
16	(ke) Interagency and intra-agency				
17	automation assistance	PR-S	C	-0-	-0-



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(m) Federal aid	PR-F	C	886,900	886,900
2	(qm) Mediation fund	SEG	C	755,800	755,800
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,039,100	7,067,300
	PROGRAM REVENUE			10,731,700	10,763,900
	FEDERAL			(886,900)	(886,900)
	OTHER			(9,624,300)	(9,656,500)
	SERVICE			(220,500)	(220,500)
	SEGREGATED FUNDS			755,800	755,800
	OTHER			(755,800)	(755,800)
	TOTAL-ALL SOURCES			18,526,600	18,587,000
3	(3) BAR EXAMINERS AND RESPONSIBILITY				
4	(g) Board of bar examiners	PR	C	704,900	704,900
5	(h) Office of lawyer regulation	PR	C	2,524,700	2,524,700
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,229,600	3,229,600
	OTHER			(3,229,600)	(3,229,600)
	TOTAL-ALL SOURCES			3,229,600	3,229,600
6	(4) LAW LIBRARY				
7	(a) General program operations	GPR	A	2,058,200	2,058,200
8	(g) Library collections and services	PR	C	137,200	137,200
9	(h) Gifts and grants	PR	C	554,100	554,100
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,058,200	2,058,200
	PROGRAM REVENUE			691,300	691,300
	OTHER			(691,300)	(691,300)
	TOTAL-ALL SOURCES			2,749,500	2,749,500
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			13,963,200	13,991,400
	PROGRAM REVENUE			14,652,600	14,684,800
	FEDERAL			(886,900)	(886,900)
	OTHER			(13,545,200)	(13,577,400)
	SERVICE			(220,500)	(220,500)
	SEGREGATED FUNDS			755,800	755,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			(755,800)	(755,800)
TOTAL-ALL SOURCES			29,371,600	29,432,000
Judicial				
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			112,612,300	112,956,400
PROGRAM REVENUE			14,652,600	14,684,800
FEDERAL			(886,900)	(886,900)
OTHER			(13,545,200)	(13,577,400)
SERVICE			(220,500)	(220,500)
SEGREGATED FUNDS			755,800	755,800
FEDERAL			(-0-)	(-0-)
OTHER			(755,800)	(755,800)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			128,020,700	128,397,000

## Legislative

1	<b>20.765 Legislature</b>				
2	(1) ENACTMENT OF STATE LAWS				
3	(a) General program operations —				
4	assembly	GPR	S	24,089,400	24,089,400
5	(b) General program operations —				
6	senate	GPR	S	17,116,800	17,116,800
7	(d) Legislative documents	GPR	S	4,108,800	4,108,800
8	(e) Gifts, grants and bequests	PR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			45,315,000	45,315,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			45,315,000	45,315,000
9	(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
10	(a) Revisor of statutes bureau	GPR	B	925,400	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(b) Legislative reference bureau	GPR	B	5,814,900	5,923,600
2	(c) Legislative audit bureau	GPR	B	5,773,800	5,773,800
3	(d) Legislative fiscal bureau	GPR	B	3,715,700	3,715,700
4	(e) Joint leg council, exec of functions,				
5	research, dev studies, comm assist	GPR	B	3,743,000	3,743,000
6	(ec) Joint legislative council;				
7	contractual studies	GPR	B	15,000	-0-
8	(em) Legislative technology services				
9	bureau	GPR	B	3,673,100	3,679,200
10	(f) Joint committee on legislative				
11	organization	GPR	B	-0-	-0-
12	(fa) Membership in national				
13	associations	GPR	S	201,400	214,700
14	(g) Gifts and grants to service agencies	PR	C	-0-	-0-
15	(ka) Audit bureau reimbursable audits	PR-S	A	1,946,800	1,959,700
16	(m) Federal aid	PR-F	C	-0-	-0-
<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			23,862,300	23,050,000
	PROGRAM REVENUE			1,946,800	1,959,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,946,800)	(1,959,700)
	TOTAL-ALL SOURCES			25,809,100	25,009,700
17	(4) CAPITOL OFFICES RELOCATION				
18	(a) Capitol offices relocation costs	GPR	B	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
20.765 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			69,177,300	68,365,000
PROGRAM REVENUE			1,946,800	1,959,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,946,800)	(1,959,700)
TOTAL-ALL SOURCES			71,124,100	70,324,700
Legislative FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			69,177,300	68,365,000
PROGRAM REVENUE			1,946,800	1,959,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(1,946,800)	(1,959,700)
SEGREGATED FUNDS			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			71,124,100	70,324,700

### General Appropriations

1	<b>20.835 Shared revenue and tax relief</b>				
2	(1) SHARED REVENUE PAYMENTS				
3	(b) Small municipalities shared				
4	revenue	GPR	S	-0-	-0-
5	(c) Expenditure restraint program				
6	account	GPR	S	58,145,700	58,145,700
7	(d) Shared revenue account	GPR	S	32,900,000	33,400,000
8	(db) County and municipal aid account	GPR	S	854,703,200	854,703,200
9	(dm) Public utility distribution account	GPR	S	6,242,400	6,242,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(e) State aid; tax exempt property	GPR	S	65,067,600	65,300,000
2	(f) County mandate relief account	GPR	S	-0-	-0-
3	(t) Shared revenue and municipal aid				
4	account; transportation fund	SEG	A	-0-	-0-
5	(u) Shared revenue and municipal aid				
6	account; utility public benefits fund	SEG	A	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	<b>GENERAL PURPOSE REVENUES</b>			1,017,058,900	1,017,791,300
	<b>SEGREGATED FUNDS</b>			-0-	-0-
	<b>OTHER</b>			(-0-)	(-0-)
	<b>TOTAL-ALL SOURCES</b>			1,017,058,900	1,017,791,300
7	(2) <b>TAX RELIEF</b>				
8	(b) Claim of right credit	GPR	S	-0-	-0-
9	(bm) Film production services credit	GPR	S	250,000	750,000
10	(bn) Dairy manufacturing facility				
11	investment credit	GPR	A	600,000	700,000
12	(br) Interest payments on				
13	overassessments of manufacturing				
14	property	GPR	S	10,000	10,000
15	(c) Homestead tax credit	GPR	S	113,300,000	109,000,000
16	(ci) Development zones investment				
17	credit	GPR	S	-0-	-0-
18	(cL) Development zones location credit	GPR	S	-0-	-0-
19	(cm) Development zones jobs credit	GPR	S	-0-	-0-
20	(cn) Development zones sales tax credit	GPR	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(co) Enterprise zone jobs credit	GPR	S	1,625,000	6,500,000
2	(d) Farmers' drought property tax				
3	credit	GPR	S	-0-	-0-
4	(dm) Farmland preservation credit	GPR	S	12,600,000	12,800,000
5	(dn) Farmland tax relief credit	GPR	S	-0-	-0-
6	(em) Veterans and surviving spouses				
7	property tax credit	GPR	S	1,000,000	1,000,000
8	(ep) Cigarette and tobacco product tax				
9	refunds	GPR	S	18,500,000	22,400,000
10	(f) Earned income tax credit	GPR	S	70,974,600	90,735,800
11	(ka) Farmland tax relief credit; Indian				
12	gaming receipts	PR-S	C	-0-	-0-
13	(kf) Earned income tax credit;				
14	temporary assistance for needy				
15	families	PR-S	A	21,125,400	6,664,200
16	(q) Farmland tax relief credit	SEG	S	15,000,000	15,000,000
17	(r) Earned income tax credit; utility				
18	public benefits	SEG	A	-0-	-0-
<b>(2) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			218,859,600	243,895,800
	PROGRAM REVENUE			21,125,400	6,664,200
	SERVICE			(21,125,400)	(6,664,200)
	SEGREGATED FUNDS			15,000,000	15,000,000
	OTHER			(15,000,000)	(15,000,000)
	TOTAL-ALL SOURCES			254,985,000	265,560,000
19	(3) STATE PROPERTY TAX CREDITS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(b) School levy tax credit and first				
2	dollar credit	GPR	S	593,050,000	593,050,000
3	(q) Lottery and gaming credit	SEG	S	128,799,400	130,346,900
4	(s) Lottery and gaming credit; late				
5	applications	SEG	S	240,700	240,700
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			593,050,000	593,050,000
	SEGREGATED FUNDS			129,040,100	130,587,600
	OTHER			(129,040,100)	(130,587,600)
	TOTAL-ALL SOURCES			722,090,100	723,637,600
6	(4) COUNTY AND LOCAL TAXES				
7	(g) County taxes	PR	C	-0-	-0-
8	(gb) Special district taxes	PR	C	-0-	-0-
9	(gd) Premier resort area tax	PR	C	-0-	-0-
10	(ge) Local professional football stadium				
11	district taxes	PR	C	-0-	-0-
12	(gg) Local taxes	PR	C	-0-	-0-
13	(gh) Regional transit authority fees	PR	C	-0-	-0-
(4) PROGRAM TOTALS					
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
14	(5) PAYMENTS IN LIEU OF TAXES				
15	(a) Payments for municipal services	GPR	A	21,998,800	21,998,800
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			21,998,800	21,998,800
	TOTAL-ALL SOURCES			21,998,800	21,998,800
20.835 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			1,850,967,300	1,876,735,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
PROGRAM REVENUE			21,125,400	6,664,200
OTHER			(-0-)	(-0-)
SERVICE			(21,125,400)	(6,664,200)
SEGREGATED FUNDS			144,040,100	145,587,600
OTHER			(144,040,100)	(145,587,600)
TOTAL-ALL SOURCES			2,016,132,800	2,028,987,700

1     **20.855 Miscellaneous appropriations**

2     (1)    CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT

3	(a)	Obligation on operating notes	GPR	S	11,725,000	11,200,000
4	(b)	Operating note expenses	GPR	S	350,000	350,000
5	(bm)	Payment of cancelled drafts	GPR	S	1,275,000	1,275,000
6	(c)	Interest payments to program				
7		revenue accounts	GPR	S	-0-	-0-
8	(d)	Interest payments to segregated				
9		funds	GPR	S	-0-	-0-
10	(dm)	Interest reimbursements to federal				
11		government	GPR	S	-0-	-0-
12	(e)	Interest on prorated local				
13		government payments	GPR	S	-0-	-0-
14	(gm)	Payment of cancelled drafts;				
15		program revenues	PR	S	-0-	-0-
16	(q)	Redemption of operating notes	SEG	S	-0-	-0-
17	(r)	Interest payments to general fund	SEG	S	-0-	-0-
18	(rm)	Payment of cancelled drafts;				
19		segregated revenues	SEG	S	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	13,350,000	12,825,000
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	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			13,350,000	12,825,000
1	(3) CAPITOL RENOVATION EXPENSES				
2	(b) Capitol restoration and relocation				
3	planning	GPR	B	-0-	-0-
4	(c) Historically significant furnishings	GPR	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
6	(a) Interest on overpayment of taxes	GPR	S	4,500,000	2,500,000
7	(am) Great Lakes protection fund				
8	contribution	GPR	C	-0-	-0-
9	(b) Election campaign payments	GPR	S	242,900	242,900
10	(bm) Oil pipeline terminal tax				
11	distribution	GPR	S	1,071,400	1,188,500
12	(c) Minnesota income tax reciprocity	GPR	S	68,559,500	74,044,300
13	(ca) Minnesota income tax reciprocity				
14	bench mark	GPR	A	-0-	-0-
15	(cm) Illinois income tax reciprocity	GPR	S	37,108,700	39,706,300
16	(cn) Illinois income tax reciprocity				
17	bench mark	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(co) Illinois income tax reciprocity, 1998				
2	and 1999	GPR	A	-0-	-0-
3	(e) Transfer to conservation fund; land				
4	acquisition reimbursement	GPR	S	233,800	153,300
5	(f) Supplemental title fee matching	GPR	S	10,014,000	13,625,000
6	(fm) Transfer to the transportation fund;				
7	hub facility exemptions	GPR	S	1,953,300	1,953,300
8	(fs) Aid for certain local purchases and				
9	projects	GPR	A	122,500	-0-
10	(q) Terminal tax distribution	SEG	S	1,380,200	1,458,900
11	(r) Petroleum allowance	SEG	S	600,000	600,000
12	(s) Transfer to conservation fund;				
13	motorboat formula	SEG	S	13,560,800	13,756,700
14	(t) Transfer to conservation fund;				
15	snowmobile formula	SEG	S	4,537,600	4,499,000
16	(u) Transfer to conservation fund;				
17	all-terrain vehicle formula	SEG	S	1,815,200	1,877,200
18	(w) Transfer to transportation fund;				
19	petroleum inspection fund	SEG	A	6,321,700	6,321,700
<b>(4) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			123,806,100	133,413,600
	SEGREGATED FUNDS			28,215,500	28,513,500
	OTHER			(28,215,500)	(28,513,500)
	TOTAL-ALL SOURCES			152,021,600	161,927,100
20	(5) STATE HOUSING AUTHORITY RESERVE FUND				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(a) Enhancement of credit of authority				
2	debt	GPR	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
3	(6) MISCELLANEOUS RECEIPTS				
4	(g) Gifts and grants	PR	C	-0-	-0-
5	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
6	(i) Miscellaneous program revenue	PR	A	-0-	-0-
7	(j) Custody accounts	PR	C	-0-	-0-
8	(k) Aids to individuals and				
9	organizations	PR-S	C	-0-	-0-
10	(ka) Local assistance	PR-S	C	-0-	-0-
11	(m) Federal aid	PR-F	C	-0-	-0-
12	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
	(6) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
13	(8) MARQUETTE UNIVERSITY				
14	(a) Dental clinic and educ facility;				
15	principal repayment, interest &				
16	rebates	GPR	S	997,800	992,800
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			997,800	992,800
	TOTAL-ALL SOURCES			997,800	992,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(9) STATE CAPITOL RENOVATION AND RESTORATION				
2	(a) South wing renovation and				
3	restoration	GPR	C	-0-	-0-
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			138,153,900	147,231,400
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			28,215,500	28,513,500
	OTHER			(28,215,500)	(28,513,500)
	TOTAL-ALL SOURCES			166,369,400	175,744,900
4	<b>20.865 Program supplements</b>				
5	(1) EMPLOYEE COMPENSATION AND SUPPORT				
6	(a) Judgments, legal expenses and				
7	worker's compensation benefits	GPR	S	46,700	46,700
8	(c) Compensation and related				
9	adjustments	GPR	S	-0-	-0-
10	(ci) Nonrepresented university system				
11	faculty and academic pay				
12	adjustments	GPR	S	-0-	-0-
13	(cj) Pay adjustments for certain				
14	university employees	GPR	A	-0-	-0-
15	(d) Employer fringe benefit costs	GPR	S	-0-	1,317,100
16	(e) Additional biweekly payroll	GPR	A	-0-	-0-
17	(em) Financial and procurement services	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(fm) Risk management	GPR	A	-0-	-0-
2	(fn) Physically handicapped				
3	supplements	GPR	A	6,800	6,800
4	(g) Judgments and legal expenses;				
5	program revenues	PR	S	-0-	-0-
6	(i) Compensation and related				
7	adjustments; program revenues	PR	S	-0-	-0-
8	(ic) Nonrepresented university system				
9	faculty and academic pay				
10	adjustments	PR	S	-0-	-0-
11	(j) Employer fringe benefit costs;				
12	program revenues	PR	S	-0-	-0-
13	(jm) Additional biweekly payroll;				
14	nonfederal program revenue	PR	S	-0-	-0-
15	(js) Financial and procurement				
16	services; program revenues	PR	S	-0-	-0-
17	(kr) Risk management; program				
18	revenues	PR-S	S	-0-	-0-
19	(Ln) Physically handicapped				
20	supplements; program revenues	PR	S	-0-	-0-
21	(m) Additional biweekly payroll; federal				
22	program revenues	PR-F	S	-0-	-0-
23	(q) Judgments and legal expenses;				
24	segregated revenues	SEG	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(s) Compensation and related				
2	adjustments; segregated revenues	SEG	S	-0-	-0-
3	(si) Nonrepresented university system				
4	faculty and academic pay				
5	adjustments	SEG	S	-0-	-0-
6	(t) Employer fringe benefit costs;				
7	segregated revenues	SEG	S	-0-	-0-
8	(tm) Additional biweekly payroll;				
9	nonfederal segregated revenues	SEG	S	-0-	-0-
10	(ts) Financial and procurement				
11	services; segregated revenues	SEG	S	-0-	-0-
12	(ur) Risk management; segregated				
13	revenues	SEG	S	-0-	-0-
14	(vn) Physically handicapped				
15	supplements; segregated revenues	SEG	S	-0-	-0-
16	(x) Additional biweekly payroll; federal				
17	segregated revenues	SEG-F	S	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUES			53,500	1,370,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			53,500	1,370,600
18	(2) STATE PROGRAMS AND FACILITIES				
19	(a) Private facility rental increases	GPR	A	902,400	1,374,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(ag) State-owned office rent supplement	GPR	A	-0-	-0-
2	(am) Space management and child care	GPR	A	-0-	-0-
3	(d) State deposit fund	GPR	S	-0-	-0-
4	(e) Maintenance of capitol and				
5	executive residence	GPR	A	5,337,400	5,337,400
6	(eb) Executive residence furnishings				
7	replacement	GPR	C	12,000	12,000
8	(em) Groundwater survey and analysis	GPR	A	216,100	216,100
9	(g) Private facility rental increases;				
10	program revenues	PR	S	-0-	-0-
11	(gg) State-owned office rent				
12	supplements; program revenues	PR	S	-0-	-0-
13	(gm) Space management and child care;				
14	program revenues	PR	S	-0-	-0-
15	(i) Integrated business information				
16	system; program revenues	PR-S	S	-0-	-0-
17	(j) State deposit fund; program				
18	revenues	PR	S	-0-	-0-
19	(L) Data processing and				
20	telecommunications study; program				
21	revenues	PR-S	S	-0-	-0-
22	(q) Private facility rental increases;				
23	segregated revenues	SEG	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(qg) State-owned office rent				
2	supplements; segregated revenues	SEG	S	-0-	-0-
3	(qm) Space management and child care;				
4	segregated revenues	SEG	S	-0-	-0-
5	(r) Integrated business information				
6	system; segregated revenues	SEG-S	S	-0-	-0-
7	(t) State deposit fund; segregated				
8	revenues	SEG	S	-0-	-0-
	<b>(2) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			6,467,900	6,939,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,467,900	6,939,600
9	(3) TAXES AND SPECIAL CHARGES				
10	(a) Property taxes	GPR	S	-0-	-0-
11	(g) Property taxes; program revenues	PR	S	-0-	-0-
12	(i) Payments for municipal services;				
13	program revenues	PR	S	-0-	-0-
14	(q) Property taxes; segregated				
15	revenues	SEG	S	-0-	-0-
16	(s) Payments for municipal services;				
17	segregated revenues	SEG	S	-0-	-0-
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09	
	SEGREGATED FUNDS			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			-0-	-0-	
1	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS					
2	(a) General purpose revenue funds					
3	general program supplementation	GPR	B	6,510,500	10,578,300	
4	(g) Program revenue funds general					
5	program supplementation	PR	S	-0-	2,352,800	
6	(gm) Wisconsin advanced					
7	telecommunications foundation					
8	funds supplementation	PR	C	-0-	-0-	
9	(k) Public assistance programs					
10	supplementation	PR-S	C	-0-	-0-	
11	(m) Federal funds general program					
12	supplementation	PR-F	C	-0-	-0-	
13	(u) Segregated funds general program					
14	supplementation	SEG	S	2,487,900	235,000	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			6,510,500	10,578,300	
	PROGRAM REVENUE			-0-	2,352,800	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(2,352,800)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			2,487,900	235,000	
	OTHER			(2,487,900)	(235,000)	
	TOTAL-ALL SOURCES			8,998,400	13,166,100	
15	(8) SUPPLEMENTATION OF PGM REV & PGM REV-SVC APPNS FROM PUBLIC EMP TRUST FUND					

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
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1	(g)	Supplementation of program		
2		revenue and program rev.-service		
3		appropriations	PR	S
			-0-	-0-
4	(s)	Supplementation of appropriations		
5		from the public employee trust fund	SEG	S
			-0-	-0-

(8) PROGRAM TOTALS

PROGRAM REVENUE	-0-	-0-
OTHER	(-0-)	(-0-)
SEGREGATED FUNDS	-0-	-0-
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

20.865 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	13,031,900	18,888,500
PROGRAM REVENUE	-0-	2,352,800
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(2,352,800)
SERVICE	(-0-)	(-0-)
SEGREGATED FUNDS	2,487,900	235,000
FEDERAL	(-0-)	(-0-)
OTHER	(2,487,900)	(235,000)
SERVICE	(-0-)	(-0-)
TOTAL-ALL SOURCES	15,519,800	21,476,300

6 **20.866 Public debt**

7 (1) BOND SECURITY AND REDEMPTION FUND

8	(u)	Principal repayment and interest	SEG	S	-0-	-0-
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20.866 DEPARTMENT TOTALS

SEGREGATED FUNDS	-0-	-0-
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

9 **20.867 Building commission**

10 (1) STATE OFFICE BUILDINGS

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(a) Principal repayment and interest;				
2	housing of state agencies	GPR	S	-0-	-0-
3	(b) Principal repayment and interest;				
4	capitol and executive residence	GPR	S	10,778,800	10,522,900
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			10,778,800	10,522,900
	TOTAL-ALL SOURCES			10,778,800	10,522,900
5	(2) ALL STATE-OWNED FACILITIES				
6	(b) Asbestos removal	GPR	A	-0-	-0-
7	(c) Hazardous materials removal	GPR	A	-0-	-0-
8	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
9	(q) Building trust fund	SEG	C	-0-	-0-
10	(r) Planning and design	SEG	C	-0-	-0-
11	(u) Aids for buildings	SEG	C	-0-	-0-
12	(v) Building program funding				
13	contingency	SEG	C	-0-	-0-
14	(w) Building program funding	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
15	(3) STATE BUILDING PROGRAM				
16	(a) Principal repayment and interest	GPR	S	23,345,800	36,154,000
17	(b) Principal repayment and interest	GPR	S	1,423,200	1,478,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2007-08</b>	<b>2008-09</b>
1	(bm) Principal repayment, interest, and				
2	rebates; HR academy, inc.	GPR	S	112,800	116,300
3	(bn) Principal repayment, interest,				
4	rebates; Hmong Cultural Center	GPR	S	-0-	-0-
5	(bp) Principal repayment, interest and				
6	rebates	GPR	S	-0-	30,000
7	(bq) Principal repayment, interest and				
8	rebates; children's research				
9	institute	GPR	S	772,100	806,300
10	(br) Principal repayment, interest and				
11	rebates	GPR	S	86,100	84,400
12	(bu) Principal repayment, interest,				
13	rebates; Kenosha Civil War Exhibit	GPR	S	-0-	-0-
14	(bv) Principal repayment, interest,				
15	rebates; Bond Health Center	GPR	S	-0-	-0-
16	(c) Lease rental payments	GPR	S	-0-	-0-
17	(d) Interest rebates on obligation				
18	proceeds; general fund	GPR	S	-0-	-0-
19	(e) Principal repayment, interest and				
20	rebates; parking ramp	GPR	S	-0-	-0-
21	(g) Principal repayment, interest and				
22	rebates; program revenues	PR	S	-0-	-0-
23	(h) Principal repayment, interest and				
24	rebates	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(i) Principal repayment, interest and				
2	rebates; capital equipment	PR	S	-0-	-0-
3	(k) Interest rebates on obligation				
4	proceeds; program revenues	PR-S	C	-0-	-0-
5	(q) Principal repayment and interest;				
6	segregated revenues	SEG	S	-0-	-0-
7	(r) Interest rebates on obligation				
8	proceeds; conservation fund	SEG	S	-0-	-0-
9	(s) Interest rebates on obligation				
10	proceeds; transportation fund	SEG	S	-0-	-0-
11	(t) Interest rebates on obligation				
12	proceeds; veterans trust fund	SEG	S	-0-	-0-
13	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			25,740,000	38,669,800
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			26,764,200	39,694,000
14	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
15	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
16	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
17	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
1	(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 REVENUES			36,518,800	49,192,700
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			37,543,000	50,216,900
2	<b>20.875 Budget stabilization fund</b>				
3	(1) TRANSFERS TO FUND				
4	(a) General fund transfer	GPR	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(2) TRANSFERS FROM FUND				
6	(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.875 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	General Appropriations FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			2,038,671,900	2,092,048,500
	PROGRAM REVENUE			21,125,400	9,017,000
	FEDERAL			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2007-08	2008-09
OTHER			(-0-)	(2,352,800)
SERVICE			(21,125,400)	(6,664,200)
SEGREGATED FUNDS			175,767,700	175,360,300
FEDERAL			(-0-)	(-0-)
OTHER			(175,767,700)	(175,360,300)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,235,565,000	2,276,425,800
S T A T E T O T A L			25,722,224,800	26,431,588,900
GENERAL PURPOSE REVENUES			13,744,023,700	14,115,837,500
PROGRAM REVENUE			10,470,876,500	10,810,360,300
FEDERAL			(6,453,332,400)	(6,677,426,500)
OTHER			(3,232,186,800)	(3,340,232,800)
SERVICE			(785,357,300)	(792,701,000)
SEGREGATED FUNDS			1,507,324,600	1,505,391,100
FEDERAL			(50,181,400)	(50,083,700)
OTHER			(1,457,143,200)	(1,455,307,400)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)

1       **SECTION 178.** 20.115 (1) (d) of the statutes is repealed.

2       **SECTION 179.** 20.115 (1) (k) of the statutes is repealed.

3       **SECTION 179j.** 20.115 (1) (u) of the statutes is amended to read:

4       20.115 (1) (u) *Recyclable and nonrecyclable products regulation.* From the  
 5       recycling and renewable energy fund, the amounts in the schedule for the  
 6       implementation and enforcement of ss. 100.29, 100.295 and 100.33.

7       **SECTION 180.** 20.115 (2) (d) of the statutes is amended to read:

8       20.115 (2) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
 9       s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
 10      the acquisition, construction, development, enlargement or improvement of  
 11      department facilities and, to make the payments determined by the building  
 12      commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
 13      obligations incurred in financing this acquisition, construction, development,

1 enlargement, or improvement, and to make payments under an agreement or  
2 ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 181.** 20.115 (3) (title) of the statutes is amended to read:

4 20.115 (3) (title) ~~MARKETING~~ AGRICULTURAL DEVELOPMENT SERVICES.

5 **SECTION 182.** 20.115 (3) (g) of the statutes is amended to read:

6 20.115 (3) (g) *Related services.* The amounts in the schedule for the conduct of  
7 authorized ~~marketing~~ agricultural development services. All moneys received from  
8 authorized fees related to ~~marketing~~ agricultural development services shall be  
9 credited to this appropriation account.

10 **SECTION 183.** 20.115 (3) (ja) of the statutes is amended to read:

11 20.115 (3) (ja) *Marketing Agricultural development services and materials.* All  
12 moneys received from publication sales and service fees authorized by law that are  
13 related to ~~marketing~~ agricultural development, for the publication of informational  
14 materials and the provision of services related to ~~marketing~~ agricultural  
15 development.

16 **SECTION 183p.** 20.115 (4) (am) of the statutes is created to read:

17 20.115 (4) (am) *Buy local grants.* Biennially, the amounts in the schedule for  
18 buy local grants under s. 93.48.

19 **SECTION 185.** 20.115 (4) (d) of the statutes is repealed.

20 **SECTION 185t.** 20.115 (4) (qm) of the statutes is created to read:

21 20.115 (4) (qm) *Grants for soybean crushing facilities.* Biennially, from the  
22 recycling fund, the amounts in the schedule for grants for soybean crushing facilities  
23 under 2007 Wisconsin Act .... (this act), section 9103 (4u).

24 **SECTION 186m.** 20.115 (4) (s) of the statutes is created to read:



1           20.115 (4) (s) *Grazing lands conservation*. From the agrichemical management  
2 fund, the amounts in the schedule for grants for the Wisconsin grazing lands  
3 conservation initiative under s. 93.60.

4           **SECTION 188.** 20.115 (7) (b) of the statutes is amended to read:

5           20.115 (7) (b) *Principal repayment and interest, conservation reserve*  
6 *enhancement*. A sum sufficient to reimburse s. 20.866 (1) (u) for the principal and  
7 interest costs incurred in financing the conservation reserve enhancement program  
8 under s. 20.866 (2) (wf) ~~and~~, to make the payments determined by the building  
9 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
10 obligations incurred in financing those projects, and to make payments under an  
11 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

12           **SECTION 189.** 20.115 (7) (d) of the statutes is repealed.

13           **SECTION 190.** 20.115 (7) (e) of the statutes is repealed.

14           **SECTION 191.** 20.115 (7) (f) of the statutes is amended to read:

15           20.115 (7) (f) *Principal repayment and interest; soil and water*. A sum sufficient  
16 to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
17 in providing funds for soil and water resource management projects under s. 92.14  
18 ~~and~~, to make the payments determined by the building commission under s. 13.488  
19 (1) (m) that are attributable to the proceeds of obligations incurred in financing those  
20 projects, and to make payments under an agreement or ancillary arrangement  
21 entered into under s. 18.06 (8) (a).

22           **SECTION 192.** 20.115 (7) (s) of the statutes is amended to read:

23           20.115 (7) (s) *Principal repayment and interest; soil and water, environmental*  
24 *fund*. From the environmental fund, the amounts in the schedule for the payment  
25 of principal and interest costs incurred in providing funds for soil and water resource

1 management projects under s. 92.14 and, to make the payments determined by the  
2 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
3 obligations incurred in financing those projects, and to make payments under an  
4 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 192e.** 20.115 (7) (t) of the statutes is created to read:

6 20.115 (7) (t) *International Crane Foundation funding.* From the agrichemical  
7 management fund, the amounts in the schedule to provide funding to the  
8 International Crane Foundation under 2007 Wisconsin Act .... (this act), section 9103  
9 (2c).

10 **SECTION 192g.** 20.115 (7) (t) of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is repealed.

12 **SECTION 193.** 20.115 (7) (ue) of the statutes is repealed.

13 **SECTION 193h.** 20.115 (7) (va) of the statutes is amended to read:

14 20.115 (7) (va) *Clean sweep grants.* From the recycling and renewable energy  
15 fund, the amounts in the schedule for chemical and container collection grants under  
16 s. 93.55 and for household hazardous waste grants under s. 93.57.

17 **SECTION 194.** 20.115 (7) (wm) of the statutes is amended to read:

18 20.115 (7) (wm) *Agricultural chemical cleanup reimbursement.* From the  
19 agricultural chemical cleanup fund, as a continuing appropriation, the amounts in  
20 the schedule for reimbursement of corrective action costs under s. 94.73 and for  
21 financial assistance to prevent pollution from agricultural chemicals under s. 94.74.

22 **SECTION 194n.** 20.143 (1) (br) of the statutes is repealed.

23 **SECTION 195.** 20.143 (1) (c) of the statutes is amended to read:

24 20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements, and*  
25 *assistance.* Biennially, the amounts in the schedule for ~~grants under ss. 560.145,~~

1     ~~560.16, 560.175, and 560.26; for grants and loans under ss. s. 560.275 (2), 560.62,~~  
2     ~~560.63, and 560.66; for loans under s. 560.147 and subch. V of ch. 560; for~~  
3     reimbursements under s. 560.167; for providing assistance under s. 560.06; for the  
4     costs specified in s. 560.607; for the loan under 1999 Wisconsin Act 9, section 9110  
5     (4); for the grants under 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin  
6     Act 119, section 2 (1), 1997 Wisconsin Act 27, section 9110 (6g), 1999 Wisconsin Act  
7     9, section 9110 (5), and 2003 Wisconsin Act 33, section 9109 (1d) and (2q), and 2007  
8     Wisconsin Act .... (this act), section 9108 (4u), (6c), (7c), (7f), (8c), (8i), and (9i); and  
9     for providing up to \$100,000 annually for the continued development of a  
10    manufacturing and advanced technology training center in Racine. Of the amounts  
11    in the schedule, \$50,000 shall be allocated in each of fiscal years 1997-98 and  
12    1998-99 for providing the assistance under s. 560.06 (1). ~~Notwithstanding s.~~  
13    ~~560.607, of the amounts in the schedule, \$125,000 shall be allocated in each of 4~~  
14    ~~consecutive fiscal years, beginning with fiscal year 1998-99, for grants and loans~~  
15    ~~under s. 560.62 (1) (a).~~

16           **SECTION 197f.** 20.143 (1) (hm) of the statutes is amended to read:

17           20.143 (1) (hm) *Certified capital companies.* All moneys received under subch.  
18    II of ch. ~~560~~ s. 560.29 for the cost of administering subch. II of ch. ~~560~~ s. 560.29.  
19    Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year the unencumbered  
20    balance in this appropriation account shall lapse to the general fund.

21           **SECTION 198.** 20.143 (1) (ie) of the statutes is amended to read:

22           20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received  
23    in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, 2005  
24    stats., s. 560.16, 1995 stats., s. 560.165, 1993 stats., s. 560.275 (2), 2005 stats., s.  
25    560.62, 2005 stats., s. 560.63, 2005 stats., and s. 560.66, 2005 stats., subch. V of ch.

1 560 ~~except s. 560.65, and~~ 1989 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin  
2 Act 336, section 3015 (2m), 1989 Wisconsin Act 336, section 3015 (3gx), 1997  
3 Wisconsin Act 27, section 9110 (7f), 1997 Wisconsin Act 310, section 2 (2d), and 1999  
4 Wisconsin Act 9, section 9110 (4), and 2007 Wisconsin Act ... (this act), section 9108  
5 (5x), to be used for grants and loans under s. 560.275 (2) and subch. V of ch. 560 ~~except~~  
6 ~~s. 560.65, for loans under s. 560.147, for grants under ss. 560.16 and 560.175, for~~  
7 assistance under s. 560.06 (2), for the loan under 1999 Wisconsin Act 9, section 9110  
8 (4), and the loans under 2007 Wisconsin Act ... (this act), section 9108 (5x), for the  
9 grant under 2001 Wisconsin Act 16, section 9110 (7g), for the grants under 2003  
10 Wisconsin Act 33, section 9109 (1d) and (2q), and for reimbursements under s.  
11 560.167.

12 **SECTION 198f.** 20.143 (1) (if) of the statutes is repealed.

13 **SECTION 198g.** 20.143 (1) (r) of the statutes is repealed.

14 **SECTION 199j.** 20.143 (1) (tm) of the statutes is created to read:

15 20.143 (1) (tm) *Wisconsin development fund grants and loans; recycling and*  
16 *renewable energy fund.* Biennially, from the recycling and renewable energy fund,  
17 the amounts in the schedule for grants and loans under ss. 560.126 and 560.61 and  
18 for grants under 2007 Wisconsin Act ... (this act), section 9108 (4v).

19 **SECTION 199k.** 20.143 (1) (um) of the statutes is created to read:

20 20.143 (1) (um) *Wisconsin development fund, administration; recycling and*  
21 *renewable energy fund.* From the recycling and renewable energy fund, the amounts  
22 in the schedule for administering the programs under s. 560.126 and subch. V of ch.  
23 560.

24 **SECTION 200m.** 20.143 (2) (gg) of the statutes is created to read:

1           20.143 (2) (gg) *Housing program services; other entities*. All moneys received  
2 from entities other than state agencies for housing program services, for the purpose  
3 of providing housing program services.

4           **SECTION 201.** 20.143 (2) (gm) of the statutes is created to read:

5           20.143 (2) (gm) *Housing grants and loans; surplus transfer*. Biennially, the  
6 amounts in the schedule for grants and loans under s. 560.9803, for grants under s.  
7 560.9805, and for the grant under 2007 Wisconsin Act .... (this act), section 9108 (5i).  
8 All moneys received from the Wisconsin Housing and Economic Development  
9 Authority under s. 234.165 (3) (a) shall be credited to this appropriation account.

10          **SECTION 202.** 20.143 (2) (gm) of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is repealed.

12          **SECTION 202s.** 20.143 (2) (L) of the statutes is created to read:

13          20.143 (2) (L) *Shelter for homeless and transitional housing grants; surplus*  
14 *transfer*. Biennially, the amounts in the schedule for transitional housing grants  
15 under s. 560.9806 and for grants to agencies and shelter facilities for homeless  
16 individuals and families as provided under s. 560.9808. All moneys received from  
17 the Wisconsin Housing and Economic Development Authority under s. 234.165 (3)  
18 (b) shall be credited to this account.

19          **SECTION 202t.** 20.143 (2) (L) of the statutes, as created by 2007 Wisconsin Act  
20 .... (this act), is repealed.

21          **SECTION 206e.** 20.143 (3) (j) of the statutes is amended to read:

22          20.143 (3) (j) *Safety and building operations*. The amounts in the schedule for  
23 the purposes of chs. 101, 145, and 168 and ss. 236.12 (2) (a), 236.13 (1) (d) and (2m),  
24 and 236.335, for the purpose of transferring the amounts in the schedule under par.  
25 (kg) to the appropriation account under par. (kg), and for the purpose of transferring

1 the amounts in the schedule under par. (km) to the appropriation account under par.  
2 (km). All moneys received under ch. 145, ss. 101.177 (4) (a) 4., 101.178, 101.19,  
3 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), and 236.12  
4 (7), except moneys received under s. 101.9208 (2m), and all moneys transferred  
5 under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation.

6 **SECTION 206f.** 20.143 (3) (kg) of the statutes is created to read:

7 20.143 (3) (kg) *Construction career academy grant.* Biennially, the amounts in  
8 the schedule for the purpose of the construction career academy grant program  
9 under s. 101.31. All moneys transferred from par. (j) to this appropriation shall be  
10 credited to this appropriation.

11 **SECTION 206g.** 20.143 (3) (km) of the statutes is created to read:

12 20.143 (3) (km) *Crex Meadows youth conservation camp grant.* Biennially, the  
13 amounts in the schedule for the purpose of providing funding for the Crex Meadows  
14 youth conservation camp. All moneys transferred from par. (j) to this appropriation  
15 shall be credited to this appropriation.

16 **SECTION 207.** 20.143 (3) (t) of the statutes is amended to read:

17 20.143 (3) (t) *Petroleum inspection fund — revenue obligation repayment.*  
18 From the petroleum inspection fund, a sum sufficient to repay the fund in the state  
19 treasury created under s. 18.57 (1), or the separate and distinct fund outside the state  
20 treasury under s. 18.562 (3), the amount needed to retire revenue obligations issued  
21 under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m), and to make  
22 payments under an agreement or ancillary arrangement entered into under s. 18.55  
23 (6) with respect to revenue obligations issued under s. 101.143 (9m).

24 **SECTION 208.** 20.143 (3) (u) of the statutes is amended to read:

1           20.143 (3) (u) *Revenue obligation debt service — petroleum inspection fund.*  
2           From the fund in the state treasury created under s. 18.57 (1), all moneys received  
3           by the fund for the purpose of the retirement of revenue obligations, providing for  
4           reserves and for operations relating to the management and retirement of revenue  
5           obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m),  
6           and to make payments under an agreement or ancillary arrangement entered into  
7           under s. 18.55 (6) with respect to revenue obligations issued under s. 101.143 (9m).  
8           All moneys received by the fund are irrevocably appropriated in accordance with  
9           subch. II of ch. 18 and further established in resolutions authorizing the issuance of  
10          the revenue obligations and setting forth the distribution of funds to be received  
11          thereafter. Estimated disbursements under this paragraph shall not be included in  
12          the schedule under s. 20.005.

13           **SECTION 210.** 20.145 (1) (g) of the statutes is renumbered 20.145 (1) (g) (intro.)  
14          and amended to read:

15           20.145 (1) (g) *General program operations.* (intro.) The amounts in the  
16          schedule for general program operations, including organizational support services.  
17          All of the following shall be credited to this appropriation account:

18           1. Ninety percent of all moneys received under ss. 601.31, 601.32, 601.42 (7),  
19          601.45, and 601.47 and by the commissioner for expenses related to insurance  
20          company restructurings, except for restructurings specified in par. (h), ~~shall be~~  
21          ~~credited to this appropriation account.~~

22           **SECTION 211.** 20.145 (1) (g) 2. of the statutes is created to read:

23           20.145 (1) (g) 2. All moneys received under s. 655.27 (2) from the injured  
24          patients and families compensation fund and under s. 604.04 (3) from the local

1 government property insurance fund and the state life insurance fund as payment  
2 for organizational support services.

3 **SECTION 212.** 20.145 (1) (k) of the statutes is repealed.

4 **SECTION 213.** 20.145 (5) of the statutes is repealed.

5 **SECTION 215.** 20.155 (3) (title) of the statutes is repealed and recreated to read:  
6 20.155 (3) (title) AFFILIATED GRANT PROGRAMS.

7 **SECTION 216.** 20.155 (3) (q) of the statutes is amended to read:

8 20.155 (3) (q) *General program operations and grants.* From the wireless 911  
9 fund, all moneys received under s. 146.70 (3m) (f) 1. to administer and make grants  
10 under s. 146.70 (3m) (d) and supplemental grants under s. 146.70 (3m) (e). No  
11 moneys may be encumbered or expended from this appropriation after April 1, 2009.

12 **SECTION 217.** 20.155 (3) (s) of the statutes is created to read:

13 20.155 (3) (s) *Energy efficiency and renewable resource programs.* From the  
14 utility public benefits fund, the amounts in the schedule for the costs of  
15 administering s. 196.374. All moneys received under s. 196.374 (3) (b) 4. shall be  
16 credited to this appropriation account.

17 **SECTION 218.** 20.190 (1) (c) of the statutes is amended to read:

18 20.190 (1) (c) *Housing facilities principal repayment, interest and rebates.* A  
19 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
20 costs incurred in financing housing facilities at the state fair park in West Allis and,  
21 to make the payments determined by the building commission under s. 13.488 (1) (m)  
22 that are attributable to the proceeds of obligations incurred in financing these  
23 facilities, and to make payments under an agreement or ancillary arrangement  
24 entered into under s. 18.06 (8) (a).

25 **SECTION 219.** 20.190 (1) (d) of the statutes is amended to read:



1           20.190 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
2           s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
3           the acquisition, construction, development, enlargement, or improvement of park  
4           facilities ~~and~~, to make the payments determined by the building commission under  
5           s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
6           financing this acquisition, construction, development, enlargement, or  
7           improvement, and to make payments under an agreement or ancillary arrangement  
8           entered into under s. 18.06 (8) (a).

9           **SECTION 219t.** 20.190 (1) (h) of the statutes is amended to read:

10           20.190 (1) (h) *State fair operations.* All moneys received by the state fair park  
11           board for or on account of the state fair, state fair park or other events ~~and all moneys~~  
12           ~~received from any lease of the Olympic Ice Training Center under s. 42.11 (3) to be~~  
13           used to support the operation, management and development of state fair park and  
14           for the grant program under s. 42.12. The unencumbered balance of this  
15           appropriation on June 30 of each year shall be transferred to the appropriation under  
16           par. (i).

17           **SECTION 220.** 20.190 (1) (i) of the statutes is amended to read:

18           20.190 (1) (i) *State fair capital expenses.* The surplus of receipts transferred  
19           from par. (h), to be used for the acquisition of land, the payment of construction costs,  
20           including architectural and engineering services, furnishings, and equipment,  
21           maintenance of state-owned housing and temporary financing necessary to provide  
22           facilities for exposition purposes. The state fair park board may use moneys in this  
23           appropriation to reimburse s. 20.866 (1) (u) for payment of principal and interest  
24           costs incurred in financing state fair park facilities and to make payments under an  
25           agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 221.** 20.190 (1) (j) of the statutes is amended to read:

2           20.190 (1) (j) *State fair principal repayment, interest and rebates.* A sum  
3 sufficient from revenues earned under par. (h) to reimburse s. 20.866 (1) (u) for the  
4 payment of principal and interest costs incurred in financing state fair park facilities  
5 ~~and, to make the payments determined by the building commission under s. 13.488~~  
6 (1) (m) that are attributable to the proceeds of obligations incurred in financing state  
7 fair park facilities, and to make payments under an agreement or ancillary  
8 arrangement entered into under s. 18.06 (8) (a).

9           **SECTION 221m.** 20.215 (1) (fm) of the statutes is created to read:

10          20.215 (1) (fm) *Onetime grants.* The amounts in the schedule for the grants  
11 under 2007 Wisconsin Act .... (this act), section 9104 (1j).

12          **SECTION 221p.** 20.215 (1) (fm) of the statutes, as created by 2007 Wisconsin Act  
13 .... (this act), is repealed.

14          **SECTION 221s.** 20.225 (1) (b) of the statutes is amended to read:

15          20.225 (1) (b) *Energy costs.* The amounts in the schedule to pay for utilities and  
16 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
17 administration under s. 16.847 (3) for debt service costs and energy cost savings  
18 generated at facilities of the board, and to pay costs incurred under ss. 16.858 and  
19 16.895, by or on behalf of the board.

20          **SECTION 222.** 20.225 (1) (c) of the statutes is amended to read:

21          20.225 (1) (c) *Principal repayment and interest.* A sum sufficient to reimburse  
22 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
23 the acquisition, construction, development, enlargement or improvement of facilities  
24 approved by the building commission for operation by the educational

1       communications board and to make payments under an agreement or ancillary  
2       arrangement entered into under s. 18.06 (8) (a).

3               **SECTION 223.** 20.225 (1) (i) of the statutes is amended to read:

4               20.225 (1) (i) *Program revenue facilities; principal repayment, interest, and*  
5       *rebates.* A sum sufficient from gifts and grants to reimburse s. 20.866 (1) (u) for the  
6       payment of principal and interest costs incurred in financing the acquisition,  
7       construction, development, enlargement, or improvement of facilities approved by  
8       the building commission for operation by the educational communications board  
9       and, to make payments determined by the building commission under s. 13.488 (1)  
10       (m) that are attributable to the proceeds of obligations incurred in financing the  
11       facilities, and to make payments under an agreement or ancillary arrangement  
12       entered into under s. 18.06 (8) (a).

13               **SECTION 224.** 20.235 (1) (fe) of the statutes is amended to read:

14               20.235 (1) (fe) *Wisconsin higher education grants; University of Wisconsin*  
15       *System students.* A sum sufficient equal to ~~\$45,057,200~~ \$50,000,000 in the 2005-06  
16       2007-08 fiscal year, equal to ~~\$39,280,600~~ \$55,000,000 in the ~~2006-07~~ 2008-09 fiscal  
17       year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher  
18       education grant program under s. 39.435 for University of Wisconsin System  
19       students, except for grants awarded under s. 39.435 (2) or (5), thereafter.

20               **SECTION 225.** 20.235 (1) (fm) of the statutes is created to read:

21               20.235 (1) (fm) *Wisconsin covenant scholars grants.* The amounts in the  
22       schedule for Wisconsin covenant scholars grants under s. 39.437.

23               **SECTION 226.** 20.235 (1) (fz) of the statutes is created to read:

24               20.235 (1) (fz) *Remission of fees for veterans and dependents.* Biennially, the  
25       amounts in the schedule to reimburse the Board of Regents of the University of

1 Wisconsin System and technical college district boards under s. 39.50 for fee  
2 remissions made under ss. 36.27 (3n) or (3p) and 38.24 (7) or (8).

3 **SECTION 227.** 20.245 (1) (b) of the statutes is created to read:

4 20.245 (1) (b) *Wisconsin Black Historical Society and Museum.* The amounts  
5 in the schedule for grants to the Wisconsin Black Historical Society and Museum  
6 under s. 44.02 (28).

7 **SECTION 227m.** 20.245 (1) (c) of the statutes is amended to read:

8 20.245 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
9 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
10 administration under s. 16.847 (3) for debt service costs and energy cost savings  
11 generated at facilities of the society, and to pay costs incurred by or on behalf of the  
12 historical society under ss. 16.858 and 16.895.

13 **SECTION 228.** 20.245 (1) (e) of the statutes is amended to read:

14 20.245 (1) (e) *Principal repayment, interest, and rebates.* A sum sufficient to  
15 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
16 in financing the acquisition, construction, development, enlargement, or  
17 improvement of facilities of the historical society; and for the payment of principal  
18 and interest costs incurred in financing the acquisition and installation of systems  
19 and equipment necessary to prepare historic records for transfer to new storage  
20 facilities; ~~and,~~ to make the payments determined by the building commission under  
21 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
22 financing this acquisition and installation, and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 229.** 20.245 (1) (j) of the statutes is amended to read:

1           20.245 (1) (j) *Self-amortizing facilities; principal repayment, interest, and*  
2 *rebates.* A sum sufficient from the revenues received under pars. (h) and (r) to  
3 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
4 in financing the acquisition, construction, development, enlargement, or  
5 improvement of facilities of the historical society ~~and~~, to make the payments  
6 determined by the building commission under s. 13.488 (1) (m) that are attributable  
7 to the proceeds of obligations incurred in financing such facilities, and to make  
8 payments under an agreement or ancillary arrangement entered into under s. 18.06  
9 (8) (a).

10           **SECTION 230.** 20.245 (1) (k) of the statutes is created to read:

11           20.245 (1) (k) *Storage facility.* The amounts in the schedule to support the  
12 operation of a storage facility for the collections of the historical society. All moneys  
13 transferred from the appropriation account under s. 20.505 (8) (hm) 4d. shall be  
14 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
15 unencumbered balance on June 30 of each year shall revert to the appropriation  
16 account under s. 20.505 (8) (hm).

17           **SECTION 231.** 20.245 (1) (kw) of the statutes is created to read:

18           20.245 (1) (kw) *Records management-service funds.* All moneys received from  
19 other state agencies for planning activities relating to the management of public  
20 records and other information in the possession of the historical society, the  
21 management of those records and other information, and other program services  
22 relating to those records and other information for those purposes.

23           **SECTION 232.** 20.250 (1) (c) of the statutes is amended to read:

24           20.250 (1) (c) *Principal repayment, interest, and rebates; biomedical research*  
25 *and technology incubator.* A sum sufficient to reimburse s. 20.866 (1) (u) for the

1 payment of principal and interest costs incurred in financing the ~~construction~~ grants  
2 under s. 13.48 (31), ~~and to make the payments determined by the building~~  
3 ~~commission under s. 13.488 (1) (m) that are attributable to the proceeds of~~  
4 ~~obligations incurred in financing the ~~construction~~ grants under s. 13.48 (31), and to~~  
5 ~~make payments under an agreement or ancillary arrangement entered into under~~  
6 ~~s. 18.06 (8) (a).~~

7 **SECTION 233.** 20.250 (1) (e) of the statutes is amended to read:

8 20.250 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
9 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in aiding the  
10 construction of a basic science education facility and in aiding the funding of a health  
11 information technology center and to make payments under an agreement or  
12 ancillary arrangement entered into under s. 18.06 (8) (a).

13 **SECTION 234m.** 20.255 (1) (c) of the statutes is amended to read:

14 20.255 (1) (c) *Energy costs; Wisconsin Educational Services Program for the*  
15 *Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired.*  
16 The amounts in the schedule to be used at the facilities of the Wisconsin Educational  
17 Services Program for the Deaf and Hard of Hearing and the Wisconsin Center for the  
18 Blind and Visually Impaired to pay for utilities and for fuel, heat and air  
19 conditioning, to pay assessments levied by the department of administration under  
20 s. 16.847 (3) for debt service costs and energy cost savings generated at departmental  
21 facilities, and to pay costs incurred by or on behalf of the department under ss. 16.858  
22 and 16.895.

23 **SECTION 235.** 20.255 (1) (d) of the statutes is amended to read:

24 20.255 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement or improvement of  
2 institutional facilities for individuals with hearing impairments under s. 115.52,  
3 individuals with visual impairments under s. 115.525, and reference and loan library  
4 facilities under s. 43.05 (11) and to make payments under an agreement or ancillary  
5 arrangement entered into under s. 18.06 (8) (a).

6 **SECTION 235m.** 20.255 (1) (gh) of the statutes is repealed.

7 **SECTION 236.** 20.255 (1) (j) of the statutes is created to read:

8 20.255 (1) (j) *Milwaukee Parental Choice Program fees.* All moneys received  
9 under s. 119.23 (2) (a) 8. to be used to evaluate the financial information submitted  
10 under s. 119.23 (7) (am) by private schools participating in the Milwaukee Parental  
11 Choice Program.

12 **SECTION 236m.** 20.255 (2) (ad) of the statutes is amended to read:

13 20.255 (2) (ad) *Supplemental aid.* The amounts in the schedule for aid to school  
14 districts under s. 115.435 and for the payment to the Butternut school district under  
15 2007 Wisconsin Act .... (this act), section 9137 (4k).

16 **SECTION 236nb.** 20.255 (2) (ae) of the statutes is created to read:

17 20.255 (2) (ae) *Sparsity aid.* The amounts in the schedule for sparsity aid to  
18 school districts under s. 115.436.

19 **SECTION 236nd.** 20.255 (2) (af) of the statutes is created to read:

20 20.255 (2) (af) *Belmont school library aid.* The amounts in the schedule for aid  
21 to the Belmont School District to create an on-line school library catalog. No moneys  
22 may be encumbered from this appropriation after June 30, 2008.

23 **SECTION 236nm.** 20.255 (2) (bb) of the statutes is created to read:

24 20.255 (2) (bb) *Aid for high poverty school districts.* The amounts in the  
25 schedule for aid to high poverty school districts under s. 121.136.

1           **SECTION 236o.** 20.255 (2) (be) of the statutes is created to read:

2           20.255 (2) (be) *Supplemental special education aid.* The amounts in the  
3 schedule for supplemental special education aid under s. 115.883.

4           **SECTION 236p.** 20.255 (2) (bs) of the statutes is created to read:

5           20.255 (2) (bs) *School district consolidation grants.* The amounts in the  
6 schedule for grants for school district consolidation feasibility studies under 2007  
7 Wisconsin Act .... [this act], section 9137 (3k). No funds may be encumbered from this  
8 appropriation after June 30, 2009.

9           **SECTION 241.** 20.255 (2) (df) of the statutes is created to read:

10          20.255 (2) (df) *Grants for improving pupil academic achievement.* The amounts  
11 in the schedule for grants to the school district operating under ch. 119 to improve  
12 pupil academic achievement under s. 115.395.

13          **SECTION 241m.** 20.255 (2) (dL) of the statutes is created to read:

14          20.255 (2) (dL) *Grants for nursing services.* The amounts in the schedule for  
15 grants to school districts for nursing services under s. 115.28 (47).

16          **SECTION 242.** 20.255 (2) (dp) of the statutes is created to read:

17          20.255 (2) (dp) *Four-year-old kindergarten grants.* The amounts in the  
18 schedule for 4-year-old kindergarten grants under s. 115.445.

19          **SECTION 243.** 20.255 (2) (fz) of the statutes is created to read:

20          20.255 (2) (fz) *Grants for science, technology, engineering, and mathematics*  
21 *programs.* The amounts in the schedule for grants to school districts for science,  
22 technology, engineering, and mathematics programs under s. 115.28 (46).

23          **SECTION 243c.** 20.255 (2) (u) of the statutes is created to read:

24          20.255 (2) (u) *La Causa Charter School.* From the universal service fund, the  
25 amounts in the schedule for La Causa Charter School in the city of Milwaukee under



1 2007 Wisconsin Act .... (this act), section 9137 (7c) (a). No moneys may be  
2 encumbered from this appropriation after June 30, 2008.

3 **SECTION 243f.** 20.255 (3) (a) of the statutes is created to read:

4 20.255 (3) (a) *One-time grants to organizations.* The amounts in the schedule  
5 for the grants under 2007 Wisconsin Act .... (this act), section 9137 (5i).

6 **SECTION 243g.** 20.255 (3) (a) of the statutes, as created by 2007 Wisconsin Act  
7 .... (this act), is repealed.

8 **SECTION 245.** 20.255 (3) (c) of the statutes is amended to read:

9 20.255 (3) (c) *National Grants for national teacher certification or master*  
10 *educator licensure.* A sum sufficient for payments grants to teachers who are  
11 certified by the National Board for Professional Teaching Standards or licensed as  
12 master educators as provided under s. 115.42.

13 **SECTION 246m.** 20.255 (3) (dn) of the statutes is amended to read:

14 20.255 (3) (dn) *Project Lead the Way grants.* The amounts in the schedule for  
15 annual grants to Project Lead the Way to provide discounted professional  
16 development services and software for participating high schools in this state. No  
17 moneys may be encumbered under this paragraph after June 30, ~~2007~~ 2009.

18 **SECTION 247.** 20.255 (3) (fz) of the statutes is amended to read:

19 20.255 (3) (fz) *Minority group pupil Precollege scholarships.* The amounts in  
20 the schedule for the payment of ~~minority group pupil~~ precollege scholarships under  
21 s. 115.43.

22 **SECTION 248.** 20.255 (3) (q) of the statutes is amended to read:

23 20.255 (3) (q) (title) *Periodical and reference information databases; Newsline*  
24 *for the Blind.* From the universal service fund, the amounts in the schedule for the  
25 Newsline for the Blind, provided by the Regional Library for the Blind and Physically

1 Handicapped, and to contract for periodical and reference information databases  
2 under s. 115.28 (26).

3 **SECTION 248m.** 20.285 (1) (c) of the statutes is amended to read:

4 20.285 (1) (c) *Energy costs.* The amounts in the schedule to pay for utilities and  
5 for fuel, heat, and air conditioning, to pay assessments levied by the department of  
6 administration under s. 16.847 (3) for debt service costs and energy cost savings  
7 generated at university facilities, and to pay costs incurred under ss. 16.858 and  
8 16.895, including all operating costs recommended by the department of  
9 administration that result from the installation of pollution abatement equipment  
10 in state-owned or operated heating, cooling, or power plants, by or on behalf of the  
11 board of regents, and including the cost of purchasing electricity, steam, and chilled  
12 water generated by the cogeneration facility constructed pursuant to an agreement  
13 under 2001 Wisconsin Act 109, section 9156 (2z) (g).

14 **SECTION 249.** 20.285 (1) (d) of the statutes is amended to read:

15 20.285 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
16 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
17 the acquisition, construction, development, enlargement or improvement of  
18 university academic facilities and to make payments under an agreement or  
19 ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 250.** 20.285 (1) (db) of the statutes is amended to read:

21 20.285 (1) (db) *Self-amortizing facilities principal and interest.* A sum  
22 sufficient to reimburse s. 20.866 (1) (u) for any amounts advanced to meet principal  
23 and interest costs on self-amortizing university facilities whenever the combined  
24 balances of all accounts of activities, of any campus, included in par. (h) and sub. (6)  
25 (g) are insufficient, as determined by the department of administration, to make

1 transfers to pars. (kd) and (ke) as required by par. (h) and sub. (6) (g), and to make  
2 payments under an agreement or ancillary arrangement entered into under s. 18.06  
3 (8) (a). Amounts advanced under the authority of this paragraph shall be repaid to  
4 the general fund in installments to be determined jointly by the department of  
5 administration and the campus concerned. For projects authorized by the building  
6 commission before July 1, 1998, annually an amount equal to 80% of the principal  
7 and interest costs for maintenance of University of Wisconsin-Madison  
8 intercollegiate athletic facilities shall be paid from the appropriation under this  
9 paragraph. For projects authorized by the building commission on or after July 1,  
10 1998, annually an amount equal to 70% of the principal and interest costs for  
11 maintenance of University of Wisconsin-Madison intercollegiate athletic facilities  
12 shall be paid from the appropriation under this paragraph.

13 **SECTION 252.** 20.285 (1) (h) of the statutes is amended to read:

14 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and  
15 (6) (g), all moneys received by the University of Wisconsin System for or on account  
16 of any housing facility, commons, dining halls, cafeteria, student union, athletic  
17 activities, stationery stand or bookstore, parking facilities or car fleet, or such other  
18 auxiliary enterprise activities as the board designates and including such fee  
19 revenues as allocated by the board and including such moneys received under leases  
20 entered into previously with nonprofit building corporations as the board designates  
21 to be receipts under this paragraph, but not including any moneys received from the  
22 sale of real property during the period before July 1, 2007, and the period beginning  
23 on the effective date of this paragraph .... [revisor inserts date], and ending on June  
24 30, 2009, to be used for the operation, maintenance, and capital expenditures of  
25 activities specified in this paragraph, including the transfer of funds to pars. (kd) and

1 (ke), and to nonprofit building corporations to be used by the corporations for the  
2 retirement of existing indebtedness and such other payments as may be required  
3 under existing loan agreements, for optional rental payments in addition to the  
4 mandatory rental payments under the leases and subleases in connection with the  
5 providing of facilities for such activities, and for grants under ss. 36.25 (14) and  
6 36.34. A separate account shall be maintained for each campus and extension. Upon  
7 the request of the extension or any campus within the system, the board of regents  
8 may transfer surplus moneys appropriated under this paragraph to the  
9 appropriation account under par. (kp).

10 **SECTION 253.** 20.285 (1) (im) of the statutes is amended to read:

11 20.285 (1) (im) *Academic student fees.* Except as provided under pars. (ip), (Lm)  
12 and (Ls) and sub. (2) (j), all moneys received from academic student fees for degree  
13 credit instruction, other than for credit outreach instruction sponsored by the  
14 University of Wisconsin–Extension, and to reimburse s. 20.866 (1) (u) for the  
15 payment of principal and interest costs incurred in financing the construction of  
16 tri-state initiative facilities at the University of Wisconsin–Platteville as  
17 enumerated in 2005 Wisconsin Act 25, section 9105 (1) (h), and to make payments  
18 determined by the building commission under s. 13.488 (1) (m) that are attributable  
19 to the proceeds of obligations incurred in financing the facilities, and to make  
20 payments under an agreement or ancillary arrangement entered into under s. 18.06  
21 (8) (a).

22 **SECTION 254.** 20.285 (1) (iz) of the statutes is amended to read:

23 20.285 (1) (iz) *General operations receipts.* All moneys received for or on  
24 account of the University of Wisconsin System, unless otherwise specifically  
25 appropriated, including all moneys received from the sale of real property during the

1 period prior to July 1, 2007, and the period beginning on the effective date of this  
2 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be used for  
3 general operations. In fiscal years 2007-08, 2008-09, 2009-10, and 2010-11, the  
4 board shall annually transfer \$15,000,000 from this appropriation account to the  
5 medical assistance trust fund.

6 **SECTION 255.** 20.285 (1) (j) of the statutes is amended to read:

7 20.285 (1) (j) *Gifts and donations.* All moneys received from gifts, grants,  
8 bequests and devises, except moneys received from the sale of real property during  
9 the period before July 1, 2007, and the period beginning on the effective date of this  
10 paragraph .... [revisor inserts date], and ending on June 30, 2009, to be administered  
11 and expended in accordance with the terms of the gift, grant, bequest or devise to  
12 carry out the purposes for which made and received.

13 **SECTION 256.** 20.285 (1) (je) of the statutes is amended to read:

14 20.285 (1) (je) *Veterinary diagnostic laboratory; fees.* All moneys received  
15 under s. 36.58 (3), other than from state agencies, to be used for general program  
16 operations of the veterinary diagnostic laboratory and to reimburse s. 20.866 (1) (u)  
17 for the payment of principal and interest costs incurred in financing the construction  
18 of the veterinary diagnostic laboratory enumerated in 2001 Wisconsin Act 16, section  
19 9107 (1) (m) 1. ~~and,~~ to make payments determined by the building commission under  
20 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
21 financing that facility, and to make payments under an agreement or ancillary  
22 arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 257.** 20.285 (1) (jq) of the statutes is amended to read:

24 20.285 (1) (jq) *Steam and chilled-water plant; principal repayment, interest,*  
25 *and rebates; nonstate entities.* All moneys received from utility charges to the

1 University of Wisconsin Hospitals and Clinics Authority and agencies of the federal  
2 government that are approved by the department of administration under s. 36.11  
3 (48) to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
4 incurred in purchasing the Walnut Street steam and chilled-water plant  
5 enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g) 2., and to make  
6 payments determined by the building commission under s. 13.488 (1) (m) that are  
7 attributable to the proceeds of obligations incurred in financing the purchase of the  
8 plant, and to make payments under an agreement or ancillary arrangement entered  
9 into under s. 18.06 (8) (a).

10 **SECTION 258.** 20.285 (1) (ka) of the statutes is amended to read:

11 20.285 (1) (ka) *Sale of real property.* All net proceeds from the sale of real  
12 property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds  
13 received during the period before July 1, 2007, and the period beginning on the  
14 effective date of this paragraph .... [revisor inserts date], and ending on June 30,  
15 2009, to be used for the purposes of s. 36.34, 1969 stats., and s. 36.33, including the  
16 expenses enumerated in s. 13.48 (2) (d) incurred in selling the real property under  
17 those sections.

18 **SECTION 259.** 20.285 (1) (kd) of the statutes is amended to read:

19 20.285 (1) (kd) *Principal repayment, interest and rebates.* From the revenues  
20 credited under par. (h) and sub. (6) (g), a sum sufficient to reimburse s. 20.866 (1) (u)  
21 for the payment of principal and interest costs incurred in financing the acquisition,  
22 construction, development, enlargement or improvement of self-amortizing  
23 university facilities and, to make the payments determined by the building  
24 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
25 obligations incurred in financing such facilities, and to make payments under an

1 agreement or ancillary arrangement entered into under s. 18.06 (8) (a). For projects  
2 authorized by the building commission before July 1, 1998, annually an amount  
3 equal to 20% of the principal and interest costs for maintenance of University of  
4 Wisconsin-Madison intercollegiate athletic facilities shall be paid from the  
5 appropriation under this paragraph. For projects authorized by the building  
6 commission on or after July 1, 1998, but before July 1, 2001, annually an amount  
7 equal to 30% of the principal and interest costs for maintenance of University of  
8 Wisconsin-Madison intercollegiate athletic facilities shall be paid from the  
9 appropriation under this paragraph. For projects authorized by the building  
10 commission on or after July 1, 2001, annually an amount equal to 40% of the  
11 principal and interest costs for maintenance of University of Wisconsin-Madison  
12 intercollegiate athletic facilities shall be paid from the appropriation under this  
13 paragraph.

14 **SECTION 260.** 20.285 (1) (km) of the statutes is amended to read:

15 20.285 (1) (km) *Aquaculture demonstration facility; principal repayment and*  
16 *interest.* The amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment  
17 of principal and interest costs incurred in financing the construction of the  
18 aquaculture demonstration facility enumerated under 1999 Wisconsin Act 9, section  
19 9107 (1) (i) 3. ~~and,~~ to make the payments determined by the building commission  
20 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
21 in financing that facility, and to make payments under an agreement or ancillary  
22 arrangement entered into under s. 18.06 (8) (a). All moneys transferred from the  
23 appropriation account under s. 20.505 (8) (hm) 1c. shall be credited to this  
24 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered

1 balance on June 30 of each year shall revert to the appropriation account under s.  
2 20.505 (8) (hm).

3 **SECTION 261.** 20.285 (1) (ko) of the statutes is amended to read:

4 20.285 (1) (ko) *Steam and chilled-water plant; principal repayment, interest,*  
5 *and rebates.* All moneys received from utility charges to University of  
6 Wisconsin-Madison campus operations that are approved by the department of  
7 administration under s. 36.11 (48) to reimburse s. 20.866 (1) (u) for the payment of  
8 principal and interest costs incurred in purchasing the Walnut Street steam and  
9 chilled-water plant enumerated under 2003 Wisconsin Act 33, section 9106 (1) (g)  
10 2., and to make payments determined by the building commission under s. 13.488  
11 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
12 purchase of the plant, and to make payments under an agreement or ancillary  
13 arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 261e.** 20.285 (1) (qr) of the statutes is created to read:

15 20.285 (1) (qr) *Discovery farm grants.* From the agricultural chemical cleanup  
16 fund, the amounts in the schedule for making grants under s. 36.25 (47).

17 **SECTION 261r.** 20.285 (1) (tb) of the statutes is amended to read:

18 20.285 (1) (tb) *Extension recycling education.* From the recycling and  
19 renewable energy fund, the amounts in the schedule for University of  
20 Wisconsin-Extension educational and technical assistance programs in recycling  
21 and recycling market development.

22 **SECTION 261t.** 20.285 (1) (tm) of the statutes is amended to read:

23 20.285 (1) (tm) *Solid waste research and experiments.* From the recycling and  
24 renewable energy fund, the amounts in the schedule for research into alternative



1 methods of solid waste management and for administering solid waste experiment  
2 centers.

3 **SECTION 262.** 20.285 (5) (i) of the statutes is amended to read:

4 20.285 (5) (i) *Nonincome sports.* All moneys received from the sale of parking  
5 provided for all events at athletic facilities at the University of Wisconsin-Madison,  
6 less related expenses appropriated under sub. (1) (h), to be used for the sports  
7 administered by the division of intercollegiate athletics at the University of  
8 Wisconsin-Madison other than men's basketball, football and hockey and, for debt  
9 service on any sports-related facility, and to make payments under an agreement or  
10 ancillary arrangement entered into under s. 18.06 (8) (a). Of the amount  
11 appropriated under this paragraph, the board shall allocate at least \$50,000  
12 annually to support scholarships for women athletes.

13 **SECTION 265m.** 20.292 (1) (gm) of the statutes is amended to read:

14 20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for  
15 supervising and conducting schools for instruction in fire protection and prevention  
16 under s. 38.04 (9). All moneys transferred from s. 20.143 (3) (L) to this appropriation  
17 shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), at the end  
18 of each fiscal year the unencumbered balance in this appropriation shall revert to the  
19 appropriation under s. 20.143 (3) (L).

20 **SECTION 266.** 20.320 (1) (c) of the statutes is amended to read:

21 20.320 (1) (c) *Principal repayment and interest — clean water fund program.*  
22 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
23 interest costs incurred in transferring moneys from s. 20.866 (2) (tc) to the  
24 environmental improvement fund for the purposes of the clean water fund program

1 under s. 281.58 and to make payments under an agreement or ancillary arrangement  
2 entered into under s. 18.06 (8) (a).

3 **SECTION 267.** 20.320 (1) (q) of the statutes is amended to read:

4 20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a  
5 continuing appropriation, all proceeds from revenue obligations issued for the clean  
6 water fund program under subch. II or IV of ch. 18, as authorized under s. 281.59 (4)  
7 and deposited in the fund in the state treasury created under s. 18.57 (1), providing  
8 for reserves and for expenses of issuance and management of the revenue  
9 obligations, and to make payments under an agreement or ancillary arrangement  
10 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
11 281.59 (4), and the remainder to be transferred to the environmental improvement  
12 fund for the purposes of the clean water fund program under s. 281.58. Estimated  
13 disbursements under this paragraph shall not be included in the schedule under s.  
14 20.005.

15 **SECTION 268.** 20.320 (1) (r) of the statutes is amended to read:

16 20.320 (1) (r) *Clean water fund program repayment of revenue obligations.*  
17 From the environmental improvement fund, a sum sufficient to repay the fund in the  
18 state treasury created under s. 18.57 (1) the amount needed to retire revenue  
19 obligations issued for the clean water fund program under subch. II or IV of ch. 18,  
20 as authorized under s. 281.59 (4), and to make payments under an agreement or  
21 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
22 obligations issued under s. 281.59 (4).

23 **SECTION 269.** 20.320 (1) (t) of the statutes is amended to read:

24 20.320 (1) (t) *Principal repayment and interest — clean water fund program*  
25 *bonds.* From the environmental improvement fund, the amounts in the schedule to

1 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
2 in transferring moneys from s. 20.866 (2) (tc) to the environmental improvement  
3 fund for the purposes of the clean water fund program under s. 281.58 and to make  
4 payments under an agreement or ancillary arrangement entered into under s. 18.06  
5 (8) (a). Fifty percent of all moneys received from municipalities as payment of  
6 interest on loans or portions of loans under s. 281.58 the revenues of which have not  
7 been pledged to secure revenue obligations shall be credited to this appropriation  
8 account.

9 **SECTION 270.** 20.320 (1) (u) of the statutes is amended to read:

10 20.320 (1) (u) *Principal repayment and interest — clean water fund program*  
11 *revenue obligation repayment.* From the fund in the state treasury created under s.  
12 18.57 (1), all moneys received by the fund and not transferred under s. 281.59 (4) (c)  
13 to the environmental improvement fund, for the purpose of the retirement of revenue  
14 obligations, providing for reserves and for operations relating to the management  
15 and retirement of revenue obligations issued for the clean water fund program under  
16 subch. II or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments  
17 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
18 respect to revenue obligations issued under s. 281.59 (4). All moneys received are  
19 irrevocably appropriated in accordance with subch. II of ch. 18 and further  
20 established in resolutions authorizing the issuance of the revenue obligations and  
21 setting forth the distribution of funds to be received thereafter.

22 **SECTION 271.** 20.320 (2) (c) of the statutes is amended to read:

23 20.320 (2) (c) *Principal repayment and interest — safe drinking water loan*  
24 *program.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
25 and interest costs incurred in financing the safe drinking water loan program under

1 s. 20.866 (2) (td) and to make payments under an agreement or ancillary  
2 arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 272.** 20.370 (1) (cy) of the statutes is created to read:

4 20.370 (1) (cy) *Forestry – cooperating foresters.* All moneys received under s.  
5 28.05 (3) (c) for payment to cooperating foresters to be used for those payments.

6 **SECTION 273.** 20.370 (1) (es) of the statutes is created to read:

7 20.370 (1) (es) *Parks — interpretive programs.* All moneys received from fees  
8 authorized under s. 27.01 (9) (d) for educational and interpretive programs in state  
9 parks to be used for costs associated with those programs.

10 **SECTION 274.** 20.370 (1) (gt) of the statutes is created to read:

11 20.370 (1) (gt) *Habitat conservation plan fees.* All moneys received from gifts,  
12 grants, and bequests to, and all fees paid by partners in, the Karner blue butterfly  
13 habitat conservation plan to be used for the administration and implementation of  
14 the plan.

15 **SECTION 274m.** 20.370 (1) (ms) of the statutes is amended to read:

16 20.370 (1) (ms) *General program operations — state all-terrain vehicle projects.*  
17 The amounts in the schedule from moneys received from all-terrain vehicle fees  
18 under s. 23.33 (2) (c) to (e) and ~~(2j)~~ for state all-terrain vehicle projects.

19 **SECTION 277.** 20.370 (2) (dg) of the statutes is amended to read:

20 20.370 (2) (dg) *Solid waste management — solid and hazardous waste disposal*  
21 *administration.* All moneys received from fees under ss. 289.42 (1), 289.43 (7) (e) 1.  
22 and 2., 289.61, 291.05 (7) and 291.33, ~~except for moneys appropriated under sub. (9)~~  
23 ~~(mj)~~, for the purpose of administering ss. 289.42 (1), 289.43, 289.47, 289.53, 289.95,  
24 291.23, 291.25, 291.29, 291.31 and 291.87 and subch. III of ch. 289.

25 **SECTION 278.** 20.370 (2) (di) of the statutes is repealed.

1           **SECTION 278g.** 20.370 (2) (hq) of the statutes is amended to read:

2           20.370 (2) (hq) *Recycling; administration.* From the recycling and renewable  
3 energy fund, the amounts in the schedule for the administration of subch. II of ch.  
4 287, other than ss. 287.21, 287.23 and 287.25.

5           **SECTION 280.** 20.370 (3) (at) of the statutes is amended to read:

6           20.370 (3) (at) *Education and safety programs.* For programs or courses of  
7 instruction under ss. 23.33 (5) (d), 29.591 (~~3~~), 30.74 (1) (a) and 350.055 (1). All  
8 moneys remitted to the department under ss. 23.33 (5) (d), 29.563 (12) (c) 2., 29.591  
9 (3), 30.74 (1) (b), and 350.055 (1) shall be credited to this appropriation.

10          **SECTION 281.** 20.370 (3) (mm) of the statutes is amended to read:

11          20.370 (3) (mm) *General program operations — federal funds.* All From the  
12 general fund, all moneys received as federal aid for enforcement activities, as  
13 authorized by the governor under s. 16.54, to be expended for those activities.

14          **SECTION 281g.** 20.370 (3) (mr) of the statutes is amended to read:

15          20.370 (3) (mr) *Recycling; enforcement and research.* From the recycling and  
16 renewable energy fund, the amounts in the schedule for research and enforcement  
17 under subch. II of ch. 287, other than under ss. 287.21, 287.23 and 287.25.

18          **SECTION 281q.** 20.370 (5) (ad) of the statutes is created to read:

19          20.370 (5) (ad) *Resource aids—interpretive center.* From the general fund, the  
20 amounts in the schedule for a grant to the Florence Wild Rivers Interpretive Center  
21 under s. 30.255.

22          **SECTION 281qm.** 20.370 (5) (av) of the statutes is amended to read:

23          20.370 (5) (av) *Resource aids — private forest grants.* Biennially, the amounts  
24 in the schedule for private forest grants under s. 26.38.

25          **SECTION 281r.** 20.370 (5) (bw) of the statutes is amended to read:

1           20.370 (5) (bw) *Resource aids — urban forestry, county sustainable forestry, and*  
2 *county forest administrator administration grants.* The amounts in the schedule for  
3 urban forestry grants under s. 23.097, county sustainable forestry grants under s.  
4 28.11 (5r), and county forest administrator administration grants under s. 28.11  
5 (5m).

6           **SECTION 282.** 20.370 (5) (bz) of the statutes is created to read:

7           20.370 (5) (bz) *Resource aids — forestry outdoor activity grants.* As a  
8 continuing appropriation, the amounts in the schedule for grants awarded by the  
9 managed forest land board under s. 77.895.

10          **SECTION 282e.** 20.370 (5) (cq) of the statutes is amended to read:

11          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
12 a continuing appropriation, the amounts in the schedule for recreational boating  
13 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
14 Portage levee system and the Portage canal under s. 31.309, for development of a  
15 state park under s. 23.198, for the Southeastern Wisconsin Fox River commission  
16 under 2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act),  
17 section 9135 (2v), for funding for the Fox River Navigational System Authority under  
18 s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

19          **SECTION 282f.** 20.370 (5) (cq) of the statutes, as affected by 2007 Wisconsin Act  
20 .... (this act), is amended to read:

21          20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
22 a continuing appropriation, the amounts in the schedule for recreational boating  
23 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
24 Portage levee system and the Portage canal under s. 31.309, for development of a  
25 state park under s. 23.198, ~~for the Southeastern Wisconsin Fox River commission~~

1 under ~~2005 Wisconsin Act 25, section 9135 (4w) and 2007 Wisconsin Act .... (this act),~~  
2 ~~section 9135 (2v),~~ for funding for the Fox River Navigational System Authority under  
3 s. 237.08 (2), and for the engineering and environmental study under s. 31.307.

4 **SECTION 282k.** 20.370 (5) (cu) of the statutes is amended to read:

5 20.370 (5) (cu) *Recreation aids — all-terrain vehicle project aids.* As a  
6 continuing appropriation, the amounts in the schedule from moneys received from  
7 all-terrain vehicle fees under s. 23.33 (2) (c) to (e) and (2j) to provide aid to towns,  
8 villages, cities, counties, and federal agencies for nonstate all-terrain vehicle  
9 projects, to make incentive payments to landowners under s. 23.33 (5r), and to  
10 provide grants under s. 23.33 (11m) (g) to counties and municipalities participating  
11 in the lightweight utility vehicle pilot program.

12 **SECTION 282km.** 20.370 (5) (cu) of the statutes, as affected by 2007 Wisconsin  
13 Act .... (this act), is amended to read:

14 20.370 (5) (cu) *Recreation aids — all-terrain vehicle project aids.* As a  
15 continuing appropriation, the amounts in the schedule from moneys received from  
16 all-terrain vehicle fees under s. 23.33 (2) (c) to (e) ~~and (2j)~~ to provide aid to towns,  
17 villages, cities, counties, and federal agencies for nonstate all-terrain vehicle  
18 projects, ~~to make incentive payments to landowners under s. 23.33 (5r),~~ and to  
19 provide grants under s. 23.33 (11m) (g) to counties and municipalities participating  
20 in the lightweight utility vehicle pilot program.

21 **SECTION 282L.** 20.370 (5) (cv) of the statutes is created to read:

22 20.370 (5) (cv) *Recreation aids — all-terrain vehicle landowner incentive*  
23 *program.* All moneys received as fees under s. 23.33 (2j) to be used for incentive  
24 payments to landowners for public all-terrain vehicle corridors under s. 23.33 (5r).

25 **SECTION 282Lm.** 20.370 (6) (ar) of the statutes is amended to read:

1           20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation  
2 fund, as a continuing appropriation, the amounts in the schedule for grants under  
3 ~~s. 23.22 (2) (e) and~~ for grants and contracts under ss. 281.68 and 281.69.

4           **SECTION 282m.** 20.370 (6) (as) of the statutes is created to read:

5           20.370 (6) (as) *Environmental aids—invasive aquatic species.* Biennially, from  
6 the conservation fund, the amounts in the schedule for grants under s. 23.22 (2) (c)  
7 to control invasive species that are aquatic species.

8           **SECTION 282nf.** 20.370 (6) (br) of the statutes is amended to read:

9           20.370 (6) (br) *Environmental aids — waste reduction and recycling.* From the  
10 recycling and renewable energy fund, as a continuing appropriation, the amounts in  
11 the schedule for waste reduction and recycling demonstration grants under s. 287.25  
12 and for business waste reduction and recycling assistance under s. 287.26.

13           **SECTION 282nh.** 20.370 (6) (bu) of the statutes is amended to read:

14           20.370 (6) (bu) *Financial assistance for responsible units.* From the recycling  
15 and renewable energy fund, the amounts in the schedule for grants to responsible  
16 units under s. 287.23.

17           **SECTION 282nj.** 20.370 (6) (bv) of the statutes is amended to read:

18           20.370 (6) (bv) *Recycling efficiency incentive grants.* From the recycling and  
19 renewable energy fund, the amounts in the schedule for recycling efficiency incentive  
20 grants under s. 287.235.

21           **SECTION 282p.** 20.370 (6) (cr) (title) of the statutes is amended to read:

22           20.370 (6) (cr) (title) *Environmental aids — compensation for well*  
23 *contamination and abandonment.*

24           **SECTION 282r.** 20.370 (6) (dq) of the statutes is amended to read:



1           20.370 (6) (dq) *Environmental aids - urban nonpoint source*. Biennially, from  
2 the environmental fund, the amounts in the schedule to provide financial assistance  
3 for urban nonpoint source water pollution abatement and storm water management  
4 under s. 281.66 and for municipal flood control and riparian restoration under s.  
5 281.665 and to make the grant under 2007 Wisconsin Act ... (this act), section 9135  
6 (1i).

7           **SECTION 282w.** 20.370 (6) (ev) of the statutes is created to read:

8           20.370 (6) (ev) *Reimbursement for disposal of contaminated sediment*. From  
9 the recycling fund, the amounts in the schedule for reimbursement for out-of-state  
10 disposal of contaminated sediment under s. 292.68.

11           **SECTION 283.** 20.370 (7) (aa) of the statutes is amended to read:

12           20.370 (7) (aa) *Resource acquisition and development — principal repayment*  
13 *and interest*. A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
14 principal and interest costs incurred in financing the placement of structures and fill  
15 under s. 30.203, in financing the acquisition, construction, development,  
16 enlargement, or improvement of state recreation facilities under s. 20.866 (2) (tp) and  
17 (tr), in financing state aids for land acquisition and development of local parks under  
18 s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and  
19 (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice  
20 age trail development under s. 20.866 (2) (tw), in financing the Warren  
21 Knowles-Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in  
22 financing the Warren Knowles-Gaylord Nelson stewardship 2000 program under s.  
23 20.866 (2) (ta), but not including payments made under par. (ac), and to make  
24 payments under an agreement or ancillary arrangement entered into under s. 18.06  
25 (8) (a). Payments may not be made from this appropriation account for principal and

1 interest costs incurred in financing land acquisition and development of state forests  
2 under ss. 20.866 (2) (ta) and (tz) until all moneys available under s. 20.370 (7) (au)  
3 have been expended.

4 **SECTION 284.** 20.370 (7) (ac) of the statutes is amended to read:

5 20.370 (7) (ac) *Principal repayment and interest — recreational boating bonds.*  
6 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
7 interest costs incurred in assisting municipalities and other qualifying entities in the  
8 acquisition, construction, development, enlargement or improvement of recreational  
9 boating facilities under s. 30.92 and to make payments under an agreement or  
10 ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 285.** 20.370 (7) (ag) of the statutes is amended to read:

12 20.370 (7) (ag) *Land acquisition — principal repayment and interest.* All  
13 moneys received from proceeds from the sale of land under s. 23.0917 (5m) (b) 2. to  
14 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
15 in financing land acquisition under s. 23.0917 (5m) from the appropriation under s.  
16 20.866 (2) (ta) and to make payments under an agreement or ancillary arrangement  
17 entered into under s. 18.06 (8) (a).

18 **SECTION 286.** 20.370 (7) (aq) of the statutes is amended to read:

19 20.370 (7) (aq) *Resource acquisition and development — principal repayment*  
20 *and interest.* From the conservation fund, a sum sufficient to reimburse s. 20.866 (1)  
21 (u) for the payment of principal and interest costs incurred in financing land  
22 acquisition activities under s. 20.866 (2) (ty) and to make payments under an  
23 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

24 **SECTION 287.** 20.370 (7) (ar) of the statutes is amended to read:

1           20.370 (7) (ar) *Dam repair and removal — principal repayment and interest.*  
2           From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
3           payment of principal and interest costs incurred in financing the aid program for  
4           dams under s. 20.866 (2) (tL) and to make payments under an agreement or ancillary  
5           arrangement entered into under s. 18.06 (8) (a).

6           **SECTION 288.** 20.370 (7) (at) of the statutes is amended to read:

7           20.370 (7) (at) *Recreation development — principal repayment and interest.*  
8           From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
9           payment of principal and interest costs incurred in acquiring, constructing,  
10          developing, enlarging, or improving state recreation facilities and state fish  
11          hatcheries under s. 20.866 (2) (tu) and to make payments under an agreement or  
12          ancillary arrangement entered into under s. 18.06 (8) (a).

13          **SECTION 289.** 20.370 (7) (au) of the statutes is amended to read:

14          20.370 (7) (au) *State forest acquisition and development — principal repayment*  
15          *and interest.* From the conservation fund, the amounts in the schedule to reimburse  
16          s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
17          land acquisition and development for state forests from the appropriations under s.  
18          20.866 (2) (ta) and (tz) and to make payments under an agreement or ancillary  
19          arrangement entered into under s. 18.06 (8) (a).

20          **SECTION 290.** 20.370 (7) (bq) of the statutes is amended to read:

21          20.370 (7) (bq) *Principal repayment and interest — remedial action.* From the  
22          environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
23          of principal and interest costs incurred in financing remedial action under ss. 281.83  
24          and 292.31 and for the payment of this state's share of environmental repair that is

1 funded under 42 USC 9601 to 9675 and to make payments under an agreement or  
2 ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 291.** 20.370 (7) (br) of the statutes is created to read:

4 20.370 (7) (br) *Principal repayment and interest — contaminated sediment.*  
5 From the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 principal and interest costs incurred in financing projects to remove contaminated  
7 sediment under s. 20.866 (2) (ti), to make the payments determined by the building  
8 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
9 obligations incurred in financing those projects, and to make payments under an  
10 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 292.** 20.370 (7) (ca) of the statutes is amended to read:

12 20.370 (7) (ca) *Principal repayment and interest — nonpoint source grants.* A  
13 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
14 costs incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
15 pollution abatement projects under s. 281.65 and, to make the payments determined  
16 by the building commission under s. 13.488 (1) (m) that are attributable to the  
17 proceeds of obligations incurred in financing those projects, to the extent that these  
18 payments are not made under par. (cg), and to make payments under an agreement  
19 or ancillary arrangement entered into under s. 18.06 (8) (a).

20 **SECTION 293.** 20.370 (7) (cb) of the statutes is amended to read:

21 20.370 (7) (cb) *Principal repayment and interest — pollution abatement bonds.*  
22 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
23 interest costs incurred in financing the acquisition, construction, development,  
24 enlargement or improvement of point source water pollution abatement facilities  
25 and sewage collection facilities under ss. 281.55, 281.56 and 281.57 and to make

1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 294.** 20.370 (7) (cc) of the statutes is amended to read:

4 20.370 (7) (cc) *Principal repayment and interest — combined sewer overflow;*  
5 *pollution abatement bonds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 payment of principal and interest costs incurred in financing the construction of  
7 combined sewer overflow projects under s. 281.63 and to make payments under an  
8 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

9 **SECTION 295.** 20.370 (7) (cd) of the statutes is amended to read:

10 20.370 (7) (cd) *Principal repayment and interest — municipal clean drinking*  
11 *water grants.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
12 principal and interest costs incurred in making municipal clean drinking water  
13 grants under s. 281.53 and to make payments under an agreement or ancillary  
14 arrangement entered into under s. 18.06 (8) (a).

15 **SECTION 296.** 20.370 (7) (ce) of the statutes is amended to read:

16 20.370 (7) (ce) *Principal repayment and interest — nonpoint source.* A sum  
17 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
18 incurred in financing nonpoint source projects under s. 20.866 (2) (tf) and, to make  
19 the payments determined by the building commission under s. 13.488 (1) (m) that are  
20 attributable to the proceeds of obligations incurred in financing those projects, and  
21 to make payments under an agreement or ancillary arrangement entered into under  
22 s. 18.06 (8) (a).

23 **SECTION 297.** 20.370 (7) (cf) of the statutes is amended to read:

24 20.370 (7) (cf) *Principal repayment and interest — urban nonpoint source*  
25 *cost-sharing.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of

1 principal and interest costs incurred in financing cost-sharing grants for projects  
2 under s. 20.866 (2) (th) and, to make the payments determined by the building  
3 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
4 obligations incurred in financing those grants, and to make payments under an  
5 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

6 **SECTION 298.** 20.370 (7) (cg) of the statutes is amended to read:

7 20.370 (7) (cg) *Principal repayment and interest — nonpoint repayments.* All  
8 moneys received as repayments of cash surpluses and cash advances from recipients  
9 of grants under the nonpoint source water pollution abatement program under s.  
10 281.65, to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
11 incurred in providing funds under s. 20.866 (2) (te) for nonpoint source water  
12 pollution projects under s. 281.65 and, to make the payments determined by the  
13 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
14 obligations incurred in financing those projects, and to make payments under an  
15 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

16 **SECTION 299.** 20.370 (7) (ea) of the statutes is amended to read:

17 20.370 (7) (ea) *Administrative facilities — principal repayment and interest.*  
18 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
19 interest costs incurred in financing the acquisition, construction, development,  
20 enlargement, or improvement of administrative office, laboratory, equipment  
21 storage, or maintenance facilities and to make payments under an agreement or  
22 ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 300.** 20.370 (7) (eq) of the statutes is amended to read:

24 20.370 (7) (eq) *Administrative facilities — principal repayment and interest.*  
25 From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the

1 payment of principal and interest costs incurred in financing the acquisition,  
2 construction, development, enlargement, or improvement of administrative office,  
3 laboratory, equipment storage, or maintenance facilities and to make payments  
4 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

5 **SECTION 301.** 20.370 (7) (er) of the statutes is amended to read:

6 20.370 (7) (er) *Administrative facilities — principal repayment and interest;*  
7 *environmental fund.* From the environmental fund, a sum sufficient to reimburse  
8 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
9 the acquisition, construction, development, enlargement, or improvement of  
10 administrative office, laboratory, equipment storage, or maintenance facilities under  
11 s. 20.866 (2) (tk) and, to make the payments determined by the building commission  
12 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred  
13 in financing this acquisition, construction, development, enlargement, or  
14 improvement, and to make payments under an agreement or ancillary arrangement  
15 entered into under s. 18.06 (8) (a).

16 **SECTION 302k.** 20.370 (8) (iw) of the statutes is amended to read:

17 20.370 (8) (iw) *Statewide recycling administration.* From the recycling and  
18 renewable energy fund, the amounts in the schedule for administration of a  
19 statewide recycling program under ch. 287.

20 **SECTION 302s.** 20.370 (9) (hv) of the statutes is created to read:

21 20.370 (9) (hv) *Fee amounts for statewide automated issuing system.* All  
22 moneys received from the deductions made under s. 29.024 (6) (ag) to be used for  
23 payments to a person contracted under s. 29.024 (6) (a) 4. as required by the contract.

24 **SECTION 302tk.** 20.370 (9) (is) of the statutes is amended to read:

1           20.370 (9) (is) *Statewide recycling administration*. From the recycling and  
2 renewable energy fund, the amounts in the schedule for the administration of  
3 recycling activities under ch. 287.

4           **SECTION 303.** 20.370 (9) (mj) of the statutes is repealed.

5           **SECTION 304.** 20.370 (9) (ms) of the statutes is repealed.

6           **SECTION 305.** 20.373 (1) (g) of the statutes is amended to read:

7           20.373 (1) (g) *Administration, operation, repair, and rehabilitation*. ~~All~~ From  
8 the general fund, all moneys received from the sale of surplus land under 2005  
9 Wisconsin Act 25, section 9105 (14q), to be used for administration of the authority  
10 and the operation, repair, and rehabilitation of the Fox River lock system.

11          **SECTION 305g.** 20.375 of the statutes is created to read:

12          **20.375 Lower Fox River Remediation Authority.** There is appropriated  
13 to the Lower Fox River Remediation Authority for the following program:

14          (1) INITIAL COSTS. (a) *Initial costs*. Biennially, the amounts in the schedule for  
15 the costs of the initial organization and operation of the authority under ch. 279.

16          **SECTION 306m.** 20.395 (2) (fr) of the statutes is amended to read:

17          20.395 (2) (fr) *Local roads improvement program, state funds*. As a continuing  
18 appropriation, the amounts in the schedule for the local roads improvement program  
19 under s. 86.31 (3), ~~and~~ for the payment required under 1997 Wisconsin Act 27, section  
20 9149 (4z), and for the payments authorized under s. 86.31 (3t).

21          **SECTION 310.** 20.395 (6) (af) of the statutes is amended to read:

22          20.395 (6) (af) *Principal repayment and interest, local roads for job preservation*  
23 *program and major highway and rehabilitation projects, state funds*. From the  
24 general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
25 principal and interest costs incurred in financing the local roads for job preservation



1 program under s. 86.312 and major highway and rehabilitation projects, as provided  
2 under ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, and to make the payments  
3 determined by the building commission under s. 13.488 (1) (m) that are attributable  
4 to the proceeds of obligations incurred in financing the local roads for job  
5 preservation program under s. 86.312, and to make payments under an agreement  
6 or ancillary arrangement entered into under s. 18.06 (8) (a).

7 **SECTION 311.** 20.395 (6) (aq) of the statutes is amended to read:

8 20.395 (6) (aq) *Principal repayment and interest, transportation facilities, state*  
9 *funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
10 and interest costs incurred in financing the acquisition, construction, development,  
11 enlargement, or improvement of transportation facilities under ss. 84.51, 84.52,  
12 84.53, 85.08 (2) (L) and (4m) (c) and (d), 85.09, and 85.095 (2) and to make payments  
13 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 312.** 20.395 (6) (ar) of the statutes is amended to read:

15 20.395 (6) (ar) *Principal repayment and interest, buildings, state funds.* A sum  
16 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
17 incurred in financing the acquisition, construction, development, enlargement, or  
18 improvement of the department of transportation's administrative offices or  
19 equipment storage and maintenance facilities and to make payments under an  
20 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

21 **SECTION 313.** 20.395 (6) (as) of the statutes is amended to read:

22 20.395 (6) (as) *Transportation facilities and highway projects revenue*  
23 *obligation repayment.* From any fund created under s. 84.59 (2), all moneys received  
24 by the fund and not transferred under s. 84.59 (3) to the transportation fund, for the  
25 purpose of the retirement of revenue obligations, providing for reserves and, for

1 operations relating to the management and retirement of revenue obligations issued  
2 under s. 84.59, and to make payments under an agreement or ancillary arrangement  
3 entered into under s. 18.55 (6) with respect to revenue obligations issued under s.  
4 84.59. All moneys received are irrevocably appropriated in accordance with subch.  
5 II of ch. 18 and further established in resolutions authorizing the issuance of the  
6 revenue obligations and setting forth the distribution of funds to be received  
7 thereafter. Estimated disbursements under this paragraph shall not be included in  
8 the schedule under s. 20.005.

9 **SECTION 314.** 20.395 (6) (au) of the statutes is amended to read:

10 20.395 (6) (au) *Principal repayment and interest, Marquette interchange*  
11 *reconstruction project, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for  
12 the payment of principal and interest costs incurred in financing the Marquette  
13 interchange reconstruction project, as provided under ss. 20.866 (2) (uup) and  
14 84.555, and to make payments under an agreement or ancillary arrangement  
15 entered into under s. 18.06 (8) (a).

16 **SECTION 316.** 20.410 (1) (e) of the statutes is amended to read:

17 20.410 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
18 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
19 the acquisition, construction, development, enlargement, or improvement of  
20 correctional facilities and to make payments under an agreement or ancillary  
21 arrangement entered into under s. 18.06 (8) (a).

22 **SECTION 317.** 20.410 (1) (ec) of the statutes is amended to read:

23 20.410 (1) (ec) *Prison industries principal, interest and rebates.* A sum  
24 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
25 incurred in financing the acquisition, development, enlargement or improvement of

1 equipment used in prison industries as authorized under s. 20.866 (2) (uy) if the  
2 moneys credited under par. (km) and appropriated under par. (ko) are insufficient,  
3 ~~and~~ to make full payment of the amounts determined by the building commission  
4 under s. 13.488 (1) (m) if the appropriation under par. (ko) is insufficient to make full  
5 payment of those amounts, and to make payments under an agreement or ancillary  
6 arrangement entered into under s. 18.06 (8) (a).

7 **SECTION 317d.** 20.410 (1) (f) of the statutes is amended to read:

8 20.410 (1) (f) *Energy costs.* The amounts in the schedule to be used at state  
9 correctional institutions to pay for utilities and for fuel, heat and air conditioning,  
10 to pay assessments levied by the department of administration under s. 16.847 (3)  
11 for debt service costs and energy cost savings generated at departmental facilities,  
12 and to pay costs incurred by or on behalf of the department under ss. 16.858 and  
13 16.895.

14 **SECTION 318.** 20.410 (1) (gd) of the statutes is amended to read:

15 20.410 (1) (gd) *Sex offender management.* The amounts in the schedule for the  
16 supervision of persons ~~on probation, parole, or extended supervision~~ who are  
17 required to register as sex offenders under s. 301.45, including lie detector tests given  
18 under s. 301.132 and community treatment. All moneys received from sex offenders  
19 under s. 301.45 (10) shall be credited to this appropriation account.

20 **SECTION 319.** 20.410 (1) (gk) of the statutes is created to read:

21 20.410 (1) (gk) *Global positioning system tracking devices.* All moneys received  
22 from sex offenders who are required to pay for global positioning system tracking  
23 devices under s. 301.48 (4) (b) for expenditures related to the global positioning  
24 system tracking program under s. 301.48.

25 **SECTION 320.** 20.410 (1) (ko) of the statutes is amended to read:

1           20.410 (1) (ko) *Prison industries principal repayment, interest and rebates.* A  
2 sum sufficient from the moneys credited under par. (km) to reimburse s. 20.866 (1)  
3 (u) for the payment of principal and interest costs incurred in financing the  
4 acquisition, development, enlargement or improvement of equipment used in prison  
5 industries as authorized under s. 20.866 (2) (uy) and, to make the payments  
6 determined by the building commission under s. 13.488 (1) (m) that are attributable  
7 to the proceeds of obligations incurred in financing such facilities, and to make  
8 payments under an agreement or ancillary arrangement entered into under s. 18.06  
9 (8) (a).

10           **SECTION 320f.** 20.410 (1) (qm) of the statutes is amended to read:

11           20.410 (1) (qm) *Computer recycling.* From the recycling and renewable energy  
12 fund, the amounts in the schedule for the department to recycle computers.

13           **SECTION 322.** 20.410 (2) (a) of the statutes is amended to read:

14           20.410 (2) (a) *General program operations.* The amounts in the schedule for  
15 the general program operations of the parole earned release review commission.

16           **SECTION 323.** 20.410 (3) (d) of the statutes is renumbered 20.505 (6) (d) and  
17 amended to read:

18           20.505 (6) (d) *Youth diversion.* The amounts in the schedule for youth diversion  
19 services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c).

20           **SECTION 324.** 20.410 (3) (e) of the statutes is amended to read:

21           20.410 (3) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
22 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
23 the acquisition, construction, development, enlargement, or improvement of the  
24 department's juvenile correctional facilities and to make payments under an  
25 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

1           **SECTION 324g.** 20.410 (3) (hm) of the statutes is amended to read:  
2           20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
3 and (hr), the amounts in the schedule for juvenile correctional services specified in  
4 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
5 including vehicles, from juvenile correctional institutions operated by the  
6 department, all moneys received as payments in restitution of property damaged at  
7 juvenile correctional institutions operated by the department, all moneys received  
8 from miscellaneous services provided at a juvenile correctional institution operated  
9 by the department, all moneys transferred from the appropriation account under  
10 pars. (ho) and (hr) as provided in ~~2005 Wisconsin Act 25, section 9209 (1x)~~ 2007  
11 Wisconsin Act .... (this act), section 9209 (1f), all moneys transferred under s. 301.26  
12 (4) (cm), and, except as provided in par. (hr), all moneys received in payment for  
13 juvenile correctional services specified in s. 301.26 (4) (d), (dt), and (g) shall be  
14 credited to this appropriation account. If moneys generated by the daily rate under  
15 s. 301.26 (4) (d), other than moneys generated under s. 301.26 (5) (b), exceed actual  
16 fiscal year institutional costs by 2% or more, all moneys in excess of that 2% shall be  
17 remitted to the counties during the subsequent calendar year or transferred to the  
18 appropriation account under par. (kx) during the subsequent fiscal year. Each  
19 county and the department shall receive a proportionate share of the remittance and  
20 transfer depending on the total number of days of placement at juvenile correctional  
21 institutions including the Mendota Juvenile Treatment Center. Counties shall use  
22 the funds for purposes specified in s. 301.26. The department shall deposit in the  
23 general fund the amounts transferred under this paragraph to the appropriation  
24 account under par. (kx). Notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and  
25 20.903, the department may project a deficit in this appropriation account on June

1 30 of any odd-numbered year as provided in s. 301.26 (5) (a), and any such projected  
2 deficit shall be recouped during the next fiscal biennium as provided in s. 301.26 (5)  
3 (b).

4 **SECTION 324h.** 20.410 (3) (hm) of the statutes, as affected by 2007 Wisconsin  
5 Act .... (this act), is amended to read:

6 20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)  
7 and (hr), the amounts in the schedule for juvenile correctional services specified in  
8 s. 301.26 (4) (c) and (d). All moneys received from the sale of surplus property,  
9 including vehicles, from juvenile correctional institutions operated by the  
10 department, all moneys received as payments in restitution of property damaged at  
11 juvenile correctional institutions operated by the department, all moneys received  
12 from miscellaneous services provided at a juvenile correctional institution operated  
13 by the department, ~~all moneys transferred from the appropriation account under~~  
14 ~~pars. (ho) and (hr) as provided in 2007 Wisconsin Act .... (this act), section 9209 (1f),~~  
15 all moneys transferred under s. 301.26 (4) (cm), and, except as provided in par. (hr),  
16 all moneys received in payment for juvenile correctional services specified in s.  
17 301.26 (4) (d), (dt), and (g) shall be credited to this appropriation account. If moneys  
18 generated by the daily rate under s. 301.26 (4) (d), other than moneys generated  
19 under s. 301.26 (5) (b), exceed actual fiscal year institutional costs by 2% or more, all  
20 moneys in excess of that 2% shall be remitted to the counties during the subsequent  
21 calendar year or transferred to the appropriation account under par. (kx) during the  
22 subsequent fiscal year. Each county and the department shall receive a  
23 proportionate share of the remittance and transfer depending on the total number  
24 of days of placement at juvenile correctional institutions including the Mendota  
25 Juvenile Treatment Center. Counties shall use the funds for purposes specified in

1 s. 301.26. The department shall deposit in the general fund the amounts transferred  
2 under this paragraph to the appropriation account under par. (kx). Notwithstanding  
3 ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, the department may project a deficit in  
4 this appropriation account on June 30 of any odd-numbered year as provided in s.  
5 301.26 (5) (a), and any such projected deficit shall be recouped during the next fiscal  
6 biennium as provided in s. 301.26 (5) (b).

7 **SECTION 324i.** 20.410 (3) (ho) of the statutes is amended to read:

8 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
9 providing foster care, treatment foster care, group home care, and institutional child  
10 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
11 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
12 for providing foster care, treatment foster care, group home care, and institutional  
13 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
14 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
15 account. If moneys generated by the daily rate exceed actual fiscal year foster care,  
16 treatment foster care, group home care, and institutional child care costs, that excess  
17 shall be transferred to the appropriation account under par. (hm) as provided in 2007  
18 Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated  
19 exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the  
20 counties during the subsequent calendar year or transferred to the appropriation  
21 account under par. (kx) during the subsequent fiscal year. Each county and the  
22 department shall receive a proportionate share of the remittance and transfer  
23 depending on the total number of days of placement in foster care, treatment foster  
24 care, group home care or institutional child care. Counties shall use the funds for  
25 purposes specified in s. 301.26. The department shall deposit in the general fund the

1 amounts transferred under this paragraph to the appropriation account under par.  
2 (kx).

3 **SECTION 324k.** 20.410 (3) (ho) of the statutes, as affected by 2007 Wisconsin Act  
4 .... (this act), is amended to read:

5 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
6 providing foster care, treatment foster care, group home care, and institutional child  
7 care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52.  
8 All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment  
9 for providing foster care, treatment foster care, group home care, and institutional  
10 child care to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and  
11 938.52 as specified in s. 301.26 (4) (e) and (ed) shall be credited to this appropriation  
12 account. If moneys generated by the daily rate exceed actual fiscal year foster care,  
13 treatment foster care, group home care, and institutional child care costs, ~~that excess~~  
14 ~~shall be transferred to the appropriation account under par. (hm) as provided in 2007~~  
15 ~~Wisconsin Act .... (this act), section 9209 (1f), except that if those moneys generated~~  
16 ~~exceed those costs by 2% or more, all moneys in excess of 2% shall be remitted to the~~  
17 ~~counties during the subsequent calendar year or transferred to the appropriation~~  
18 ~~account under par. (kx) during the subsequent fiscal year. Each county and the~~  
19 ~~department shall receive a proportionate share of the remittance and transfer~~  
20 ~~depending on the total number of days of placement in foster care, treatment foster~~  
21 ~~care, group home care or institutional child care. Counties shall use the funds for~~  
22 ~~purposes specified in s. 301.26. The department shall deposit in the general fund the~~  
23 ~~amounts transferred under this paragraph to the appropriation account under par.~~  
24 (kx).

25 **SECTION 325.** 20.410 (3) (k) of the statutes is repealed.



1           **SECTION 326.** 20.410 (3) (kj) of the statutes is renumbered 20.505 (6) (kj) and  
2 amended to read:

3           20.505 (6) (kj) *Youth diversion program.* The amounts in the schedule for youth  
4 diversion services under s. ~~301.265 (1) and (3)~~ 16.964 (8) (a) and (c). All moneys  
5 transferred from the appropriation account under s. 20.455 (2) (i) 8. shall be credited  
6 to this appropriation account.

7           **SECTION 327.** 20.410 (3) (ko) of the statutes is amended to read:

8           20.410 (3) (ko) *Interagency programs; community youth and family aids.* All  
9 moneys transferred from the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
10 (nL) for the purposes of s. 301.26, to be used for those purposes.

11           **SECTION 330.** 20.432 (1) (kb) of the statutes is amended to read:

12           20.432 (1) (kb) *Insurance and other information, counseling and assistance.*  
13 The amounts in the schedule for the purpose of providing information and counseling  
14 on medicare supplemental insurance, long-term care insurance, and medical  
15 assistance eligibility requirements, training, educational materials, and technical  
16 assistance under s. 16.009 (2) (j). The office of the commissioner of insurance shall  
17 credit to this appropriation account amounts equal to the amounts in the schedule  
18 for the purposes of this paragraph, from the appropriation under s. 20.145 (1) (g) 1.  
19 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each  
20 fiscal year shall revert to the appropriation account under s. 20.145 (1) (g).

21           **SECTION 330s.** 20.434 of the statutes is created to read:

22           **20.434 Board for people with developmental disabilities.** There is  
23 appropriated to the board for people with developmental disabilities for the following  
24 program:

1           **(1) DEVELOPMENTAL DISABILITIES.** (a) *General program operations.* The  
2 amounts in the schedule to be used for general program operations of the board for  
3 people with developmental disabilities.

4           (mc) *Federal project operations.* All moneys received from the federal  
5 government as project operations under 42 USC 15021 to 15029, for the purposes for  
6 which provided.

7           (md) *Federal project aids.* All moneys received from the federal government  
8 as aids under 42 USC 15021 to 15029, for the purposes for which provided.

9           **SECTION 331.** 20.435 (1) (ac) of the statutes is renumbered 20.437 (2) (ac) and  
10 amended to read:

11           20.437 **(2)** (ac) *Child abuse and neglect prevention technical assistance.* The  
12 amounts in the schedule for child abuse and neglect prevention technical assistance  
13 and training under s. ~~46.515~~ 48.983 (8).

14           **SECTION 335.** 20.435 (1) (gr) of the statutes is renumbered 20.437 (2) (gr) and  
15 amended to read:

16           20.437 **(2)** (gr) *Supplemental food program for women, infants, and children*  
17 *administration.* All moneys received from the supplemental food enforcement  
18 surcharges on fines, forfeitures, and recoupments that are levied by a court under  
19 s. ~~253.06~~ 49.17 (4) (c) and on forfeitures and recoupments that are levied by the  
20 department under s. ~~253.06~~ 49.17 (5) (c) to finance fraud reduction in the  
21 supplemental food program for women, infants, and children under s. ~~253.06~~ 49.17.

22           **SECTION 336.** 20.435 (2) (b) of the statutes is repealed.

23           **SECTION 337.** 20.435 (2) (bj) of the statutes is amended to read:

24           20.435 **(2)** (bj) *Competency examinations and conditional and supervised*  
25 *release services.* Biennially, the amounts in the schedule for outpatient competency

1 examinations and treatment services; and for payment by the department of costs  
2 for treatment and services for persons released under s. 980.06 (2) (c), 1997 stats.,  
3 s. 980.08 (5), 2003 stats., or s. 971.17 (3) (d) or (4) (e) or 980.08 (4) (g), for which the  
4 department has contracted with county departments under s. 51.42 (3) (aw) 1. d.,  
5 with other public agencies, or with private agencies to provide the treatment and  
6 services.

7 **SECTION 338.** 20.435 (2) (bm) of the statutes is amended to read:

8 20.435 (2) (bm) *Secure mental health units or facilities.* The amounts in the  
9 schedule for the general program operations of the Wisconsin Resource Center under  
10 s. 46.056 and other secure mental health units or facilities under s. 980.065 for at  
11 which persons committed under s. 980.06 and are placed in a secure mental health  
12 unit or facility, but not for security operations at the Wisconsin Resource Center.

13 **SECTION 339.** 20.435 (2) (ee) of the statutes is amended to read:

14 20.435 (2) (ee) *Principal repayment and interest.* A sum sufficient to reimburse  
15 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
16 the acquisition, development, enlargement, or extension of mental health facilities  
17 and to make payments under an agreement or ancillary arrangement entered into  
18 under s. 18.06 (8) (a).

19 **SECTION 339m.** 20.435 (2) (f) of the statutes is amended to read:

20 20.435 (2) (f) *Energy costs.* The amounts in the schedule to be used at mental  
21 health institutes and centers for the developmentally disabled to pay for utilities and  
22 for fuel, heat and air conditioning, to pay assessments levied by the department of  
23 administration under s. 16.847 (3) for debt service costs and energy cost savings  
24 generated at departmental facilities, and to pay costs incurred by or on behalf of the  
25 department under ss. 16.858 and 16.895.

1           **SECTION 340.** 20.435 (3) (title) of the statutes is renumbered 20.437 (1) (title).

2           **SECTION 341.** 20.435 (3) (a) of the statutes is renumbered 20.437 (1) (a) and  
3 amended to read:

4           20.437 (1) (a) *General program operations.* The amounts in the schedule for  
5 general program operations relating to ~~children's services~~ for children and families,  
6 including field services and administrative services.

7           **SECTION 341x.** 20.435 (3) (bc) of the statutes is amended to read:

8           20.435 (3) (bc) *Grants for children's community programs.* The amounts in the  
9 schedule for grants for children's community programs under s. 46.481 and 2007  
10 Wisconsin Act .... (this act), section 9121 (9u). Notwithstanding ss. 20.001 (3) (a) and  
11 20.002 (1), the department may transfer funds between fiscal years under this  
12 paragraph. All moneys under this appropriation account that are distributed under  
13 s. 46.481 or 2007 Wisconsin Act .... (this act), section 9121 (9u) but are not  
14 encumbered by December 31 of each year lapse to the general fund on the next  
15 January 1 unless carried forward to the next calendar year by the joint committee  
16 on finance.

17           **SECTION 342.** 20.435 (3) (bc) of the statutes, as affected by 2007 Wisconsin Act  
18 .... (this act), section 341x, is renumbered 20.437 (1) (bc) and amended to read:

19           20.437 (1) (bc) *Grants for children's community programs.* The amounts in the  
20 schedule for grants for children's community programs under s. 46.481 48.481 and  
21 2007 Wisconsin Act .... (this act), section 9121 9155 (9u). Notwithstanding ss. 20.001  
22 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under  
23 this paragraph. All moneys under this appropriation account that are distributed  
24 under s. 46.481 48.481 or 2007 Wisconsin Act .... (this act), section 9121 9155 (9u) but  
25 are not encumbered by December 31 of each year lapse to the general fund on the next

1 January 1 unless carried forward to the next calendar year by the joint committee  
2 on finance.

3 **SECTION 343.** 20.435 (3) (bm) of the statutes is repealed.

4 **SECTION 344.** 20.435 (3) (cd) of the statutes is renumbered 20.437 (1) (cd) and  
5 amended to read:

6 20.437 (1) (cd) *Domestic abuse grants.* The amounts in the schedule for the  
7 purposes of s. ~~46.95~~ 49.165. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the  
8 department may transfer funds between fiscal years under this paragraph. All funds  
9 allocated by the department under s. ~~46.95~~ 49.165 (2) but not encumbered by  
10 December 31 of each year lapse to the general fund on the next January 1 unless  
11 transferred to the next calendar year by the joint committee on finance.

12 **SECTION 345.** 20.435 (3) (cf) of the statutes is renumbered 20.437 (1) (cf).

13 **SECTION 346.** 20.435 (3) (cw) of the statutes is renumbered 20.437 (1) (cw).

14 **SECTION 347.** 20.435 (3) (cx) of the statutes is renumbered 20.437 (1) (cx).

15 **SECTION 348.** 20.435 (3) (da) of the statutes is renumbered 20.437 (1) (da).

16 **SECTION 349.** 20.435 (3) (dd) of the statutes is renumbered 20.437 (1) (dd).

17 **SECTION 350.** 20.435 (3) (dg) of the statutes is renumbered 20.437 (1) (dg).

18 **SECTION 351.** 20.435 (3) (eg) of the statutes is renumbered 20.437 (1) (eg) and  
19 amended to read:

20 20.437 (1) (eg) *Brighter futures initiative and tribal adolescent services.* The  
21 amounts in the schedule for the brighter futures initiative under s. ~~46.99~~ 48.545 and  
22 for tribal adolescent services under s. ~~46.995~~ 48.487.

23 **SECTION 352.** 20.435 (3) (f) of the statutes is renumbered 20.437 (1) (f) and  
24 amended to read:

1           20.437 (1) (f) *Second-chance homes*. The amounts in the schedule for grants  
2 for 2nd-chance homes under s. ~~46.997~~ 48.647 (2) (a) and for an evaluation of that  
3 grant program under s. ~~46.997~~ 48.647 (4). Notwithstanding s. 20.001 (3) (a) and  
4 20.002 (1), the department of children and families shall transfer from this  
5 appropriation account to the appropriation account ~~for the department of workforce~~  
6 ~~development under s. 20.445 (3)~~ under sub. (2) (dz) all funds allocated under s. ~~46.997~~  
7 48.647 (2) (a) and (4) but unexpended by June 30 of each year.

8           **SECTION 353.** 20.435 (3) (fp) of the statutes is repealed.

9           **SECTION 354.** 20.435 (3) (gx) of the statutes is renumbered 20.437 (1) (gx).

10           **SECTION 355.** 20.435 (3) (hh) of the statutes is renumbered 20.437 (1) (hh) and  
11 amended to read:

12           20.437 (1) (hh) *Domestic abuse surcharge grants*. All moneys received from the  
13 domestic abuse surcharge on court fines, as authorized under s. 971.37 (1m) (c) 1. or  
14 973.055, to provide grants to domestic abuse services organizations under s. ~~46.95~~  
15 49.165.

16           **SECTION 356.** 20.435 (3) (i) of the statutes is renumbered 20.437 (1) (i).

17           **SECTION 357.** 20.435 (3) (j) of the statutes is renumbered 20.437 (1) (j) and  
18 amended to read:

19           20.437 (1) (j) *Statewide automated child welfare information system receipts*.  
20 All moneys received from counties under s. ~~46.45~~ 48.565 (2) (a), for the costs of  
21 implementing and operating the statewide automated child welfare information  
22 system established under s. ~~46.03~~ 48.47 (7g).

23           **SECTION 358.** 20.435 (3) (jb) of the statutes is renumbered 20.437 (1) (jb).

24           **SECTION 359.** 20.435 (3) (jj) of the statutes is renumbered 20.437 (1) (jj).

25           **SECTION 360.** 20.435 (3) (jm) of the statutes is renumbered 20.437 (2) (jm).

1           **SECTION 361.** 20.435 (3) (kc) of the statutes is renumbered 20.437 (1) (kc) and  
2 amended to read:

3           20.437 (1) (kc) *Interagency and intra-agency aids; kinship care and long-term*  
4 *kinship care.* The amounts in the schedule for payments under s. 48.57 (3m) and (3n).  
5 All moneys transferred from the appropriation account under ~~s. 20.445 (3) sub. (2)~~  
6 (md) to this appropriation account shall be credited to this appropriation account.  
7 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year  
8 is transferred to the appropriation account under ~~s. 20.445 (3) sub. (2)~~ (kx).

9           **SECTION 362.** 20.435 (3) (kd) of the statutes is renumbered 20.437 (1) (kd) and  
10 amended to read:

11           20.437 (1) (kd) *Kinship care and long-term kinship care assessments.* The  
12 amounts in the schedule for assessments of kinship care relatives, as defined in s.  
13 48.57 (3m) (a) 2., and long-term kinship care relatives, as defined in s. 48.57 (3n) (a)  
14 2., who provide care and maintenance for children to determine if those kinship care  
15 relatives and long-term kinship care relatives are eligible to receive payments under  
16 s. 48.57 (3m) or (3n). All moneys transferred from the appropriation account under  
17 ~~s. 20.445 (3) sub. (2)~~ (md) to this appropriation account shall be credited to this  
18 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
19 balance on June 30 of each year is transferred to the appropriation account under ~~s.~~  
20 ~~20.445 (3) sub. (2)~~ (kx).

21           **SECTION 363.** 20.435 (3) (kw) of the statutes is renumbered 20.437 (1) (kw).

22           **SECTION 364.** 20.435 (3) (kx) of the statutes is renumbered 20.437 (1) (kx).

23           **SECTION 366g.** 20.435 (3) (ky) of the statutes is renumbered 20.437 (1) (ky).

24           **SECTION 368g.** 20.435 (3) (kz) of the statutes is renumbered 20.437 (1) (kz).

25           **SECTION 369.** 20.435 (3) (m) of the statutes is repealed.

1           **SECTION 370.** 20.435 (3) (ma) of the statutes is repealed.

2           **SECTION 371.** 20.435 (3) (mb) of the statutes is repealed.

3           **SECTION 372.** 20.435 (3) (mc) of the statutes is repealed.

4           **SECTION 373.** 20.435 (3) (md) of the statutes is repealed.

5           **SECTION 374.** 20.435 (3) (me) of the statutes is renumbered 20.437 (1) (me) and  
6 amended to read:

7           20.437 (1) (me) *Federal block grant local assistance.* All block grant moneys  
8 received from the federal government, as authorized by the governor under s. 16.54,  
9 for youth services local assistance for children and families, for the purposes for  
10 which received.

11          **SECTION 375.** 20.435 (3) (mw) of the statutes is renumbered 20.437 (1) (mw).

12          **SECTION 376.** 20.435 (3) (mx) of the statutes is renumbered 20.437 (1) (mx).

13          **SECTION 377.** 20.435 (3) (n) of the statutes is repealed.

14          **SECTION 378.** 20.435 (3) (na) of the statutes is repealed.

15          **SECTION 379.** 20.435 (3) (nL) of the statutes is repealed.

16          **SECTION 380.** 20.435 (3) (pd) of the statutes is renumbered 20.437 (1) (pd) and  
17 amended to read:

18          20.437 (1) (pd) *Federal aid; state foster care and adoption services.* All federal  
19 moneys received for meeting the costs of providing foster care, treatment foster care,  
20 institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the  
21 cost of care for children under s. 49.19 (10) (d), the cost of providing, or contracting  
22 with private adoption agencies to assist the department in providing, services to  
23 children with special needs who are under the guardianship of the department to  
24 prepare those children for adoption, and the cost of providing postadoption services  
25 to children with special needs who have been adopted. Disbursements for foster care



1 under s. ~~46.03 (20)~~ 49.32 (2) and for the purposes described under s. 48.627 may be  
2 made from this appropriation.

3 **SECTION 381.** 20.435 (3) (pm) of the statutes is renumbered 20.437 (1) (pm).

4 **SECTION 382.** 20.435 (4) (b) of the statutes is amended to read:

5 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts  
6 in the schedule to provide a portion of the state share of Medical Assistance program  
7 benefits administered under s. 49.45, for a portion of the Badger Care health care  
8 program under s. 49.665, to provide a portion of the Medical Assistance program  
9 benefits administered under s. 49.45 that are not also provided under par. (o), to fund  
10 the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility  
11 payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided  
12 by resource centers under s. 46.283, for services under the family care benefit under  
13 s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and  
14 49.685, and for reduction of any operating deficits as specified in 2005 Wisconsin Act  
15 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this  
16 appropriation account to the appropriation account under sub. (7) (kb) funds in the  
17 amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001  
18 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation  
19 account and may transfer between fiscal years funds that it transfers from the  
20 appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r).  
21 Notwithstanding s. 20.002 (1), the department may transfer from this appropriation  
22 account to the appropriation account under sub. (7) (bd) funds in the amount and for  
23 the purposes specified in s. 49.45 (6v).

24 **SECTION 383.** 20.435 (4) (b) of the statutes, as affected by 2007 Wisconsin Act  
25 .... (this act), is amended to read:

1           20.435 (4) (b) *Medical Assistance program benefits*. Biennially, the amounts  
2 in the schedule to provide a portion of the state share of Medical Assistance program  
3 benefits administered under ~~s. 49.45 subch. IV of ch. 49~~, for a portion of the Badger  
4 Care health care program under s. 49.665, to provide a portion of the Medical  
5 Assistance program benefits administered under ~~s. 49.45 subch. IV of ch. 49~~ that are  
6 not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10),  
7 to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123  
8 (9m), to fund services provided by resource centers under s. 46.283, for services under  
9 the family care benefit under s. 46.284 (5), for assisting victims of diseases, as  
10 provided in ss. 49.68, 49.683, and 49.685, and for reduction of any operating deficits  
11 as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the  
12 department may transfer from this appropriation account to the appropriation  
13 account under sub. (7) (kb) funds in the amount of and for the purposes specified in  
14 s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may  
15 credit or deposit into this appropriation account and may transfer between fiscal  
16 years funds that it transfers from the appropriation account under sub. (7) (kb) for  
17 the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the  
18 department may transfer from this appropriation account to the appropriation  
19 account under sub. (7) (bd) funds in the amount and for the purposes specified in s.  
20 49.45 (6v).

21           **SECTION 384.** 20.435 (4) (bc) of the statutes is repealed.

22           **SECTION 385.** 20.435 (4) (bm) of the statutes is amended to read:

23           20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
24 *administration; contract costs, insurer reports, and resource centers*. Biennially, the  
25 amounts in the schedule to provide a portion of the state share of administrative

1 contract costs for the Medical Assistance program under s. 49.45, ~~the food stamp~~  
2 ~~program under s. 49.79~~, and the Badger Care health care program under s. 49.665  
3 and to provide the state share of administrative contract costs for the food stamp  
4 program under s. 49.79, other than payments to counties and tribal governing bodies  
5 under s. 49.78 (8), to develop and implement a registry of recipient immunizations,  
6 to reimburse insurers 3rd parties for their costs under s. 49.475, for costs associated  
7 with outreach activities, and for services of resource centers under s. 46.283. No  
8 state positions may be funded in the department of health and family services from  
9 this appropriation, except positions for the performance of duties under a contract  
10 in effect before January 1, 1987, related to the administration of the Medical  
11 Assistance program between the subunit of the department primarily responsible for  
12 administering the Medical Assistance program and another subunit of the  
13 department. Total administrative funding authorized for the program under s.  
14 49.665 may not exceed 10% of the amounts budgeted under pars. ~~(b)~~, (p), and (x).

15 **SECTION 386.** 20.435 (4) (bm) of the statutes, as affected by 2007 Wisconsin Act  
16 .... (this act), is amended to read:

17 20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
18 *administration; contract costs, reports, and resource centers.* Biennially, the amounts  
19 in the schedule to provide a portion of the state share of administrative contract costs  
20 for the Medical Assistance program under s. ~~49.45~~ subch. IV of ch. 49 and the Badger  
21 Care health care program under s. 49.665 and to provide the state share of  
22 administrative costs for the food stamp program under s. 49.79, other than payments  
23 to counties and tribal governing bodies under s. 49.78 (8), to develop and implement  
24 a registry of recipient immunizations, to reimburse 3rd parties for their costs under  
25 s. 49.475, for costs associated with outreach activities, and for services of resource

1 centers under s. 46.283. No state positions may be funded in the department of  
2 health and family services from this appropriation, except positions for the  
3 performance of duties under a contract in effect before January 1, 1987, related to  
4 the administration of the Medical Assistance program between the subunit of the  
5 department primarily responsible for administering the Medical Assistance  
6 program and another subunit of the department. Total administrative funding  
7 authorized for the program under s. 49.665 may not exceed 10% of the amounts  
8 budgeted under pars. (bc), (p), and (x).

9 **SECTION 387.** 20.435 (4) (bn) of the statutes is amended to read:

10 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
11 for funeral expenses under s. 49.785, for administration of the food stamp  
12 employment and training program under s. 49.79 (9), and for payments under s.  
13 49.78 (8) relating to the administration of the Medical Assistance program, the  
14 Badger Care health care program under s. 49.665, the food stamp program, and the  
15 cemetery, funeral, and burial expenses program under s. 49.785.

16 **SECTION 388.** 20.435 (4) (bn) of the statutes, as affected by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
19 for funeral expenses under s. 49.785, for administration of the food stamp  
20 employment and training program under s. 49.79 (9), and for payments under s.  
21 49.78 (8) relating to the administration of the Medical Assistance program under  
22 subch. IV of ch. 49, the Badger Care health care program under s. 49.665, the food  
23 stamp program, and the cemetery, funeral, and burial expenses program under s.  
24 49.785.

25 **SECTION 389.** 20.435 (4) (gp) of the statutes is repealed.

1           **SECTION 390.** 20.435 (4) (h) of the statutes is amended to read:

2           20.435 (4) (h)    *General or medical assistance medical program;*  
3           *intergovernmental transfer. The As a continuing appropriation, the amounts in the*  
4           schedule to provide supplemental payments to eligible health care providers that  
5           contract with Milwaukee County to provide health care services funded by a relief  
6           block grant under s. 49.025 or to provide benefits under the demonstration project  
7           under s. 49.45 (23). All moneys received from Milwaukee County for this either  
8           purpose shall be credited to this appropriation account.

9           **SECTION 391.** 20.435 (4) (im) of the statutes is amended to read:

10          20.435 (4) (im)    *Medical assistance; ~~recovery of correct payments~~ correct*  
11          *payment recovery; collections; other recoveries.* All moneys received from the recovery  
12          of correct medical assistance payments under ss. 49.496 and 867.035 and rules  
13          promulgated under s. 46.286 (7) and all moneys received as collections and other  
14          recoveries from providers, drug manufacturers, and other 3rd parties under medical  
15          assistance performance-based contracts, for payments to counties and tribal  
16          governing bodies under s. 49.496 (4), for payment of claims under s. 867.035 (3), for  
17          payments to the federal government for its share of medical assistance benefits  
18          recovered, for the state share of medical assistance benefits provided under subch.  
19          IV of ch. 49 ~~as specified in ss. 49.496 (5) and 867.035 (4), and for the state share of~~  
20          ~~medical assistance benefits provided under s. 46.284 (5), and for costs related to~~  
21          collections and other recoveries.

22          **SECTION 392.** 20.435 (4) (jw) of the statutes is created to read:

23          20.435 (4) (jw)    *BadgerCare Plus administrative costs.* Biennially, the amounts  
24          in the schedule to provide a portion of the state share of administrative costs for the  
25          BadgerCare Plus Medical Assistance program under s. 49.471. Ten percent of all

1 moneys received from penalty assessments under s. 49.471 (9) (c) shall be credited  
2 to this appropriation account.

3 **SECTION 393.** 20.435 (4) (jz) of the statutes is amended to read:

4 20.435 (4) (jz) Medical Assistance and Badger Care cost sharing and employer  
5 penalty assessments. All moneys received from in cost sharing from medical  
6 assistance recipients, including payments under s. 49.665 (5) and, all moneys  
7 received from penalty assessments under s. 49.665 (7) (b) 2., and 90 percent of all  
8 moneys received from penalty assessments under s. 49.471 (9) (c) to be used for the  
9 Badger Care health care program under s. 49.665 and for the Medical Assistance  
10 program under subch. IV of ch. 49.

11 **SECTION 394.** 20.435 (4) (o) of the statutes is amended to read:

12 20.435 (4) (o) *Federal aid; medical assistance.* All federal moneys received for  
13 meeting costs of ~~medical assistance~~ Medical Assistance administered under ss.  
14 46.284 (5), ~~49.45~~ and 49.665 and subch. IV of ch. 49, to be used for those purposes and  
15 for transfer to the ~~medical assistance~~ Medical Assistance trust fund, for those  
16 purposes.

17 **SECTION 395.** 20.435 (4) (pa) of the statutes is amended to read:

18 20.435 (4) (pa) *Federal aid; Medical Assistance and food stamp contracts*  
19 *administration.* All federal moneys received for the federal share of the cost of  
20 contracting for payment and services administration and reporting, other than  
21 moneys received under par. (nn), to reimburse ~~insurers~~ 3rd parties for their costs  
22 under s. 49.475, for administrative contract costs for the food stamp program under  
23 s. 49.79, and for services of resource centers under s. 46.283.

24 **SECTION 395m.** 20.435 (4) (vt) of the statutes is repealed.

25 **SECTION 395p.** 20.435 (4) (xc) of the statutes is created to read:

1           20.435 (4) (xc) *Hospital assessment fund; hospital payments and refunds.*  
2           Biennially, from the hospital assessment fund, the amounts in the schedule to make  
3           increased payments and refunds to hospitals, as the Medical Assistance nonfederal  
4           share, in order to increase payment rates in excess of the aggregate inpatient and  
5           outpatient hospital payment rates in effect in 2006, for services provided under the  
6           Medical Assistance program administered under subch. IV of ch. 49 and the Badger  
7           Care health care program under s. 49.665.

8           **SECTION 395q.** 20.435 (4) (xd) of the statutes is created to read:

9           20.435 (4) (xd) *Hospital assessment fund; Medical Assistance and Badger Care*  
10          *benefits.* Biennially, from the hospital assessment fund, the amounts in the schedule  
11          to provide a portion of the state share of Medical Assistance program benefits  
12          administered under subch. IV of ch. 49 and to provide a portion of the costs of benefits  
13          under the Badger Care health care program under s. 49.665.

14          **SECTION 401.** 20.435 (5) (ab) of the statutes is renumbered 20.437 (2) (ab) and  
15          amended to read:

16          20.437 (2) (ab) *Child abuse and neglect prevention grants.* The amounts in the  
17          schedule for child abuse and neglect prevention grants under s. ~~46.515~~ 48.983.

18          **SECTION 402.** 20.435 (5) (am) of the statutes is amended to read:

19          20.435 (5) (am) *Services, reimbursement and payment related to human*  
20          *immunodeficiency virus.* The amounts in the schedule for the purchase of services  
21          under s. 252.12 (2) (a) for individuals with respect to human immunodeficiency virus  
22          and related infections, including hepatitis C virus infection, to subsidize premium  
23          330 payments under ss. 252.16 and 252.17, for grants for the prevention of human  
24          immunodeficiency virus infection and related infections, including hepatitis C virus  
25          infection, under s. 252.12 (2) (c) 2. and 3., and to reimburse or supplement the

1 reimbursement of the cost of AZT, pentamidine and certain other drugs under s.  
2 49.686, and to pay for premiums and drug copayments under the pilot program  
3 under s. 49.686 (6).

4 **SECTION 403m.** 20.435 (5) (dg) of the statutes is created to read:

5 20.435 (5) (dg) *Clinic aids.* Biennially, the amounts in the schedule for aids  
6 under s. 146.68.

7 **SECTION 403r.** 20.435 (5) (dm) of the statutes is amended to read:

8 20.435 (5) (dm) *Rural health dental clinics.* The amounts in the schedule for  
9 the rural health dental clinics under s. 146.65 and grants under 2007 Wisconsin Act  
10 ... (this act), section 9121 (8x).

11 **SECTION 404.** 20.435 (5) (dn) of the statutes is renumbered 20.437 (2) (dn) and  
12 amended to read:

13 20.437 (2) (dn) *Food distribution grants.* The amounts in the schedule for  
14 grants for food distribution programs under ss. ~~46.75 and 46.77~~ 49.171 and 49.1715.

15 **SECTION 405.** 20.435 (5) (em) of the statutes is renumbered 20.437 (2) (em) and  
16 amended to read:

17 20.437 (2) (em) *Supplemental food program for women, infants and children*  
18 *benefits.* As a continuing appropriation, the amounts in the schedule to provide a  
19 state supplement under s. ~~253.06~~ 49.17 to the federal special supplemental food  
20 program for women, infants, and children authorized under 42 USC 1786.

21 **SECTION 405e.** 20.435 (5) (eu) of the statutes is created to read:

22 20.435 (5) (eu) *Reducing fetal and infant mortality and morbidity.* Biennially,  
23 the amounts in the schedule to provide services under 2007 Wisconsin Act ... (this  
24 act), section 9121 (6d).



1           **SECTION 405f.** 20.435 (5) (eu) of the statutes, as created by 2007 Wisconsin Act  
2 .... (this act), is repealed.

3           **SECTION 406.** 20.435 (5) (ke) of the statutes is amended to read:

4           20.435 (5) (ke) *Cooperative American Indian health projects.* The amounts in  
5 the schedule for grants for cooperative American Indian health projects under s.  
6 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)  
7 (hm) 18b. shall be credited to this appropriation account. Notwithstanding s. 20.001  
8 (3) (a), the unencumbered balance on June 30 of each year shall revert to the  
9 appropriation account under s. 20.505 (8) (hm).

10          **SECTION 408.** 20.435 (6) (e) of the statutes is amended to read:

11          20.435 (6) (e) *Principal repayment and interest.* A sum sufficient to reimburse  
12 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
13 the development or improvement of the workshop for the blind and to make  
14 payments under an agreement or ancillary arrangement entered into under s. 18.06  
15 (8) (a).

16          **SECTION 409.** 20.435 (6) (gc) of the statutes is amended to read:

17          20.435 (6) (gc) *Disabled children children's long-term support waiver waivers;*  
18 *state operations.* From all moneys received under ss. 46.03 (18) and 46.10 for services  
19 for children reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the  
20 ~~waiver requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003~~  
21 ~~Wisconsin Act 33, section 9124 (8e) provided under the disabled children's long-term~~  
22 ~~support program, as defined in s. 46.011 (1g),~~ the amounts in the schedule for  
23 collection of moneys received under ss. 46.03 (18) and 46.10 for services for children  
24 reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the ~~waiver~~  
25 ~~requested under 2001 Wisconsin Act 16, section 9123 (16rs) or 2003 Wisconsin Act~~

1 ~~33, section 9124 (8e)~~ provided under the disabled children's long-term support  
2 program.

3 **SECTION 410.** 20.435 (6) (gd) of the statutes is repealed.

4 **SECTION 411.** 20.435 (7) (b) of the statutes is amended to read:

5 20.435 (7) (b) *Community aids and Medical Assistance payments.* The  
6 amounts in the schedule for human services under s. 46.40, to fund services provided  
7 by resource centers under s. 46.283 (5), for services under the family care benefit  
8 under s. 46.284 (5), for reimbursement to counties having a population of less than  
9 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter  
10 care under ss. 48.58 and 938.22, for foster care, treatment foster care, and subsidized  
11 guardianship care under ss. 46.261 and 49.19 (10), for Medical Assistance payment  
12 adjustments under s. 49.45 (52), and for Medical Assistance payments under s. 49.45  
13 (6tw) and (53). Social services disbursements under s. 46.03 (20) (b) may be made  
14 from this appropriation. Refunds received relating to payments made under s. 46.03  
15 (20) (b) for the provision of services for which moneys are appropriated under this  
16 paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3)  
17 (a) and 20.002 (1), the department of health and family services may transfer funds  
18 between fiscal years under this paragraph. The department shall deposit into this  
19 appropriation funds it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior  
20 year audit adjustments including those resulting from audits of services under s.  
21 46.26, 1993 stats., or s. 46.27. Except for amounts authorized to be carried forward  
22 under s. 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all  
23 funds allocated under s. 46.40 and not spent or encumbered by December 31 of each  
24 year shall lapse to the general fund on the succeeding January 1 unless carried  
25 forward to the next calendar year by the joint committee on finance.

1           **SECTION 412.** 20.435 (7) (bc) of the statutes is amended to read:

2           20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule  
3 for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3)  
4 (a) and 20.002 (1), the department may transfer funds between fiscal years under  
5 this paragraph. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department  
6 of health and family services may credit or deposit into this appropriation funds for  
7 the purpose specified in s. 46.48 (13) that the department transfers from the  
8 appropriation under par. (bL) that are allocated by the department under that  
9 appropriation but unexpended or unencumbered on June 30 of each year. Except for  
10 amounts authorized to be carried forward under s. 46.48 and as otherwise provided  
11 in this paragraph, all funds allocated but not encumbered by December 31 of each  
12 year lapse to the general fund on the next January 1 unless carried forward to the  
13 next calendar year by the joint committee on finance. Notwithstanding ss. 20.001  
14 (3) (a) and 20.002 (1), the department shall transfer from this appropriation account  
15 to the appropriation account for the department of workforce development children  
16 and families under s. ~~20.445 (3)~~ 20.437 (2) (dz) funds allocated by the department  
17 under s. 46.48 (30) but unexpended on June 30 of each year.

18           **SECTION 413.** 20.435 (7) (bd) of the statutes is amended to read:

19           20.435 (7) (bd) ~~*Community options program; pilot projects; family care benefit*~~  
20 *Long-term care programs.* The amounts in the schedule for assessments, case  
21 planning, services, administration and risk reserve escrow accounts under s. 46.27,  
22 for pilot projects under s. 46.271 (1), to fund services provided by resource centers  
23 under s. 46.283 (5), for services under the family care benefit under s. 46.284 (5), for  
24 services and supports under s. 46.2803 (2), and for the payment of premiums under  
25 s. 49.472 (5). If the department transfers funds to this appropriation from the

1 appropriation account under sub. (4) (b), the amounts in the schedule for the fiscal  
2 year for which the transfer is made are increased by the amount of the transfer for  
3 the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002  
4 (1), the department may under this paragraph transfer moneys between fiscal years.  
5 Except for moneys authorized for transfer under this appropriation or under s. 46.27  
6 (7) (fm) or (g), all moneys under this appropriation that are allocated under s. 46.27  
7 and are not spent or encumbered by counties or by the department by December 31  
8 of each year shall lapse to the general fund on the succeeding January 1 unless  
9 transferred to the next calendar year by the joint committee on finance.

10 **SECTION 414.** 20.435 (7) (bt) of the statutes is amended to read:

11 20.435 (7) (bt) *Early intervention services for infants and toddlers with*  
12 *disabilities.* ~~The As a continuing appropriation, the amounts in the schedule for the~~  
13 ~~early intervention services under s. 51.44. Notwithstanding ss. 20.001 (3) (a) and~~  
14 ~~20.002 (1), the department may transfer funds between fiscal years under this~~  
15 ~~paragraph. All funds distributed by the department under s. 51.44 but not~~  
16 ~~encumbered by December 31 of each year shall lapse to the general fund on the next~~  
17 ~~January 1 unless carried forward to the next calendar year by the joint committee~~  
18 ~~on finance.~~

19 **SECTION 415.** 20.435 (7) (g) of the statutes is created to read:

20 20.435 (7) (g) *Long-term care; county contributions.* All moneys received from  
21 counties as contributions to the family care program under s. 46.2805 to 46.2895, the  
22 Pace program described under s. 46.2805 (1) (a), and the Wisconsin Partnership  
23 Program described under s. 46.2805 (1) (b), to fund services under the family care  
24 benefit under s. 46.284 (5) and services under the Pace and Wisconsin Partnership  
25 programs.

1           **SECTION 416.** 20.435 (7) (h) of the statutes is amended to read:

2           20.435 (7) (h) *Disabled children children's long-term support waiver waivers.*

3           All moneys received under ss. 46.03 (18) and 46.10 for services for children  
4           reimbursed under a waiver under s. 46.27 (11), 46.275, or 46.278 or the waiver  
5           requested under 2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act  
6           33, section 9124 (8e) provided under the disabled children's long-term support  
7           program, as defined in s. 46.011 (1g), less the amounts appropriated under sub. (6)  
8           (gc), for distribution to counties according to a formula developed by the department  
9           as a portion of the state share of payments for services for children under the waiver  
10          under s. 46.278 or the waiver requested under 2001 Wisconsin Act 16, section 9123  
11          (16rs), or 2003 Wisconsin Act 33, section 9124 (8e) for services provided under the  
12          disabled children's long-term support program.

13          **SECTION 417.** 20.435 (7) (hy) of the statutes is amended to read:

14          20.435 (7) (hy) *Services for drivers, local assistance.* The As a continuing  
15          appropriation, the amounts in the schedule for the purpose of s. 51.42 for drivers  
16          referred through assessment, to be allocated according to a plan developed by the  
17          department of health and family services. All moneys transferred from sub. (6) (hx)  
18          shall be credited to this appropriation, ~~except that the unencumbered balance on~~  
19          ~~June 30 of each year shall revert to the appropriation under sub. (6) (hx).~~

20          **SECTION 417r.** 20.435 (7) (md) of the statutes is amended to read:

21          20.435 (7) (md) *Federal block grant aids.* See sub. (9) (md). Notwithstanding  
22          the dollar amounts specified under ss. 46.40 (2m) (b), 46.485 (2g), 46.54, and 51.62  
23          (3m), the department shall in each fiscal year expend under ss. 46.40 (2m) (b), 46.485  
24          (2g), 46.54, and 51.62 (3m) any moneys that exceed \$6,711,200 that are received

1 under this paragraph in that year under the federal community mental health  
2 services block grant under 42 USC 300x to 300x-9.

3 **SECTION 418.** 20.435 (7) (o) of the statutes is amended to read:

4 20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in  
5 amounts pursuant to allocation plans developed by the department for the provision  
6 or purchase of services authorized under par. (b); ~~all federal moneys received as child~~  
7 ~~welfare funds under 42 USC 620 to 626 as limited under s. 48.985;~~ all federal  
8 temporary assistance for needy families moneys received under 42 USC 601 to 619  
9 that are authorized to be used to purchase or provide social services under 42 USC  
10 1397 to 1397e; all unanticipated federal social services block grant funds received  
11 under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2); and all federal moneys  
12 received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing  
13 out-of-home placements of children, for distribution under s. 46.40. Disbursements  
14 from this appropriation may be made directly to counties for social and mental  
15 hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance  
16 with federal requirements for the dispersal of federal funds.

17 **SECTION 420.** 20.435 (8) (mb) of the statutes is amended to read:

18 20.435 (8) (mb) *Income augmentation services receipts.* All moneys that are  
19 received under ~~42 USC 670 to 679a,~~ 42 USC 1395 to 1395ddd, and 42 USC 1396 to  
20 1396v as the result of income augmentation activities for which the state has  
21 contracted ~~and all moneys that are received under 42 USC 1396 to 1396v in~~  
22 ~~reimbursement of the cost of providing targeted case management services to~~  
23 ~~children whose care is not eligible for reimbursement under 42 USC 670 to 679a,~~ to  
24 be used as provided in s. 46.46. All moneys received under this paragraph in excess

1 of the moneys necessary to support the costs specified in s. 46.46 shall be deposited  
2 in the general fund as a nonappropriated receipt.

3 **SECTION 422.** 20.435 (8) (mm) of the statutes is amended to read:

4 20.435 (8) (mm) *Reimbursements from federal government.* All moneys  
5 received from the federal government, other than moneys described under ss. 46.45  
6 ~~(2)~~, 46.46, 49.45 (6u), and 49.49, that are intended to reimburse the state for  
7 expenditures in previous fiscal years from general purpose revenue appropriations  
8 whose purpose includes a requirement to match or secure federal funds and that  
9 exceeded in those fiscal years the estimates reflected in the intentions of the  
10 legislature and governor, as expressed by them in the budget determinations, and  
11 the joint committee on finance, as expressed by the committee in any determinations,  
12 and the estimates approved for expenditure by the secretary of administration under  
13 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
14 penalties and the costs of any corrective action affecting the department of health  
15 and family services. Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year,  
16 the amount determined by the department of administration under s. 16.54 (12) (d)  
17 shall lapse to the general fund.

18 **SECTION 423.** 20.437 (intro.) of the statutes is created to read:

19 **20.437 Children and families, department of.** (intro.) There is  
20 appropriated to the department of children and families for the following programs:

21 **SECTION 424.** 20.437 (1) (b) of the statutes is created to read:

22 20.437 (1) (b) *Children and family aids payments.* The amounts in the schedule  
23 for services for children and families under s. 48.563, for reimbursement to counties  
24 having a population of less than 500,000 for the cost of court attached intake services  
25 under s. 48.06 (4), for shelter care under ss. 48.58 and 938.22, and for foster care,

1 treatment foster care, and subsidized guardianship care under ss. 48.645 and 49.19  
2 (10). Social services disbursements under s. 49.32 (2) (b) may be made from this  
3 appropriation. Refunds received relating to payments made under s. 48.47 (20) (b)  
4 for the provision of services for which moneys are appropriated under this paragraph  
5 shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and  
6 20.002 (1), the department of children and families may transfer funds between  
7 fiscal years under this paragraph. The department shall deposit into this  
8 appropriation funds it recovers under s. 48.569 (2) (b), from prior fiscal year audit  
9 adjustments. Except for amounts authorized to be carried forward under s. 48.565,  
10 all funds recovered under s. 48.569 (2) (b) and all funds allocated under s. 48.563 and  
11 not spent or encumbered by December 31 of each year shall lapse to the general fund  
12 on the succeeding January 1 unless carried forward to the next calendar year by the  
13 joint committee on finance.

14 **SECTION 424e.** 20.437 (1) (bc) of the statutes, as affected by 2007 Wisconsin Act  
15 .... (this act), section 342, is amended to read:

16 20.437 (1) (bc) *Grants for children's community programs.* The amounts in the  
17 schedule for grants for children's community programs under s. 48.481 and 2007  
18 Wisconsin Act .... (this act), section 9155 (9u). Notwithstanding ss. 20.001 (3) (a) and  
19 20.002 (1), the department may transfer funds between fiscal years under this  
20 paragraph. All moneys under this appropriation account that are distributed under  
21 s. 48.481 or 2007 Wisconsin Act .... (this act), section 9155 (9u) but are not  
22 encumbered by December 31 of each year lapse to the general fund on the next  
23 January 1 unless carried forward to the next calendar year by the joint committee  
24 on finance.

25 **SECTION 425.** 20.437 (1) (gg) of the statutes is created to read:



1           20.437 (1) (gg) *Collection remittances to local units of government.* All moneys  
2 received under ss. 49.32 (1) and 49.345 for the purposes of remitting departmental  
3 collections under s. 49.32 (1) (g) or 49.345 (8) (g).

4           **SECTION 426.** 20.437 (1) (m) of the statutes is created to read:

5           20.437 (1) (m) *Federal project operations.* All moneys received from the federal  
6 government or any of its agencies for the state administration of specific limited term  
7 projects to be expended for the purposes specified.

8           **SECTION 427.** 20.437 (1) (ma) of the statutes is created to read:

9           20.437 (1) (ma) *Federal project aids.* All moneys received from the federal  
10 government or any of its agencies for specific limited term projects to be expended  
11 as aids to individuals or organizations for the purposes specified.

12          **SECTION 428.** 20.437 (1) (mb) of the statutes is created to read:

13          20.437 (1) (mb) *Federal project local assistance.* All moneys received from the  
14 federal government or any of its agencies for specific limited term projects to be  
15 expended as local assistance for the purposes specified.

16          **SECTION 429.** 20.437 (1) (mc) of the statutes is created to read:

17          20.437 (1) (mc) *Federal block grant operations.* All block grant moneys received  
18 from the federal government or any of its agencies for the state administration of  
19 federal block grants for the purposes specified.

20          **SECTION 430.** 20.437 (1) (md) of the statutes is created to read:

21          20.437 (1) (md) *Federal block grant aids.* All block grant moneys received from  
22 the federal government or any of its agencies to be expended as aids to individuals  
23 or organizations.

24          **SECTION 431.** 20.437 (1) (n) of the statutes is created to read:

1           20.437 (1) (n) *Federal program operations*. All moneys received from the  
2 federal government or any of its agencies for the state administration of continuing  
3 programs to be expended for the purposes specified.

4           **SECTION 432.** 20.437 (1) (na) of the statutes is created to read:

5           20.437 (1) (na) *Federal program aids*. All moneys received from the federal  
6 government or any of its agencies for continuing programs to be expended as aids to  
7 individuals or organizations for the purposes specified.

8           **SECTION 433.** 20.437 (1) (nL) of the statutes is created to read:

9           20.437 (1) (nL) *Federal program local assistance*. All moneys received from the  
10 federal government or any of its agencies for continuing programs to be expended as  
11 local assistance.

12          **SECTION 434.** 20.437 (1) (o) of the statutes is created to read:

13          20.437 (1) (o) *Federal aid; children and family aids*. All federal moneys  
14 received in amounts pursuant to allocation plans developed by the department for  
15 the provision or purchase of services authorized under par. (b); all federal moneys  
16 received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985;  
17 all federal temporary assistance for needy families moneys received under 42 USC  
18 601 to 619 that are authorized to be used to purchase or provide social services under  
19 42 USC 1397 to 1397e; all unanticipated federal social services block grant funds  
20 received under 42 USC 1397 to 1397e, in accordance with s. 48.568; for distribution  
21 under s. 48.563. Disbursements from this appropriation may be made directly to  
22 counties for services to children and families under s. 49.32 (2) (b) or 49.325 or  
23 directly to counties in accordance with federal requirements for the dispersal of  
24 federal funds.

25          **SECTION 435.** 20.437 (2) of the statutes is created to read:

1           20.437 (2) ECONOMIC SUPPORT. (m) *Federal project operations*. All moneys  
2 received from the federal government or any of its agencies for the state  
3 administration of specific limited-term projects to be expended for the purposes  
4 specified.

5           (na) *Federal program aids*. All moneys received from the federal government  
6 or any of its agencies for continuing programs to be expended as local assistance.

7           (nn) *Federal program operations*. All moneys received from the federal  
8 government or any of its agencies for the state administration of continuing  
9 programs to be expended for the purposes specified.

10           **SECTION 437.** 20.437 (3) of the statutes is created to read:

11           20.437 (3) GENERAL ADMINISTRATION. The amounts indicated in this subsection  
12 for expenses not immediately identifiable with a specific program. When  
13 practicable, the expenditures from the appropriations under this subsection shall be  
14 distributed to the various programs.

15           (a) *General program operations*. The amounts in the schedule for executive,  
16 management, and policy and budget services and activities.

17           (i) *Gifts and grants*. All moneys received from gifts, grants, donations, and  
18 burial trusts for the execution of the department's functions consistent with the  
19 purpose of the gift, grant, donation, or trust.

20           (jb) *Fees for administrative services*. All moneys received from fees charged for  
21 providing state mailings, special computer services, training programs, printed  
22 materials, and publications, for the purpose of providing state mailings, special  
23 computer services, training programs, printed materials, and publications.

24           (k) *Administrative and support services*. The amounts in the schedule for  
25 administrative and support services and products. All moneys received as payment

1 for administrative and support services and products shall be credited to this  
2 appropriation.

3 (kx) *Interagency and intra-agency programs.* All moneys received from other  
4 state agencies and all moneys received by the department from the department not  
5 credited to the appropriation account under par. (k) for the administration of  
6 programs or projects for which received.

7 (ky) *Interagency and intra-agency aids.* All moneys received from other state  
8 agencies and all moneys received by the department from the department not  
9 credited to the appropriation account under par. (k) for aids to individuals and  
10 organizations.

11 (kz) *Interagency and intra-agency local assistance.* All moneys received from  
12 other state agencies and all moneys received by the department from the department  
13 not credited to the appropriation account under par. (k) for local assistance.

14 (m) *Federal project operations.* All moneys received from the federal  
15 government or any of its agencies for the state administration of specific limited term  
16 projects to be expended for the purposes specified.

17 (ma) *Federal project aids.* All moneys received from the federal government  
18 or any of its agencies for specific limited term projects to be expended as aids to  
19 individuals or organizations for the purposes specified.

20 (mb) *Federal project local assistance.* All moneys received from the federal  
21 government or any of its agencies for specific limited term projects to be expended  
22 as local assistance for the purposes specified.

23 (mc) *Federal block grant operations.* All block grant moneys received from the  
24 federal government for the state administration of federal block grants for the  
25 purposes specified.

1           (md) *Federal block grant aids.* All block grant moneys received from the federal  
2 government or any of its agencies to be expended as aids to individuals or  
3 organizations.

4           (me) *Federal block grant local assistance.* All block grant moneys received from  
5 the federal government or any of its agencies to be expended on local assistance to  
6 counties and municipalities.

7           (mm) *Reimbursements from federal government.* All moneys received from the  
8 federal government, other than moneys described under ss. 48.565 (2) and 48.567,  
9 that are intended to reimburse the state for expenditures in previous fiscal years  
10 from general purpose revenue appropriations whose purpose includes a requirement  
11 to match or secure federal funds and that exceeded in those fiscal years the estimates  
12 reflected in the intentions of the legislature and governor, as expressed by them in  
13 the budget determinations, and the joint committee on finance, as expressed by the  
14 committee in any determinations, and the estimates approved for expenditure by the  
15 secretary of administration under s. 16.50 (2), for the purpose of paying federal  
16 disallowances, federal sanctions or penalties and the costs of any corrective action  
17 affecting the department of children and families. Notwithstanding s. 20.001 (3) (c),  
18 at the end of each fiscal year, the amount determined by the department of  
19 administration under s. 16.54 (12) (d) shall lapse to the general fund.

20           (mp) *Income augmentation services receipts.* All moneys that are received  
21 under 42 USC 670 to 679a as the result of income augmentation activities for which  
22 the state has contracted and all moneys that are received under 42 USC 1396 to  
23 1396v in reimbursement of the cost of providing targeted case management services  
24 to children whose care is not eligible for reimbursement under 42 USC 670 to 679a,  
25 to be used as provided in s. 48.567. All moneys received under this paragraph in

1 excess of the moneys necessary to support the costs specified in s. 48.567 shall be  
2 deposited into the general fund as a nonappropriated receipt.

3 (n) *Federal program operations.* All moneys received from the federal  
4 government or any of its agencies for the state administration of continuing  
5 programs to be expended for the purposes specified.

6 (na) *Federal program aids.* All moneys received from the federal government  
7 or any of its agencies for continuing programs to be expended as aids to individuals  
8 or organizations for the purposes specified.

9 (nL) *Federal program local assistance.* All moneys received from the federal  
10 government or any of its agencies for continuing programs to be expended as local  
11 assistance for the purposes specified.

12 (pz) *Indirect cost reimbursements.* All moneys received from the federal  
13 government as reimbursement of indirect costs of grants and contracts for the  
14 purposes authorized in s. 16.54 (9) (b).

15 **SECTION 440g.** 20.445 (1) (fm) of the statutes is created to read:

16 20.445 (1) (fm) *Youth summer jobs programs.* The amounts in the schedule for  
17 youth summer jobs programs in 1st class cities under s. 106.18.

18 **SECTION 440m.** 20.445 (1) (fr) of the statutes is created to read:

19 20.445 (1) (fr) *Racine County workforce development grant.* The amounts in the  
20 schedule for the grant to the Racine County Workforce Development Board under  
21 2007 Wisconsin Act .... (this act), section 9154 (5k).

22 **SECTION 440p.** 20.445 (1) (fr) of the statutes, as created by 2007 Wisconsin Act  
23 .... (this act), is repealed.

24 **SECTION 441.** 20.445 (1) (gd) of the statutes is amended to read:

1           20.445 (1) (gd) *Unemployment interest and penalty payments.* ~~From the~~ All  
2           moneys received as interest and penalties collected under ss. 108.04 (11) (c) and (cm)  
3           and (13) (c) and 108.22, assessments under s. 108.19 (1m), and forfeitures under s.  
4           103.05 (5), all moneys not appropriated under ~~pars. (ge), (gf), par. (gg), and (gi)~~, and  
5           all moneys transferred to this appropriation account from the appropriation account  
6           under par. (gh) for the payment of benefits specified in s. 108.07 (5) and 1987  
7           Wisconsin Act 38, section 132 (1) (c), for the payment of interest to employers under  
8           s. 108.17 (3m), for research relating to the condition of the unemployment reserve  
9           fund under s. 108.14 (6), for administration of the unemployment insurance program  
10           and federal or state unemployment insurance programs authorized by the governor  
11           under s. 16.54, for satisfaction of any federal audit exception concerning a payment  
12           from the unemployment reserve fund or any federal aid disallowance concerning the  
13           unemployment insurance program, for assistance to the department of justice in the  
14           enforcement of ch. 108, for the payment of interest due on advances from the federal  
15           unemployment account under title XII of the social security act to the unemployment  
16           reserve fund, and for payments made to the unemployment reserve fund to obtain  
17           a lower interest rate or deferral of interest payments on these advances, except as  
18           otherwise provided in s. 108.20.

19           **SECTION 442.** 20.445 (1) (ge) of the statutes is repealed.

20           **SECTION 443.** 20.445 (1) (gf) of the statutes is repealed.

21           **SECTION 445.** 20.445 (1) (gi) of the statutes is repealed.

22           **SECTION 447.** 20.445 (3) (title) of the statutes is renumbered 20.437 (2) (title).

23           **SECTION 448.** 20.445 (3) (a) of the statutes is renumbered 20.437 (2) (a).

24           **SECTION 449.** 20.445 (3) (b) of the statutes is created to read:

1           20.445 (3) (b) *Child support local assistance*. As a continuing appropriation,  
2 the amounts in the schedule to be distributed as child support incentive payments  
3 under s. 49.24 (1).

4           **SECTION 450.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
5 .... (this act), is renumbered 20.437 (2) (b).

6           **SECTION 450d.** 20.445 (3) (b) of the statutes, as created by 2007 Wisconsin Act  
7 .... (this act), is repealed.

8           **SECTION 451.** 20.445 (3) (cm) of the statutes is renumbered 20.437 (2) (cm).

9           **SECTION 452.** 20.445 (3) (cr) of the statutes is renumbered 20.445 (1) (cr).

10          **SECTION 453.** 20.445 (3) (dz) of the statutes is renumbered 20.437 (2) (dz).

11          **SECTION 453e.** 20.445 (3) (e) of the statutes is created to read:

12           20.445 (3) (e) *Grant to Racine YWCA*. The amounts in the schedule for the  
13 grant under 2007 Wisconsin Act .... (this act), section 9154 (4k).

14          **SECTION 453f.** 20.445 (3) (e) of the statutes, as created by 2007 Wisconsin Act  
15 .... (this act), is repealed.

16          **SECTION 453m.** 20.445 (3) (g) of the statutes is created to read:

17           20.445 (3) (g) *Wisconsin Works; fraud investigation recoveries*. All moneys  
18 received under s. 49.197 (2) to be used for the Wisconsin Works program and for the  
19 child care subsidy program under s. 49.155, as provided in s. 49.197 (2) (c).

20          **SECTION 453p.** 20.445 (3) (g) of the statutes, as created by 2007 Wisconsin Act  
21 .... (this act), is renumbered 20.437 (2) (g).

22          **SECTION 454.** 20.445 (3) (i) of the statutes is renumbered 20.437 (2) (i).

23          **SECTION 455.** 20.445 (3) (ja) of the statutes is amended to read:

24           20.445 (3) (ja) *Child support state operations — fees and reimbursements*. All  
25 moneys received from fees charged under s. 49.22 (8), from fees ordered or otherwise



1 owed under s. 767.57 (1e) (a), from fees collected under ss. 49.854 (11) (b) and 767.57  
2 (1e) (b) 1m. and (c), from reimbursements under s. 108.13 (4) (f), from fees charged  
3 and incentive payments and collections retained under s. 49.22 (7m), and under s.  
4 49.855 (4) from the department of revenue or the department of administration that  
5 were withheld by the department of revenue or the internal revenue service for  
6 unpaid fees ordered or otherwise owed under s. 767.57 (1e) (a), for costs associated  
7 with receiving and disbursing support and support-related payments, including any  
8 contract costs, and for administering the program under s. 49.22 and all other  
9 purposes specified in s. 49.22.

10 **SECTION 456.** 20.445 (3) (ja) of the statutes, as affected by 2007 Wisconsin Act  
11 .... (this act), is renumbered 20.437 (2) (ja).

12 **SECTION 457.** 20.445 (3) (jb) of the statutes is renumbered 20.437 (2) (jb).

13 **SECTION 458.** 20.445 (3) (jL) of the statutes is renumbered 20.437 (2) (jL).

14 **SECTION 459.** 20.445 (3) (k) of the statutes is amended to read:

15 20.445 (3) (k) *Child support transfers.* All moneys transferred from the  
16 appropriation account under par. (r), to be expended under the Wisconsin Works  
17 program under subch. III of ch. 49 and under the work experience program for  
18 noncustodial parents under s. 49.36, ~~to be distributed as child support incentive~~  
19 ~~payments as provided in s. 49.24,~~ for costs associated with receiving and disbursing  
20 support and support-related payments, including any contract costs, for  
21 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
22 and for the support of dependent children in accordance with applicable federal and  
23 state statutes, federal regulations, and state rules.

24 **SECTION 460d.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
25 .... (this act), section 459, is amended to read:

1           20.445 (3) (k) *Child support transfers.* All moneys transferred from the  
2 appropriation account under par. (r), to be expended under the Wisconsin Works  
3 program under subch. III of ch. 49 and under the work experience program for  
4 noncustodial parents under s. 49.36, to be distributed as child support incentive  
5 payments as provided in s. 49.24, for costs associated with receiving and disbursing  
6 support and support-related payments, including any contract costs, for  
7 administering the program under s. 49.22 and all other purposes specified in s. 49.22,  
8 and for the support of dependent children in accordance with applicable federal and  
9 state statutes, federal regulations, and state rules.

10           **SECTION 460e.** 20.445 (3) (k) of the statutes, as affected by 2007 Wisconsin Act  
11 .... (this act), section 459, is renumbered 20.437 (2) (k).

12           **SECTION 463.** 20.445 (3) (kp) of the statutes is renumbered 20.437 (2) (kp).

13           **SECTION 464.** 20.445 (3) (kx) of the statutes is amended to read:

14           20.445 (3) (kx) *Interagency and intra-agency programs.* All moneys received  
15 from other state agencies and all moneys received by the department from the  
16 department for the administration of programs and projects for which received,  
17 ~~including administration of the food stamp employment and training program under~~  
18 ~~s. 49.13~~, and for local assistance and aids to individuals and organizations relating  
19 to economic support.

20           **SECTION 465.** 20.445 (3) (kx) of the statutes, as affected by 2007 Wisconsin Act  
21 .... (this act), is renumbered 20.437 (2) (kx).

22           **SECTION 466.** 20.445 (3) (L) of the statutes is renumbered 20.437 (2) (L).

23           **SECTION 467.** 20.445 (3) (ma) of the statutes is renumbered 20.437 (2) (ma).

24           **SECTION 468.** 20.445 (3) (mc) of the statutes is renumbered 20.437 (2) (mc) and  
25 amended to read:

1           20.437 (2) (mc) *Federal block grant operations.* The amounts in the schedule,  
2           less the amounts withheld under s. 49.143 (3), for the purposes of operating and  
3           administering the block grant programs for which the block grant moneys are  
4           received and transferring moneys to the appropriation account under s. ~~20.435 (3)~~  
5           sub. (1) (kx). All block grant moneys received for these purposes from the federal  
6           government or any of its agencies for the state administration of federal block grants  
7           shall be credited to this appropriation account.

8           **SECTION 469.** 20.445 (3) (md) of the statutes is renumbered 20.437 (2) (md) and  
9           amended to read:

10           20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule, less  
11           the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and  
12           to be transferred to the appropriation accounts under ~~ss. 20.435 (3)~~ sub. (1) (kc), (kd),  
13           and (kx), and ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835 (2) (kf). All  
14           block grant moneys received for these purposes from the federal government or any  
15           of its agencies and all moneys recovered under s. 49.143 (3) shall be credited to this  
16           appropriation account. The department may credit to this appropriation account the  
17           amount of any returned check, or payment in other form, that is subject to  
18           expenditure in the same contract period in which the original payment attempt was  
19           made, regardless of the fiscal year in which the original payment attempt was made.

20           **SECTION 470.** 20.445 (3) (me) of the statutes is renumbered 20.437 (2) (me).

21           **SECTION 471.** 20.445 (3) (mm) of the statutes is renumbered 20.437 (2) (mm)  
22           and amended to read:

23           20.437 (2) (mm) *Reimbursements from federal government.* All moneys  
24           received from the federal government that are intended to reimburse the state for  
25           expenditures in previous fiscal years from general purpose revenue appropriations

1 whose purpose includes a requirement to match or secure federal funds and that  
2 exceeded in those fiscal years the estimates reflected in the intentions of the  
3 legislature and governor, as expressed by them in the budget determinations, and  
4 the joint committee on finance, as expressed by the committee in any determinations,  
5 and the estimates approved for expenditure by the secretary of administration under  
6 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or  
7 penalties and the costs of any corrective action affecting the department of ~~workforce~~  
8 development children and families. Notwithstanding s. 20.001 (3) (c), at the end of  
9 each fiscal year, the amount determined by the department of administration under  
10 s. 16.54 (12) (d) shall lapse to the general fund.

11 **SECTION 472.** 20.445 (3) (n) of the statutes is renumbered 20.437 (2) (n).

12 **SECTION 473.** 20.445 (3) (na) of the statutes is renumbered 20.445 (1) (om).

13 **SECTION 474.** 20.445 (3) (nL) of the statutes is renumbered 20.437 (2) (nL).

14 **SECTION 475.** 20.445 (3) (pv) of the statutes is renumbered 20.437 (2) (pv) and  
15 amended to read:

16 20.437 (2) (pv) *Electronic benefits transfer.* All moneys received from the  
17 federal government for the electronic transfer of benefits administered by the  
18 department of ~~workforce development~~ children and families, to be expended for the  
19 purposes specified. Estimated disbursements under this paragraph shall not be  
20 included in the schedule under s. 20.005.

21 **SECTION 476.** 20.445 (3) (pz) of the statutes is renumbered 20.437 (2) (pz).

22 **SECTION 477.** 20.445 (3) (q) of the statutes is renumbered 20.437 (2) (q).

23 **SECTION 478.** 20.445 (3) (qm) of the statutes is renumbered 20.437 (2) (qm).

24 **SECTION 479.** 20.445 (3) (r) of the statutes is renumbered 20.437 (2) (r) and  
25 amended to read:

1           20.437 (2) (r) *Support receipt and disbursement program; payments.* From the  
2 support collections trust fund, except as provided in par. (qm), all moneys received  
3 under s. 49.854, except for moneys received under s. 49.854 (11) (b), all moneys  
4 received under ss. 767.57 and 767.75 for child or family support, maintenance,  
5 spousal support, health care expenses, or birth expenses, all other moneys received  
6 under judgments or orders in actions affecting the family, as defined in s. 767.001 (1),  
7 and all moneys received under s. 49.855 (4) from the department of revenue or the  
8 department of administration that were withheld by the department of revenue or  
9 the internal revenue service for delinquent child support, family support, or  
10 maintenance or outstanding court-ordered amounts for past support, medical  
11 expenses, or birth expenses, for disbursement to the persons for whom the payments  
12 are awarded, for returning seized funds under s. 49.854 (5) (f), and, if assigned under  
13 s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b.,  
14 or 49.775 (2) (bm), for transfer to the appropriation account under par. (k). Estimated  
15 disbursements under this paragraph shall not be included in the schedule under s.  
16 20.005.

17           **SECTION 480.** 20.445 (3) (s) of the statutes is renumbered 20.437 (2) (s).

18           **SECTION 481.** 20.445 (5) (a) of the statutes is amended to read:

19           20.445 (5) (a) *General program operations; purchased services for clients.* ~~The~~  
20 As a continuing appropriation, the amounts in the schedule for general program  
21 operations, including field services to clients and administrative services, for the  
22 purchase of goods and services authorized under ch. 47, and for vocational  
23 rehabilitation and other independent living services to persons with disabilities.  
24 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
25 ~~between fiscal years under this paragraph. All funds appropriated for a particular~~

1 ~~fiscal year that are transferred to the next fiscal year and are not spent or~~  
2 ~~encumbered by September 30 of that next fiscal year shall lapse to the general fund~~  
3 ~~on the succeeding October 1.~~

4 **SECTION 482.** 20.455 (1) (gh) of the statutes is amended to read:

5 20.455 (1) (gh) *Investigation and prosecution.* Moneys received under ss. 23.22  
6 (9) (c), 49.49 (6), 100.263, 133.16, 281.98 (2), 283.91 (5), 289.96 (3) (b), 291.97 (3),  
7 292.99 (2), 293.87 (4) (b), 295.19 (3) (b) 2., and 299.97 (2), for the expenses of  
8 investigation and prosecution of violations, including attorney fees.

9 **SECTION 483.** 20.455 (1) (kt) of the statutes is repealed.

10 **SECTION 484.** 20.455 (2) (e) of the statutes is repealed.

11 **SECTION 487.** 20.455 (2) (i) 8. of the statutes is amended to read:

12 20.455 (2) (i) 8. The amount transferred to s. ~~20.410 (3)~~ 20.505 (6) (kj) shall be  
13 the amount in the schedule under s. ~~20.410 (3)~~ 20.505 (6) (kj).

14 **SECTION 488.** 20.455 (2) (i) 13m. of the statutes is repealed.

15 **SECTION 491.** 20.455 (2) (kh) of the statutes is repealed.

16 **SECTION 492.** 20.455 (2) (Lm) of the statutes is amended to read:

17 20.455 (2) (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys  
18 received from crime laboratories and drug law enforcement surcharges authorized  
19 under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s.  
20 973.046 to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for  
21 the costs of mailing and materials under s. 165.76 for the submission of biological  
22 specimens by the departments of corrections and health and family services and by  
23 county sheriffs, and to transfer to the appropriation account under par. (kd) the  
24 amounts in the schedule under par. (kd), ~~and to transfer to the appropriation account~~  
25 ~~under par. (kh) the amounts in the schedule under par. (kh).~~

1           **SECTION 493.** 20.455 (2) (ma) of the statutes is repealed.

2           **SECTION 494.** 20.455 (5) (b) of the statutes is amended to read:

3           20.455 (5) (b) *Awards for victims of crimes.* The amounts in the schedule for  
4 the payment of compensation and funeral and burial expenses awards to the victims  
5 of crimes under subch. I of ch. 949.

6           **SECTION 495.** 20.455 (5) (d) of the statutes is created to read:

7           20.455 (5) (d) *Reimbursement for forensic examinations.* A sum sufficient for  
8 the payments of awards under s. 949.26.

9           **SECTION 496.** 20.455 (5) (g) of the statutes is amended to read:

10           20.455 (5) (g) *Crime victim and witness assistance surcharge, general services.*  
11 The amounts in the schedule for purposes of ch. 950. All moneys received from ~~part~~  
12 ~~A~~ of any crime victim and witness assistance surcharges surcharge authorized  
13 under s. 973.045 (1) that are allocated as part A of the surcharge under s. 973.045  
14 ~~(3) (1r) (a) 1., all moneys received from any crime victim and witness assistance~~  
15 surcharge authorized under s. 973.045 (1m), and all moneys received from any  
16 delinquency victim and witness assistance surcharges surcharge authorized under  
17 s. 938.34 (8d) (a) shall be credited to this appropriation account. The department of  
18 justice shall transfer from this appropriation account to the appropriation account  
19 under par. (kj) the amounts in the schedule under par. (kj).

20           **SECTION 497.** 20.455 (5) (gc) of the statutes is amended to read:

21           20.455 (5) (gc) *Crime victim and witness surcharge, sexual assault victim*  
22 *services.* All moneys received from ~~part B~~ of any crime victim and witness assistance  
23 surecharges surcharge authorized under s. 973.045 (1) that are allocated as part B of  
24 the surcharge under s. 973.045 ~~(3) (1r) (a) 2.,~~ to provide grants for sexual assault  
25 victim services under s. 165.93.

1           **SECTION 498.** 20.455 (5) (hh) of the statutes is created to read:

2           20.455 (5) (hh) *Crime victim restitution.* All moneys received by the  
3 department under s. 973.20 (9) (b) to provide crime victim restitution.

4           **SECTION 499.** 20.455 (5) (i) of the statutes is amended to read:

5           20.455 (5) (i) *Victim compensation, inmate payments.* All moneys received  
6 under s. 303.06 (2) and (3) for the administration of subch. I of ch. 949 and for crime  
7 victim compensation payments or services.

8           **SECTION 500.** 20.455 (5) (kj) of the statutes is amended to read:

9           20.455 (5) (kj) *Victim payments, victim surcharge.* The amounts in the schedule  
10 for the payment of compensation and funeral and burial expenses awards to the  
11 victims of crimes under subch. I of ch. 949. All moneys transferred from the  
12 appropriation account under par. (g) shall be credited to this appropriation account.  
13 If the department of justice determines that the total of the amounts in this  
14 appropriation account and the amounts for compensation and awards to victims of  
15 crime under subch. I of ch. 949 in the appropriation accounts under pars. (b), (h), (i)  
16 and (m) exceeds the amount needed to fully fund compensation and awards to victims  
17 of crimes under subch. I of ch. 949, the department of justice may transfer moneys  
18 from this appropriation account to the appropriation account under par. (kk). The  
19 amount transferred to the appropriation account under par. (kk) may not exceed the  
20 amount by which the total amounts appropriated under this paragraph and pars. (b),  
21 (h), (i) and (m) for compensation and awards to victims of crimes under subch. I of  
22 ch. 949 exceed the amount needed to fully fund compensation and awards to victims  
23 of crimes under subch. I of ch. 949.

24           **SECTION 501.** 20.465 (1) (d) of the statutes is amended to read:



1           20.465 (1) (d) *Principal repayment and interest.* A sum sufficient to reimburse  
2 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
3 the acquisition, construction, development, enlargement, or improvement of  
4 armories and other military facilities and to make payments under an agreement or  
5 ancillary arrangement entered into under s. 18.06 (8) (a).

6           **SECTION 501m.** 20.465 (1) (f) of the statutes is amended to read:

7           20.465 (1) (f) *Energy costs.* The amounts in the schedule to be used at military  
8 buildings under control of the department to pay for utilities and for fuel, heat and  
9 air conditioning, to pay assessments levied by the department of administration  
10 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
11 departmental facilities, and to pay costs incurred by or on behalf of the department  
12 under ss. 16.858 and 16.895.

13           **SECTION 507.** 20.465 (3) (s) of the statutes is amended to read:

14           20.465 (3) (s) *Major disaster assistance; petroleum inspection fund.* From the  
15 petroleum inspection fund, as a continuing appropriation, the amounts in the  
16 schedule to provide payments for damages and costs incurred as the result of a major  
17 disaster.

18           **SECTION 508.** 20.485 (1) (a) of the statutes is created to read:

19           20.485 (1) (a) *Aids to indigent veterans.* The amounts in the schedule for the  
20 payment of assistance to indigent veterans under s. 45.43 to enable the veterans to  
21 reside at the Wisconsin Veterans Home at Union Grove.

22           **SECTION 509.** 20.485 (1) (f) of the statutes is amended to read:

23           20.485 (1) (f) *Principal repayment and interest.* A sum sufficient to reimburse  
24 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
25 the acquisition, construction, development, enlargement, or improvement of

1 facilities provided under s. 20.866 (2) (x) and (z) and to make payments under an  
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 509m.** 20.485 (1) (gk) of the statutes is amended to read:

4 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
5 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
6 of stipends under s. 45.50 (9), for the transfer of moneys to the appropriation account  
7 under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs  
8 related to the provision of stipends under s. 45.50 (9), and for the transfer of moneys  
9 under s. 45.03 (20). All moneys received under par. (m) and s. 45.51 (7) (b) and (8)  
10 and all moneys received for the care of members under medical assistance, as defined  
11 in s. 49.43 (8), shall be credited to this appropriation.

12 **SECTION 510.** 20.485 (1) (go) of the statutes is amended to read:

13 20.485 (1) (go) *Self-amortizing facilities; principal repayment and interest.*  
14 From the moneys received for providing housing services at Wisconsin veterans  
15 homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally  
16 Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the principal and interest  
17 costs incurred in acquiring, constructing, developing, enlarging or improving  
18 facilities at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin  
19 Center for the Developmentally Disabled and, to make the payments determined by  
20 the building commission under s. 13.488 (1) (m) that are attributable to the proceeds  
21 of obligations incurred in financing such facilities, and to make payments under an  
22 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 511.** 20.485 (2) (a) of the statutes is created to read:

1           20.485 (2) (a) *General program operations; loans and aids.* From the general  
2 fund, the amounts in the schedule for general program operations of providing loans  
3 and aids to veterans.

4           **SECTION 512.** 20.485 (2) (ac) of the statutes is created to read:

5           20.485 (2) (ac) *Veterans assistance.* From the general fund, the amounts in the  
6 schedule for general program operations of the veterans assistance program under  
7 s. 45.43. No moneys may be encumbered or expended from this appropriation after  
8 June 30, 2009.

9           **SECTION 513.** 20.485 (2) (am) of the statutes is created to read:

10           20.485 (2) (am) *Payments for outreach for homeless veterans.* From the general  
11 fund, the amounts in the schedule for the payments under 2007 Wisconsin Act ....  
12 (this act), section 9153 (1). No money may be encumbered or expended from this  
13 appropriation after June 30, 2009.

14           **SECTION 513g.** 20.485 (2) (e) of the statutes is created to read:

15           20.485 (2) (e) *Korean War memorial grant.* From the general fund, the amounts  
16 in the schedule for the refurbishment of the Korean War memorial at Plover. No  
17 moneys may be encumbered from this appropriation after June 30, 2008.

18           **SECTION 513m.** 20.485 (2) (f) of the statutes is amended to read:

19           20.485 (2) (f) *Mission welcome home.* From the general fund, the amounts in  
20 the schedule to provide payments under s. 45.03 (13) (j). No moneys may be  
21 encumbered from the appropriation under this paragraph after June 30, 2007 2009.

22           **SECTION 514.** 20.485 (2) (m) of the statutes is amended to read:

23           20.485 (2) (m) *Federal aid payments; veterans training assistance.* All moneys  
24 received from the federal government for the education and training of war orphans  
25 assistance to veterans and their dependents to be expended for the purposes

1 specified or for the use of department facilities to be expended for any purpose  
2 authorized by law.

3 **SECTION 515.** 20.485 (3) (t) of the statutes is amended to read:

4 20.485 (3) (t) *Debt service.* As a continuing appropriation from the veterans  
5 mortgage loan repayment fund, all moneys deposited and held in accounts in the  
6 veterans mortgage loan repayment fund to reimburse s. 20.866 (1) (u) for the  
7 payment of debt service costs incurred in providing veterans mortgage loans under  
8 s. 45.37 (6) (a) and for debt service costs incurred in contracting public debt for any  
9 of the purposes under s. 18.04 (5), for these purposes and to make payments under  
10 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 516.** 20.485 (4) (qm) of the statutes is amended to read:

12 20.485 (4) (qm) *Repayment of principal and interest.* From the veterans trust  
13 fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
14 interest costs incurred in financing the acquisition, construction, development,  
15 enlargement, or improvement of veterans cemeteries provided under s. 20.866 (2) (z)  
16 and to make payments under an agreement or ancillary arrangement entered into  
17 under s. 18.06 (8) (a).

18 **SECTION 516c.** 20.485 (4) (r) of the statutes is amended to read:

19 20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts  
20 in the schedule to be used at the veterans memorial cemeteries operated under s.  
21 45.61 for utilities and for fuel, heat and air conditioning, to pay assessments levied  
22 by the department of administration under s. 16.847 (3) for debt service costs and  
23 energy cost savings generated at departmental facilities, and for costs incurred by  
24 or on behalf of the department of veterans affairs under ss. 16.858 and 16.895.

25 **SECTION 516d.** 20.490 (5) (q) of the statutes is amended to read:

1           20.490 (5) (q) *Recycling and renewable energy fund transfer to Wisconsin*  
2 *development reserve fund.* From the recycling and renewable energy fund, as a  
3 continuing appropriation, the amounts in the schedule to be transferred to the  
4 Wisconsin development reserve fund under s. 234.93.

5           **SECTION 516e.** 20.505 (1) (e) of the statutes is created to read:

6           20.505 (1) (e) *Indigent civil legal services.* The amounts in the schedule to  
7 provide grants for the provision of civil legal services to indigent persons under s.  
8 16.19.

9           **SECTION 517is.** 20.505 (1) (is) of the statutes is amended to read:

10           20.505 (1) (is) *Information technology and communications services; nonstate*  
11 *entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2) and (3),  
12 and 16.997 (2) (d), to provide computer, telecommunications, electronic  
13 communications, and supercomputer services, but not integrated business  
14 information system services under s. 16.971 (2) (cf), to state authorities, units of the  
15 federal government, local governmental units, and entities in the private sector, the  
16 amounts in the schedule.

17           **SECTION 517iv.** 20.505 (1) (iv) of the statutes is created to read:

18           20.505 (1) (iv) *Integrated business information system; nonstate entities.* All  
19 moneys received from any authority, as defined in s. 16.97 (2), or local governmental  
20 unit, as defined in s. 16.97 (7), for information system purposes under s. 16.971 (2)  
21 (cf), to be used for those purposes.

22           **SECTION 517kd.** 20.505 (1) (kd) of the statutes is created to read:

23           20.505 (1) (kd) *Integrated business information system.* All moneys received  
24 from any agency, as defined in s. 16.97 (1m), for information technology purposes  
25 under s. 16.971 (2) (cf), to be used for those purposes.

1           **SECTION 517kL.** 20.505 (1) (kL) of the statutes is amended to read:

2           20.505 (1) (kL) *Printing, mail, communication, and information technology*  
3 *services; agencies.* From the sources specified in ss. 16.971, 16.972, 16.973, and  
4 16.974 (3), to provide printing, mail processing, electronic communications, and  
5 information technology development, management, and processing services, but not  
6 integrated business information system services under s. 16.971 (2) (cf), to state  
7 agencies, the amounts in the schedule.

8           **SECTION 519.** 20.505 (2) (am) of the statutes is amended to read:

9           20.505 (2) (am) *Costs and judgments.* ~~The amounts in the schedule~~ A sum  
10 sufficient for costs and judgments under s. 175.40 (6m) (c) 1. or 2.

11           **SECTION 520.** 20.505 (4) (bm) of the statutes is created to read:

12           20.505 (4) (bm) *Aid to The Wisconsin Covenant Foundation, Inc.* The amounts  
13 in the schedule for aids to The Wisconsin Covenant Foundation, Inc., to be used for  
14 promoting attendance at nonprofit postsecondary educational institutions in this  
15 state and for salary, travel, and other expenses directly incurred by The Wisconsin  
16 Covenant Foundation, Inc., in its postsecondary education promotional activities,  
17 subject to s. 16.257 (2).

18           **SECTION 522.** 20.505 (4) (dr) of the statutes is repealed.

19           **SECTION 523.** 20.505 (4) (es) of the statutes is amended to read:

20           20.505 (4) (es) *Principal, interest, and rebates; general purpose revenue —*  
21 *schools.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
22 and interest costs incurred in financing educational technology infrastructure  
23 financial assistance to school districts under s. 16.995 ~~and~~, to make full payment of  
24 the amounts determined by the building commission under s. 13.488 (1) (m), to the  
25 extent that these costs and payments are not paid under par. (ha), and to make

1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 524.** 20.505 (4) (et) of the statutes is amended to read:

4 20.505 (4) (et) *Principal, interest, and rebates; general purpose revenue —*  
5 *public library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
6 of principal and interest costs incurred in financing educational technology  
7 infrastructure financial assistance to public library boards under s. 16.995 and, to  
8 make full payment of the amounts determined by the building commission under s.  
9 13.488 (1) (m), to the extent that these costs and payments are not paid under par.  
10 (hb), and to make payments under an agreement or ancillary arrangement entered  
11 into under s. 18.06 (8) (a).

12 **SECTION 524w.** 20.505 (4) (h) of the statutes is amended to read:

13 20.505 (4) (h) *Program services.* The amounts in the schedule to carry out the  
14 responsibilities of divisions, commissions, and boards attached to the department of  
15 administration, other than the board on aging and long-term care, the board for  
16 people with developmental disabilities, and the public records board, and to carry out  
17 the responsibilities of special and executive committees. All moneys received from  
18 fees which are authorized by law or administrative rule to be collected by any  
19 division, board or commission attached to the department, other than the board on  
20 aging and long-term care, the board for people with developmental disabilities, and  
21 the public records board, and all moneys received from fees that are authorized by  
22 law or executive order to be collected by any special or executive committee shall be  
23 credited to this appropriation account and used to carry out the purposes for which  
24 collected.

25 **SECTION 525.** 20.505 (4) (ha) of the statutes is amended to read:

1           20.505 (4) (ha) *Principal, interest, and rebates; program revenue — schools.* All  
2 moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u) for the payment of  
3 principal and interest costs incurred in financing educational technology  
4 infrastructure financial assistance to school districts under s. 16.995 and, to make  
5 full payment of the amounts determined by the building commission under s. 13.488  
6 (1) (m), and to make payments under an agreement or ancillary arrangement  
7 entered into under s. 18.06 (8) (a).

8           **SECTION 526.** 20.505 (4) (hb) of the statutes is amended to read:

9           20.505 (4) (hb) *Principal, interest, and rebates; program revenue — public*  
10 *library boards.* All moneys received under s. 16.995 (3) to reimburse s. 20.866 (1) (u)  
11 for the payment of principal and interest costs incurred in financing educational  
12 technology infrastructure financial assistance to public library boards under s.  
13 16.995 and, to make full payment of the amounts determined by the building  
14 commission under s. 13.488 (1) (m), and to make payments under an agreement or  
15 ancillary arrangement entered into under s. 18.06 (8) (a).

16           **SECTION 527.** 20.505 (4) (kp) of the statutes is amended to read:

17           20.505 (4) (kp) *Hearings and appeals fees.* The amounts in the schedule for  
18 hearings and appeals services to the department of health and family services under  
19 s. 227.43 (1) (bu), the department of ~~workforce development~~ children and families  
20 under s. 227.43 (1) (by), and to all agencies under s. 227.43 (1m). All moneys received  
21 from the fees charged under s. 227.43 (3) (c), (d), and (e) shall be credited to this  
22 appropriation account.

23           **SECTION 529.** 20.505 (4) (mp) of the statutes is amended to read:

24           20.505 (4) (mp) *Federal e-rate aid.* All federal moneys received under 47 USC  
25 254 for the provision of educational telecommunications access to educational



1 agencies under s. 16.997 to pay administrative expenses relating to the receipt and  
2 disbursement of those federal moneys ~~and~~, to reimburse pars. (es) and (et) as  
3 provided in s. 16.995 (3m), ~~and, to the extent that sufficient moneys for the provision~~  
4 ~~of that access are available after payment of those expenses and that reimbursement,~~  
5 ~~to make payments to telecommunications providers that under contracts under s.~~  
6 ~~16.971 (13), (14), (15), or (16) provide that access to educational agencies that are~~  
7 ~~eligible for a rate discount for telecommunications services under 47 USC 254; and~~  
8 all federal moneys received under 47 USC 254 for the provision of additional  
9 educational telecommunications access to educational agencies under s. 16.998 to  
10 reduce the rates charged those educational agencies for those services as provided  
11 in s. 16.998.

12 **SECTION 530.** 20.505 (4) (mr) of the statutes is repealed.

13 **SECTION 531.** 20.505 (4) (s) of the statutes is amended to read:

14 20.505 (4) (s) *Telecommunications access; school districts.* Biennially, from the  
15 universal service fund, the amounts in the schedule to make payments to  
16 telecommunications providers under contracts under s. 16.971 (13) to the extent that  
17 the amounts due are not paid from the appropriation under sub. (1) (is), and to make  
18 grants to school district consortia under s. 16.997 (7), ~~and, prior to January 1, 2006,~~  
19 ~~to make grants to school districts under s. 16.997 (6).~~

20 **SECTION 532.** 20.505 (4) (tm) of the statutes is amended to read:

21 20.505 (4) (tm) *Telecommunications access; private schools.* Biennially, from  
22 the universal service fund, the amounts in the schedule to make payments to  
23 telecommunications providers under contracts under s. 16.971 (15) to the extent that  
24 the amounts due are not paid from the appropriation under sub. (1) (is) ~~and, prior~~  
25 ~~to January 1, 2006, to make grants to private schools under s. 16.997 (6).~~

1           **SECTION 533.** 20.505 (5) (c) of the statutes is amended to read:

2           20.505 (5) (c) *Principal repayment and interest; Black Point Estate.* A sum  
3 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
4 incurred in adapting for public use the property known as Black Point Estate and to  
5 make payments under an agreement or ancillary arrangement entered into under  
6 s. 18.06 (8) (a).

7           **SECTION 534.** 20.505 (5) (g) of the statutes is amended to read:

8           20.505 (5) (g) *Principal repayment, interest and rebates; parking.* From the fees  
9 collected under s. 16.843 (2) (cm), a sum sufficient to reimburse s. 20.866 (1) (u) for  
10 the payment of principal and interest costs incurred in financing land acquisition for  
11 and construction of parking located in the city of Madison, ~~and~~ to make the payments  
12 determined by the building commission under s. 13.488 (1) (m) that are attributable  
13 to the proceeds of obligations incurred in financing parking, and to make payments  
14 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

15           **SECTION 534m.** 20.505 (5) (ka) of the statutes is amended to read:

16           20.505 (5) (ka) *Facility operations and maintenance; police and protection*  
17 *functions.* The amounts in the schedule for the purpose of financing the costs of  
18 operation of state-owned or operated facilities that are not funded from other  
19 appropriations, including custodial and maintenance services; minor projects;  
20 utilities, fuel, heat and air conditioning; assessments levied by the department  
21 under s. 16.847 (3) for debt service costs and energy cost savings generated at  
22 departmental facilities; costs incurred under ss. 16.858 and 16.895 by or on behalf  
23 of the department; and supplementing the costs of operation of child care facilities  
24 for children of state employees under s. 16.841; and for police and protection  
25 functions under s. 16.84 (2) and (3). All moneys received from state agencies for the

1 operation of such facilities, parking rental fees established under s. 16.843 (2) (bm)  
2 and miscellaneous other sources, all moneys received from assessments under s.  
3 16.895, all moneys received for the performance of gaming protection functions  
4 under s. 16.84 (3), and all moneys transferred from the appropriation account under  
5 s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

6 **SECTION 535.** 20.505 (5) (kc) of the statutes is amended to read:

7 20.505 (5) (kc) *Principal repayment, interest and rebates.* All moneys  
8 transferred from par. (ka), to be transferred to the appropriation under s. 20.866 (1)  
9 (u) for the payment of principal and interest costs incurred in financing the  
10 acquisition, construction, development, enlargement or improvement of facilities  
11 housing state agencies and, to make the payments determined by the building  
12 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
13 obligations incurred in financing such facilities, and to make payments under an  
14 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

15 **SECTION 535m.** 20.505 (5) (kd) of the statutes is created to read:

16 20.505 (5) (kd) *Energy conservation construction projects; principal repayment,*  
17 *interest and rebates.* All moneys received by the department from agencies, as  
18 defined in s. 16.70 (1e), in payment of assessments under s. 16.847 (3), and all moneys  
19 transferred from other appropriation accounts under s. 16.847 (3), for the purpose  
20 of reimbursing s. 20.866 (1) (u) for the payment of principal and interest costs  
21 incurred in financing energy conservation construction projects at state facilities, for  
22 the purpose of transferring to the appropriation account under par. (ke) the revenues  
23 from assessments collected from agencies under s. 16.847 (3) in excess of the amount  
24 required to make the payments required under this paragraph, and to make the  
25 payments determined by the building commission under s. 13.488 (1) (m) that are

1 attributable to the proceeds of obligations incurred in financing energy conservation  
2 construction projects at state facilities, and to make payments under an agreement  
3 or ancillary arrangement entered into under s. 18.06 (8) (a). Annually no later than  
4 June 30, the department shall transfer from this appropriation account to the  
5 appropriation account under par. (ke) an amount equal to the excess assessments  
6 collected by the department under s. 16.847 (3) during the fiscal year ending on that  
7 June 30.

8 **SECTION 535n.** 20.505 (5) (ke) of the statutes is created to read:

9 20.505 (5) (ke) *Additional energy conservation construction projects.* All  
10 moneys transferred from the appropriation account under par. (kd) for the purpose  
11 of providing additional funding to agencies, as defined in s. 16.70 (1e), for energy  
12 conservation construction projects at state facilities under the jurisdiction of the  
13 agencies as provided in s. 16.847 (2).

14 **SECTION 536.** 20.505 (6) (b) of the statutes is amended to read:

15 20.505 (6) (b) *Alternatives to prosecution and incarceration for persons who use*  
16 *alcohol or other drugs; presentencing assessments.* The amounts in the schedule for  
17 making grants to counties under s. 16.964 (12) (b) and entering into contracts under  
18 s. 16.964 (12) (j) and for making grants under 2007 Wisconsin Act ... (this act),  
19 section 9101 (4).

20 **SECTION 536m.** 20.505 (6) (f) of the statutes is created to read:

21 20.505 (6) (f) *Child advocacy centers.* The amounts in the schedule for grants  
22 to child advocacy centers under s. 16.964 (14).

23 **SECTION 539.** 20.505 (6) (k) of the statutes is amended to read:

24 20.505 (6) (k) *Law enforcement programs and youth diversion —*  
25 *administration.* The amounts in the schedule for administering grants for law

1 enforcement assistance and for administering the youth diversion program under s.  
2 16.964 (8). All moneys transferred from the appropriation account under s. 20.455  
3 (2) (i) 13. shall be credited to this appropriation account.

4 **SECTION 541.** 20.505 (8) (hm) 2m. of the statutes is repealed.

5 **SECTION 542.** 20.505 (8) (hm) 4d. of the statutes is created to read:

6 20.505 (8) (hm) 4d. The amount transferred to s. 20.245 (1) (k) shall be the  
7 amount in the schedule under s. 20.245 (1) (k).

8 **SECTION 542g.** 20.505 (8) (hm) 21. of the statutes is created to read:

9 20.505 (8) (hm) 21. The amount transferred to s. 20.435 (3) (kz) shall be  
10 \$500,000 in fiscal year 2007-08.

11 **SECTION 543g.** 20.511 (1) (i) of the statutes, as created by 2007 Wisconsin Act  
12 1, is amended to read:

13 20.511 (1) (i) *General program operations* *Elections administration; program*  
14 *revenue*. The amounts in the schedule for ~~general program operations of the board~~  
15 the administration of chs. 5 to 12. All moneys received from fees imposed under ss.  
16 s. 11.055 (1) and 13.75 shall be credited to this appropriation account.

17 **SECTION 543r.** 20.511 (1) (im) of the statutes is created to read:

18 20.511 (1) (im) *Lobbying administration; program revenue*. The amounts in the  
19 schedule for the administration of subch. III of ch. 13. All moneys received from the  
20 fees imposed under s. 13.75 shall be credited to this appropriation account.

21 **SECTION 543t.** 20.515 (1) (ut) of the statutes, as affected by 2005 Wisconsin Act  
22 228, is amended to read:

23 20.515 (1) (ut) *Health insurance data collection and analysis contracts*. From  
24 the public employee trust fund, the amounts in the schedule for the costs of

1 contracting for insurance data collection and analysis services under s. ~~ss.~~ 40.03 (6)  
2 (j) and 153.05 (2r).

3 **SECTION 545.** 20.545 (1) (km) of the statutes is amended to read:

4 20.545 (1) (km) *Collective bargaining grievance arbitrations.* The amounts in  
5 the schedule for the payment of the state's share of costs related to collective  
6 bargaining grievance arbitrations under s. 111.86. All moneys received from state  
7 agencies for the purpose of reimbursing the state's share of the costs related to  
8 grievance arbitrations under s. 111.86 and to reimburse the state's share of costs for  
9 training related to grievance arbitrations shall be credited to this appropriation  
10 account.

11 **SECTION 546.** 20.550 (1) (f) of the statutes is amended to read:

12 20.550 (1) (f) *Transcripts, discovery, and interpreters.* The amounts in the  
13 schedule for the costs of interpreters and discovery materials and for the  
14 compensation of court reporters or clerks of circuit court for preliminary  
15 examination, trial, and appeal transcripts, and the payment of related costs under  
16 s. 967.06 (3).

17 **SECTION 547.** 20.550 (1) (L) of the statutes is amended to read:

18 20.550 (1) (L) *Private bar and investigator reimbursement; payments for legal*  
19 *representation.* All moneys received, after first deducting the amounts appropriated  
20 under par. (fb), from persons as payment for legal representation to be used for the  
21 reimbursement of private attorneys appointed to act as counsel ~~for a child or an~~  
22 ~~indigent person~~ under s. 977.08 and for reimbursement for contracting for services  
23 of private investigators.

24 **SECTION 548.** 20.566 (1) (go) of the statutes is renumbered 20.566 (2) (hm).

25 **SECTION 548m.** 20.566 (1) (h) of the statutes is amended to read:

1           20.566 (1) (h) *Debt collection.* From moneys received from the collection of  
2 debts owed to state agencies under ss. 71.93 and 565.30 (5), from the collection of  
3 unpaid fines, forfeitures, costs, fees, surcharges, and restitution payments under s.  
4 565.30 (5r) (b), from the collection of fees under s. 73.03 (52) and (52n), and from  
5 moneys received from the collection of debts owed to municipalities and counties  
6 under s. 71.935, the amounts in the schedule to pay the administrative expenses of  
7 the department of revenue for the collection of those debts, fines, forfeitures, costs,  
8 surcharges, fees, and restitution payments. Notwithstanding s. 20.001 (3) (a), at the  
9 end of the fiscal year the unencumbered balance of this appropriation account lapses  
10 to the general fund.

11           **SECTION 549.** 20.566 (1) (hb) of the statutes is created to read:

12           20.566 (1) (hb) *Collections by the department.* From moneys received from the  
13 collection of extraordinary, targeted state delinquent taxes, the amounts in the  
14 schedule to pay for the costs of collecting those taxes. Notwithstanding s. 20.001 (3)  
15 (a), at the end of the fiscal year, the unencumbered balance of this appropriation  
16 account lapses to the general fund.

17           **SECTION 550.** 20.566 (1) (ho) of the statutes is created to read:

18           20.566 (1) (ho) *Collections under multistate streamlined sales tax project.* From  
19 moneys collected under the multistate streamlined sales tax project as provided  
20 under s. 73.03 (28e), a sum sufficient to pay the dues necessary to participate in the  
21 governing board of the multistate streamlined sales tax project.

22           **SECTION 551.** 20.566 (1) (hp) (title) of the statutes is amended to read:

23           20.566 (1) (hp) (title) *Administration of endangered resources; professional*  
24 *football district; breast cancer research; fire fighters memorial; veterans trust fund;*

1 *multiple sclerosis programs; prostate cancer research income tax checkoff voluntary*  
2 *payments.*

3 **SECTION 551r.** 20.566 (1) (q) of the statutes is amended to read:

4 20.566 (1) (q) *Recycling surcharge administration.* From the recycling and  
5 renewable energy fund, the amounts in the schedule for the costs, including data  
6 processing costs, incurred in administering the recycling surcharge under subch. VII  
7 of ch. 77.

8 **SECTION 552.** 20.566 (2) (am) of the statutes is repealed.

9 **SECTION 553.** 20.566 (2) (b) of the statutes is created to read:

10 20.566 (2) (b) *Integrated property assessment system technology.* The amounts  
11 in the schedule for technology expenses necessary to create an integrated property  
12 assessment system, including expenses necessary to publish the manual under s.  
13 73.03 (2a) on the Internet.

14 **SECTION 554.** 20.566 (2) (hi) of the statutes is repealed.

15 **SECTION 555.** 20.566 (3) (gm) of the statutes is amended to read:

16 20.566 (3) (gm) *Reciprocity agreement and publications.* The amounts in the  
17 schedule to provide services for the Minnesota income tax reciprocity agreement  
18 under s. 71.10 (7) and for publications except as provided in par. (g) and sub. (2) (hi)  
19 (b). All moneys received by the department of revenue in return for the provision of  
20 these services shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
21 (a), at the end of the 2006–07 fiscal year, the unencumbered balance of this  
22 appropriation account shall lapse to the general fund.

23 **SECTION 555f.** 20.566 (7) (v) of the statutes is amended to read:

24 20.566 (7) (v) *Investment and local impact fund.* From the investment and local  
25 impact fund, all moneys received under s. 70.395 (1e) and (2) (dc) and (dg), less the



1 moneys appropriated under ss. ~~20.143 (1) (r)~~ and s. 20.370 (2) (gr), to be disbursed  
2 under ss. 70.395 (2) (d) to (g), 293.33 (4) and 293.65 (5) (a).

3 **SECTION 557g.** 20.665 (1) (d) of the statutes is repealed.

4 **SECTION 557r.** 20.670 of the statutes is created to read:

5 **20.670 Judicial council.** There is appropriated to the judicial council for the  
6 following programs:

7 **(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE.** (a) *General program*  
8 *operations.* The amounts in the schedule for the program under s. 758.13.

9 (m) *Federal aid.* All federal moneys received as authorized under s. 16.54 to  
10 carry out the purposes for which made and received.

11 **SECTION 558.** 20.680 (2) (j) of the statutes is amended to read:

12 20.680 **(2) (j)** *Court information systems.* All moneys received under s. 758.19  
13 (4m), all moneys received under ss. 814.61, 814.62, and 814.63 that are required to  
14 be credited to this appropriation account under those sections, and one-half of the  
15 moneys received under s. 814.86 (1) for the operation of circuit court automated  
16 information systems under s. 758.19 (4).

17 **SECTION 558d.** 20.765 (1) (d) of the statutes is amended to read:

18 20.765 **(1) (d)** *Legislative documents.* A sum sufficient to pay legislative  
19 expenses for acquisition, production, retention, sales and distribution of legislative  
20 documents authorized under ss. 13.17, 13.90 (1) (g), 13.92 (1) (e), ~~13.93 (3)~~ and (2m),  
21 and 35.78 (1) or the rules of the senate and assembly, except as provided in sub. (3)  
22 (em).

23 **SECTION 558g.** 20.765 (1) (e) of the statutes is created to read:

24 20.765 **(1) (e)** *Gifts, grants, and bequests.* All moneys received from gifts,  
25 grants, and bequests to carry out the purposes for which made.

1           **SECTION 558h.** 20.765 (3) (a) of the statutes is amended to read:

2           20.765 (3) (a) *Revisor of statutes bureau.* For the revisor of statutes bureau,  
3 biennially, the amounts in the schedule for general program operations under s.  
4 13.93, 2005 stats. No moneys may be encumbered or expended from this  
5 appropriation after June 30, 2008.

6           **SECTION 558t.** 20.765 (3) (g) of the statutes is amended to read:

7           20.765 (3) (g) *Gifts and grants to service agencies.* For the legislative service  
8 agency under s. 13.81, 13.82, 13.90, 13.91, 13.92, ~~13.93~~, 13.94, 13.95 or 13.96 to which  
9 directed, as a continuing appropriation, all gifts, grants, bequests and devises for the  
10 purposes for which made not inconsistent with said sections.

11           **SECTION 568h.** 20.835 (2) (bn) of the statutes is created to read:

12           20.835 (2) (bn) *Dairy manufacturing facility investment credit.* The amounts  
13 in the schedule to make the payments under ss. 71.07 (3p), 71.28 (3p), and 71.47 (3p).

14           **SECTION 569.** 20.835 (2) (kf) of the statutes is amended to read:

15           20.835 (2) (kf) *Earned income tax credit; temporary assistance for needy*  
16 *families.* The amounts in the schedule to be used to pay, to the extent permitted  
17 under federal law, the claims approved under s. 71.07 (9e). All moneys transferred  
18 from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) shall be credited  
19 to this appropriation account.

20           **SECTION 570.** 20.835 (3) (b) of the statutes is amended to read:

21           20.835 (3) (b) *School levy tax credit and first dollar credit.* A sum sufficient to  
22 make the payments under s. 79.10 (4) and (5m).

23           **SECTION 571.** 20.855 (1) (a) of the statutes is amended to read:

24           20.855 (1) (a) *Obligation on operating notes.* A sum sufficient to pay principal,  
25 interest and premium, if any, due on operating notes, including amounts due on

1 periodic payments, and to make payments under an agreement or ancillary  
2 arrangement entered into under s. 18.73 (5) (a), pursuant to resolutions authorizing  
3 the issuance of the operating notes under s. 18.73 (1).

4 **SECTION 572g.** 20.855 (4) (f) of the statutes is amended to read:

5 20.855 (4) (f) *Supplemental title fee matching.* From the general fund, a sum  
6 sufficient equal to the amount of supplemental title fees collected under s. 342.14  
7 (3m), as determined under s. 85.037, to be transferred to the environmental fund on  
8 ~~October 1 annually~~ quarterly as provided in s. 85.037.

9 **SECTION 572m.** 20.855 (4) (fs) of the statutes is created to read:

10 20.855 (4) (fs) *Aids for certain local purchases and projects.* The amounts in  
11 the schedule to provide the assistance specified in 2007 Wisconsin Act .... (this act),  
12 section 9155 (5a).

13 **SECTION 572n.** 20.855 (4) (fs) of the statutes, as created by 2007 Wisconsin Act  
14 .... (this act), is repealed.

15 **SECTION 575.** 20.855 (8) (a) of the statutes is amended to read:

16 20.855 (8) (a) *Dental clinic and education facility; principal repayment, interest*  
17 *and rebates.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of  
18 principal and interest costs incurred in financing the construction grant under s.  
19 13.48 (32), ~~and to make the payments determined by the building commission under~~  
20 s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in  
21 financing the construction grant under s. 13.48 (32), and to make payments under  
22 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 580i.** 20.865 (2) (i) of the statutes is created to read:

24 20.865 (2) (i) *Integrated business information system; program revenues.* From  
25 the appropriate program revenue and program revenue-service accounts, a sum

1 sufficient to supplement the appropriations to state agencies to cover costs incurred  
2 by state agencies under s. 16.971 (2) (cf) in excess of budgeted amounts.

3 **SECTION 580r.** 20.865 (2) (r) of the statutes is created to read:

4 20.865 (2) (r) *Integrated business information system; segregated revenues.*

5 From the appropriate segregated funds, a sum sufficient to supplement the  
6 appropriations to state agencies to cover costs incurred by state agencies under s.  
7 16.971 (2) (cf) in excess of budgeted amounts.

8 **SECTION 582.** 20.866 (intro.) of the statutes is amended to read:

9 **20.866 Public debt.** (intro.) There are irrevocably appropriated to the bond  
10 security and redemption fund and to the capital improvement fund, as a first charge  
11 upon all revenues of this state, sums sufficient for payment of principal, interest and  
12 premium due, if any, on public debt contracted under subchs. I and IV of ch. 18. There  
13 are also irrevocably appropriated to the bond security and redemption fund and to  
14 the capital improvement fund, as a first charge upon all revenues of this state, sums  
15 sufficient for the payment due, if any, under an agreement or ancillary arrangement  
16 entered into under s. 18.06 (8) (a) relating to any public debt contracted under  
17 subchs. I and IV of ch. 18.

18 **SECTION 583.** 20.866 (1) (u) of the statutes is amended to read:

19 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
20 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), (f), and (s), 20.190  
21 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),  
22 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i),  
23 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br),  
24 (ca), (cb), (cc), (cd), (ce), (cf), (cg), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au),  
25 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485

1 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g)  
2 ~~and, (kc), and (kd),~~ 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bn),  
3 (bp), (bq), (br), ~~(bt)~~ (bu), (bv), (g), (h), (i), and (q) for the payment of principal ~~and,~~  
4 interest ~~on,~~ premium due, if any, and payment due, if any, under an agreement or  
5 ancillary arrangement entered into under s. 18.06 (8) (a) relating to any public debt  
6 contracted under subchs. I and IV of ch. 18.

7 **SECTION 583g.** 20.866 (2) (s) of the statutes is amended to read:

8 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital  
9 improvement fund, a sum sufficient for the board of regents of the University of  
10 Wisconsin System to acquire, construct, develop, enlarge or improve university  
11 academic educational facilities and facilities to support such facilities. The state may  
12 contract public debt in an amount not to exceed ~~\$1,358,615,800~~ \$1,567,180,800 for  
13 this purpose.

14 **SECTION 583r.** 20.866 (2) (t) of the statutes is amended to read:

15 20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the  
16 capital improvement fund, a sum sufficient for the board of regents of the University  
17 of Wisconsin System to acquire, construct, develop, enlarge or improve university  
18 self-amortizing educational facilities and facilities to support such facilities. The  
19 state may contract public debt in an amount not to exceed ~~\$1,279,517,100~~  
20 \$1,615,268,200 for this purpose. Of this amount, \$4,500,000 is allocated only for the  
21 University of Wisconsin-Madison indoor practice facility for athletic programs and  
22 only at the time that ownership of the facility is transferred to the state.

23 **SECTION 584b.** 20.866 (2) (ta) of the statutes is amended to read:

24 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*  
25 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for

1 the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 23.0917.  
2 The state may contract public debt in an amount not to exceed \$572,000,000  
3 \$1,622,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),  
4 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this  
5 paragraph may not exceed \$46,000,000 in fiscal year 2000–01, may not exceed  
6 \$46,000,000 in fiscal year 2001–02, and may not exceed \$60,000,000 in each fiscal  
7 year beginning with fiscal year 2002–03 and ending with fiscal year 2009–10, and  
8 may not exceed \$105,000,000 in each fiscal year beginning with fiscal year 2010–11  
9 and ending with fiscal year 2019–20.

10 **SECTION 585.** 20.866 (2) (tc) of the statutes is amended to read:

11 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,  
12 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred  
13 to the environmental improvement fund for the purposes of the clean water fund  
14 program under ss. 281.58 and 281.59. The state may contract public debt in an  
15 amount not to exceed ~~\$637,743,200~~ \$697,643,200 for this purpose. Of this amount,  
16 the amount needed to meet the requirements for state deposits under 33 USC 1382  
17 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the  
18 minority business development and training program under s. 200.49 (2) (b).  
19 Moneys from this appropriation account may be expended for the purposes of s.  
20 281.57 (10m) and (10r) only in the amount by which the department of natural  
21 resources and the department of administration determine that moneys available  
22 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

23 **SECTION 586.** 20.866 (2) (td) of the statutes is amended to read:

24 20.866 (2) (td) *Safe drinking water loan program.* From the capital  
25 improvement fund, a sum sufficient to be transferred to the environmental

1 improvement fund for the safe drinking water loan program under s. 281.61. The  
2 state may contract public debt in an amount not to exceed ~~\$32,310,000~~ \$38,400,000  
3 for this purpose.

4 **SECTION 587.** 20.866 (2) (te) of the statutes is amended to read:

5 20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital  
6 improvement fund, a sum sufficient for the department of natural resources to  
7 provide funds for nonpoint source water pollution abatement projects under s. 281.65  
8 and to provide the grant under 2003 Wisconsin Act 33, section 9138 (3f). The state  
9 may contract public debt in an amount not to exceed ~~\$89,310,400~~ \$94,310,400 for this  
10 purpose.

11 **SECTION 588.** 20.866 (2) (tf) of the statutes is amended to read:

12 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital  
13 improvement fund, a sum sufficient for the department of natural resources to fund  
14 nonpoint source water pollution abatement projects under s. 281.65 (4c). The state  
15 may contract public debt in an amount not to exceed ~~\$4,000,000~~ \$11,000,000 for this  
16 purpose.

17 **SECTION 589.** 20.866 (2) (tg) of the statutes is amended to read:

18 20.866 (2) (tg) *Natural resources; environmental repair.* From the capital  
19 improvement fund, a sum sufficient for the department of natural resources to fund  
20 investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial  
21 action under s. 281.83 and for payment of this state's share of environmental repair  
22 that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may  
23 contract public debt in an amount not to exceed ~~\$51,000,000~~ \$54,000,000 for this  
24 purpose. Of this amount, \$7,000,000 is allocated for remedial action under s. 281.83.

25 **SECTION 590.** 20.866 (2) (th) of the statutes is amended to read:

1           20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing*. From  
2 the capital improvement fund, a sum sufficient for the department of natural  
3 resources to provide cost-sharing grants for urban nonpoint source water pollution  
4 abatement and storm water management projects under s. 281.66 and, to provide  
5 municipal flood control and riparian restoration cost-sharing grants under s.  
6 281.665, and to make the grant under 2007 Wisconsin Act ... (this act), section 9135  
7 (1i). The state may contract public debt in an amount not to exceed ~~\$23,900,000~~  
8 \$29,900,000 for this purpose. Of this amount, \$500,000 is allocated in fiscal  
9 biennium 2001–03 for dam rehabilitation grants under s. 31.387.

10           **SECTION 591.** 20.866 (2) (ti) of the statutes is created to read:

11           20.866 (2) (ti) *Natural resources; contaminated sediment removal*. From the  
12 capital improvement fund, a sum sufficient for the department of natural resources  
13 to fund removal of contaminated sediment under s. 281.87. The state may contract  
14 public debt in an amount not to exceed \$17,000,000 for this purpose.

15           **SECTION 591m.** 20.866 (2) (tk) of the statutes is amended to read:

16           20.866 (2) (tk) *Natural resources; environmental segregated fund supported*  
17 *administrative facilities*. From the capital improvement fund, a sum sufficient for  
18 the department of natural resources to acquire, construct, develop, enlarge or  
19 improve natural resource administrative office, laboratory, equipment storage and  
20 maintenance facilities. The state may contract public debt in an amount not to  
21 exceed ~~\$7,490,000~~ \$10,339,800 for this purpose.

22           **SECTION 591p.** 20.866 (2) (tu) of the statutes is amended to read:

23           20.866 (2) (tu) *Natural resources; segregated revenue supported facilities*. From  
24 the capital improvement fund, a sum sufficient for the department of natural  
25 resources to acquire, construct, develop, enlarge or improve natural resource



1 administrative office, laboratory, equipment storage or maintenance facilities and to  
2 acquire, construct, develop, enlarge or improve state recreation facilities and state  
3 fish hatcheries. The state may contract public debt in an amount not to exceed  
4 ~~\$55,078,100~~ \$73,277,700 for this purpose.

5 **SECTION 595g.** 20.866 (2) (ux) of the statutes is amended to read:

6 20.866 (2) (ux) *Corrections; correctional facilities.* From the capital  
7 improvement fund, a sum sufficient for the department of corrections to acquire,  
8 construct, develop, enlarge or improve adult and juvenile correctional facilities. The  
9 state may contract public debt in an amount not to exceed ~~\$801,979,400~~  
10 \$812,235,900 for this purpose.

11 **SECTION 595r.** 20.866 (2) (v) of the statutes is amended to read:

12 20.866 (2) (v) *Health and family services; mental health and secure treatment*  
13 *facilities.* From the capital improvement fund, a sum sufficient for the department  
14 of health and family services to acquire, construct, develop, enlarge or extend mental  
15 health and secure treatment facilities. The state may contract public debt in an  
16 amount not to exceed ~~\$127,761,700~~ \$172,817,700 for this purpose.

17 **SECTION 596.** 20.866 (2) (we) of the statutes is amended to read:

18 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement  
19 fund, a sum sufficient for the department of agriculture, trade and consumer  
20 protection to provide for soil and water resource management under s. 92.14. The  
21 state may contract public debt in an amount not to exceed ~~\$26,075,000~~ \$33,075,000  
22 for this purpose.

23 **SECTION 596c.** 20.866 (2) (ws) of the statutes is created to read:

24 20.866 (2) (ws) *Administration; energy conservation projects; capital*  
25 *improvement fund.* From the capital improvement fund, a sum sufficient for the

1 department of administration to provide funding to agencies, as defined in s. 16.70  
2 (1e), for energy conservation construction projects at state facilities under the  
3 jurisdiction of the agencies pursuant to s. 16.847 (2). The state may contract public  
4 debt in an amount not exceeding \$30,000,000 for this purpose.

5 **SECTION 596e.** 20.866 (2) (y) of the statutes is amended to read:

6 20.866 (2) (y) *Building commission; housing state departments and agencies.*

7 From the capital improvement fund, a sum sufficient to the building commission for  
8 the purpose of housing state departments and agencies. The state may contract  
9 public debt in an amount not to exceed ~~\$485,015,400~~ \$554,279,900 for this purpose.

10 **SECTION 596g.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

11 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the  
12 capital improvement fund, a sum sufficient to the building commission for relocation  
13 assistance and capital improvements for other public purposes authorized by law but  
14 not otherwise specified in this chapter. The state may contract public debt in an  
15 amount not to exceed ~~\$1,758,901,000~~ \$1,883,901,000 for this purpose. Of this  
16 amount:

17 **SECTION 596hd.** 20.866 (2) (zbc) of the statutes is created to read:

18 20.866 (2) (zbc) *Bond Health Center.* From the capital improvement fund, a  
19 sum sufficient for the building commission to provide a grant to the Bond Health  
20 Center specified in s. 13.48 (36p) (b) for construction costs related to expanding a  
21 hospital facility. The state may contract public debt in an amount not to exceed  
22 \$1,000,000 for this purpose.

23 **SECTION 596i.** 20.866 (2) (zbh) of the statutes is amended to read:

24 20.866 (2) (zbh) *Medical College of Wisconsin, Inc.; biomedical research and*  
25 *technology incubator.* From the capital improvement fund, a sum sufficient to

1 provide a grant to the Medical College of Wisconsin, Inc., to aid in the construction  
2 of and installation of equipment at a biomedical research and technology incubator.  
3 The state may contract public debt in an amount not to exceed ~~\$25,000,000~~  
4 \$35,000,000 for this purpose.

5 **SECTION 596k.** 20.866 (2) (zbn) of the statutes is created to read:

6 20.866 (2) (zbn) *Civil War exhibit at the Kenosha Public Museums.* From the  
7 capital improvement fund, a sum sufficient for the building commission to provide  
8 a grant to the Kenosha Public Museums for construction of a Civil War exhibit. The  
9 state may contract public debt in an amount not to exceed \$500,000 for this purpose.

10 **SECTION 596kb.** 20.866 (2) (z bq) of the statutes is repealed.

11 **SECTION 596kd.** 20.866 (2) (zbs) of the statutes is created to read:

12 20.866 (2) (zbs) *Hmong cultural centers.* From the capital improvement fund,  
13 a sum sufficient for the building commission to provide a grant to an organization  
14 specified in s. 13.48 (36) (b) for purchase or construction of a Hmong cultural center  
15 in Dane County and La Crosse County. The state may contract public debt in an  
16 amount not to exceed \$2,250,000 for this purpose.

17 **SECTION 596nd.** 20.866 (2) (zc) of the statutes is amended to read:

18 20.866 (2) (zc) *Administration; school educational technology infrastructure*  
19 *financial assistance.* From the capital improvement fund, a sum sufficient for the  
20 department of administration to provide educational technology infrastructure  
21 financial assistance to school districts under s. 16.995. The state may contract public  
22 debt in an amount not to exceed ~~\$90,200,000~~ \$71,911,300 for this purpose.

23 **SECTION 596np.** 20.866 (2) (zcm) of the statutes is amended to read:

24 20.866 (2) (zcm) *Administration; public library educational technology*  
25 *infrastructure financial assistance.* From the capital improvement fund, a sum

1 sufficient for the department of administration to provide educational technology  
2 infrastructure financial assistance to public library boards under s. 16.995. The  
3 state may contract public debt in an amount not to exceed ~~\$300,000~~ \$269,000 for this  
4 purpose.

5 **SECTION 596o.** 20.866 (2) (zd) of the statutes is amended to read:

6 20.866 (2) (zd) *Educational communications board; educational*  
7 *communications facilities.* From the capital improvement fund, a sum sufficient for  
8 the educational communications board to acquire, construct, develop, enlarge or  
9 improve educational communications facilities. The state may contract public debt  
10 in an amount not to exceed \$16,658,100 for this purpose before July 1, 2003, and an  
11 amount not to exceed ~~\$22,858,100~~ \$23,981,500 for this purpose on and after July 1,  
12 2003.

13 **SECTION 596q.** 20.866 (2) (zem) of the statutes is amended to read:

14 20.866 (2) (zem) *Historical society; historic records.* From the capital  
15 improvement fund, a sum sufficient for the historical society to construct a storage  
16 facility and to acquire and install systems and equipment necessary to prepare  
17 historic records for transfer to new storage facilities. The state may contract public  
18 debt in an amount not to exceed \$15,400,000 \$18,650,000 for this purpose.

19 **SECTION 596s.** 20.866 (2) (zj) of the statutes is amended to read:

20 20.866 (2) (zj) *Military affairs; armories and military facilities.* From the  
21 capital improvement fund, a sum sufficient for the department of military affairs to  
22 acquire, construct, develop, enlarge, or improve armories and other military  
23 facilities. The state may contract public debt in an amount not to exceed ~~\$27,463,900~~  
24 \$32,772,500 for this purpose.

25 **SECTION 597.** 20.866 (2) (zn) of the statutes is amended to read:

1           20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the  
2 capital improvement fund, a sum sufficient for the department of veterans affairs for  
3 loans to veterans under s. 45.37 (6) (a). The state may contract public debt in an  
4 amount not to exceed ~~\$2,120,840,000~~ \$2,205,840,000 for this purpose.

5           **SECTION 597e.** 20.866 (2) (zp) of the statutes is amended to read:

6           20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital  
7 improvement fund, a sum sufficient for the department of veterans affairs to acquire,  
8 construct, develop, enlarge or improve facilities at state veterans homes. The state  
9 may contract public debt in an amount not to exceed ~~\$34,912,600~~ \$38,051,600 for this  
10 purpose.

11          **SECTION 597s.** 20.866 (2) (zz) of the statutes is amended to read:

12          20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the  
13 capital improvement fund, a sum sufficient to the state fair park board to acquire,  
14 construct, develop, enlarge, or improve facilities at the state fair park in West Allis.  
15 The state may contract public debt not to exceed ~~\$56,787,100~~ \$52,987,100 for this  
16 purpose.

17          **SECTION 598.** 20.867 (1) (a) of the statutes is amended to read:

18          20.867 (1) (a) *Principal repayment and interest; housing of state agencies.* A  
19 sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
20 costs incurred in financing the housing of state agencies and to make payments  
21 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

22          **SECTION 599.** 20.867 (1) (b) of the statutes is amended to read:

23          20.867 (1) (b) *Principal repayment and interest; capitol and executive residence.*  
24 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
25 interest costs incurred in financing building projects at the capitol and executive

1 residence and to make payments under an agreement or ancillary arrangement  
2 entered into under s. 18.06 (8) (a).

3 **SECTION 600.** 20.867 (3) (a) of the statutes is amended to read:

4 20.867 (3) (a) *Principal repayment and interest.* A sum sufficient to pay all  
5 principal repayment and interest costs on tax-supported borrowing which is not  
6 initially allocable to the respective programs and to make payments under an  
7 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

8 **SECTION 601.** 20.867 (3) (b) of the statutes is amended to read:

9 20.867 (3) (b) *Principal repayment and interest.* A sum sufficient to reimburse  
10 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
11 capital improvements for other public purposes authorized by law but not otherwise  
12 specified in this chapter and to make payments under an agreement or ancillary  
13 arrangement entered into under s. 18.06 (8) (a).

14 **SECTION 602.** 20.867 (3) (bm) of the statutes is amended to read:

15 20.867 (3) (bm) *Principal repayment, interest, and rebates; HR Academy, Inc.*  
16 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
17 interest costs incurred in financing the construction of a youth and family center for  
18 HR Academy, Inc., in the city of Milwaukee, and to make the payments determined  
19 by the building commission under s. 13.488 (1) (m) that are attributable to the  
20 proceeds of obligations incurred in financing the construction of a youth and family  
21 center for the HR Academy, Inc., and to make payments under an agreement or  
22 ancillary arrangement entered into under s. 18.06 (8) (a).

23 **SECTION 602c.** 20.867 (3) (bn) of the statutes is created to read:

24 20.867 (3) (bn) *Principal repayment, interest and rebates; Hmong cultural*  
25 *centers.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal

1 and interest costs incurred in financing the purchase or construction of a Hmong  
2 cultural center in Dane County and La Crosse County, to make the payments  
3 determined by the building commission under s. 13.488 (1) (m) that are attributable  
4 to the proceeds of obligations incurred in financing the purchase or construction of  
5 the center, and to make payments under an agreement or ancillary arrangement  
6 entered into under s. 18.06 (8) (a).

7 **SECTION 603.** 20.867 (3) (bp) of the statutes is amended to read:

8 20.867 (3) (bp) *Principal repayment, interest and rebates.* A sum sufficient to  
9 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
10 in financing the construction of a Swiss cultural center in the village of New Glarus,  
11 ~~and~~ to make the payments determined by the building commission under s. 13.488  
12 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
13 construction of a Swiss cultural center in the village of New Glarus, and to make  
14 payments under an agreement or ancillary arrangement entered into under s. 18.06  
15 (8) (a).

16 **SECTION 604.** 20.867 (3) (bq) of the statutes is amended to read:

17 20.867 (3) (bq) *Principal repayment, interest and rebates; children's research*  
18 *institute.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal  
19 and interest costs incurred in financing the construction of a children's research  
20 institute in the city of Wauwatosa, to make the payments determined by the building  
21 commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
22 obligations incurred in financing the construction of the institute, and to make  
23 payments under an agreement or ancillary arrangement entered into under s. 18.06  
24 (8) (a).

25 **SECTION 605.** 20.867 (3) (br) of the statutes is amended to read:

1           20.867 (3) (br) *Principal repayment, interest and rebates.* A sum sufficient to  
2 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
3 in financing the construction of the youth activities center specified in s. 13.48 (34),  
4 and to make the payments determined by the building commission under s. 13.488  
5 (1) (m) that are attributable to the proceeds of obligations incurred in financing the  
6 construction of that the youth activities center, and to make payments under an  
7 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

8           **SECTION 606d.** 20.867 (3) (bt) of the statutes is repealed.

9           **SECTION 606h.** 20.867 (3) (bu) of the statutes is created to read:

10           20.867 (3) (bu) *Principal repayment, interest and rebates; Civil War exhibit at*  
11 *the Kenosha Public Museums.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
12 payment of principal and interest costs incurred in financing the construction of a  
13 Civil War exhibit as part of the Kenosha Public Museums, to make the payments  
14 determined by the building commission under s. 13.488 (1) (m) that are attributable  
15 to the proceeds of obligations incurred in financing the construction of the exhibit,  
16 and to make payments under an agreement or ancillary arrangement entered into  
17 under s. 18.06 (8) (a).

18           **SECTION 606k.** 20.867 (3) (bv) of the statutes is created to read:

19           20.867 (3) (bv) *Principal repayment, interest, and rebates; Bond Health Center.*  
20 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and  
21 interest costs incurred in financing construction costs related to the Bond Health  
22 Center expansion specified in s. 13.48 (36p) (b), to make the payments determined  
23 by the building commission under s. 13.488 (1) (m) that are attributable to the  
24 proceeds of obligations incurred in financing the construction costs, and to make



1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 607.** 20.867 (3) (g) of the statutes is amended to read:

4 20.867 (3) (g) *Principal repayment, interest and rebates; program revenues.*  
5 From the appropriate program revenue accounts, a sum sufficient to pay all principal  
6 and interest costs on self-amortizing borrowing issued under s. 20.866 (2) which are  
7 not initially allocable to the respective programs ~~and, to make any payments~~  
8 determined by the building commission under s. 13.488 (1) (m) on the proceeds of  
9 such borrowing, and to make payments under an agreement or ancillary  
10 arrangement entered into under s. 18.06 (8) (a).

11 **SECTION 608.** 20.867 (3) (h) of the statutes is amended to read:

12 20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to  
13 guarantee full payment of principal and interest costs for self-amortizing or  
14 partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),  
15 20.285 (1) (im), (je), (jq), (kd), (km), and (ko), 20.370 (7) (eq) ~~and, 20.485 (1) (go), and~~  
16 20.505 (5) (kd) if moneys available in those appropriations are insufficient to make  
17 full payment, ~~and to make full payment of the amounts determined by the building~~  
18 commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245  
19 (1) (j), 20.285 (1) (im), (je), (jq), (kd), (km), or (ko), ~~or 20.485 (1) (go), or 20.505 (5) (kd)~~  
20 is insufficient to make full payment of those amounts, and to make payments under  
21 an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All  
22 amounts advanced under the authority of this paragraph shall be repaid to the  
23 general fund whenever the balance of the appropriation for which the advance was  
24 made is sufficient to meet any portion of the amount advanced. The department of  
25 administration may take whatever action is deemed necessary including the making

1 of transfers from program revenue appropriations and corresponding appropriations  
2 from program receipts in segregated funds and including actions to enforce  
3 contractual obligations that will result in additional program revenue for the state,  
4 to ensure recovery of the amounts advanced.

5 **SECTION 609.** 20.867 (3) (i) of the statutes is amended to read:

6 20.867 (3) (i) *Principal repayment, interest and rebates; capital equipment.* A  
7 sum sufficient to pay principal and interest on public debt contracted under s. 20.866  
8 (2) (ym) ~~and~~, to make the payments determined by the building commission under  
9 s. 13.488 (1) (m) that are attributable to the proceeds of obligations contracted under  
10 s. 20.866 (2) (ym) for programs financed from program revenue or program  
11 revenue–service appropriations, and to make payments under an agreement or  
12 ancillary arrangement entered into under s. 18.06 (8) (a). All payments under this  
13 paragraph shall be repaid to the general fund from the revenues of state agencies for  
14 which capital equipment is financed under s. 20.866 (2) (ym).

15 **SECTION 610.** 20.867 (3) (q) of the statutes is amended to read:

16 20.867 (3) (q) *Principal repayment and interest; segregated revenues.* From the  
17 appropriate segregated funds, a sum sufficient to pay all principal and interest costs  
18 on self-amortizing borrowing issued under s. 20.866 (2) which are not initially  
19 allocable to the respective programs and to make payments under an agreement or  
20 ancillary arrangement entered into under s. 18.06 (8) (a).

21 **SECTION 611p.** 20.903 (2) (b) of the statutes is amended to read:

22 20.903 (2) (b) Notwithstanding sub. (1), liabilities may be created and moneys  
23 expended from the appropriations under ss. 20.370 (8) (mt), 20.395 (4) (eq), (er) and  
24 (es) and 20.505 (1) (im), (ka), (kb), ~~and (kc), (kd), and (kL)~~ in an additional amount  
25 not exceeding the depreciated value of equipment for operations financed under ss.

1 20.370 (8) (mt), 20.395 (4) (eq), (er) and (es) and 20.505 (1) (im), (ka), (kb), ~~and (kc),~~  
2 (kd), and (kL). The secretary of administration may require such statements of  
3 assets and liabilities as he or she deems necessary before approving expenditure  
4 estimates in excess of the unexpended moneys in the appropriation account.

5 **SECTION 612.** 20.907 (5) (e) 6. of the statutes is amended to read:

6 20.907 (5) (e) 6. Advances from ~~child-caring institutions~~ residential care  
7 centers for children and youth and counties and moneys receivable from counties  
8 under s. ~~46.037~~ 49.343.

9 **SECTION 614.** 20.921 (2) (a) of the statutes is amended to read:

10 20.921 (2) (a) Whenever it becomes necessary in pursuance of any federal or  
11 state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14)  
12 (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from  
13 the salaries of state officers or employees or employees of the University of Wisconsin  
14 Hospitals and Clinics Authority, the state agency or authority by which the officers  
15 or employees are employed is responsible for making such those deductions and  
16 paying over the total ~~thereof~~ of those deductions for the purposes provided by the  
17 laws or orders under which they were made.

18 **SECTION 615.** 20.923 (4) (b) 6. of the statutes is amended to read:

19 20.923 (4) (b) 6. Parole Earned release review commission: chairperson.

20 **SECTION 616.** 20.923 (4) (b) 7. of the statutes is repealed.

21 **SECTION 617.** 20.923 (4) (d) 7. of the statutes is renumbered 20.923 (4) (f) 7t.

22 **SECTION 618.** 20.923 (4) (d) 10s. of the statutes is renumbered 20.923 (4) (f) 8m.

23 **SECTION 619.** 20.923 (4) (e) 5. of the statutes is renumbered 20.923 (4) (f) 7v.

24 **SECTION 619m.** 20.923 (4) (e) 6. of the statutes is repealed.

25 **SECTION 620.** 20.923 (4) (e) 7. of the statutes is renumbered 20.923 (4) (f) 8e.

1           **SECTION 621.** 20.923 (4) (e) 10. of the statutes is renumbered 20.923 (4) (f) 8h.

2           **SECTION 622.** 20.923 (4) (f) 2d. of the statutes is created to read:

3           20.923 (4) (f) 2d. Children and families, department of: secretary.

4           **SECTION 623.** 20.923 (4) (f) 2g. of the statutes is renumbered 20.923 (4) (h) 2g.

5           **SECTION 624.** 20.923 (4) (f) 4. of the statutes is renumbered 20.923 (4) (g) 6.

6           **SECTION 625.** 20.923 (4) (h) 5. of the statutes is created to read:

7           20.923 (4) (h) 5. Health and family services, department of: secretary.

8           **SECTION 626.** 20.923 (4) (i) of the statutes is repealed.

9           **SECTION 628.** 20.923 (6) (bd) of the statutes is amended to read:

10           20.923 (6) (bd) ~~Health and family services~~ Children and families, department  
11 of: director of the office of urban development.

12           **SECTION 628m.** 20.923 (6) (d) of the statutes is amended to read:

13           20.923 (6) (d) Judicial council: attorney, technical and clerical help.

14           **SECTION 629.** 20.923 (6) (hr) of the statutes is repealed.

15           **SECTION 630.** 20.923 (12) of the statutes is amended to read:

16           20.923 (12) OTHER DEPARTMENT OF REGULATION AND LICENSING POSITIONS. The  
17 salaries for division administrators and bureau directors appointed under s. 440.04  
18 (6) shall not exceed the maximum of the salary range for executive salary group 1 3.

19           **SECTION 631.** 20.927 (1m) of the statutes is amended to read:

20           20.927 (1m) Except as provided under subs. (2) and (3), no funds of this state  
21 or of any county, city, village, town or family long-term care district under s. 46.2895  
22 or of any subdivision or agency of this state or of any county, city, village or town and  
23 no federal funds passing through the state treasury shall be authorized for or paid  
24 to a physician or surgeon or a hospital, clinic or other medical facility for the  
25 performance of an abortion.

1           **SECTION 632.** 20.9275 (1) (b) of the statutes is amended to read:

2           20.9275 (1) (b) “Local governmental unit” means a city, village, town, county  
3 or ~~family~~ long-term care district under s. 46.2895 or an agency or subdivision of a  
4 city, village, town, or county.

5           **SECTION 633.** 20.9275 (2) (intro.) of the statutes is amended to read:

6           20.9275 (2) (intro.) No state agency or local governmental unit may authorize  
7 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),  
8 of federal funds passing through the state treasury as a grant, subsidy or other  
9 funding that wholly or partially or directly or indirectly involves pregnancy  
10 programs, projects or services, that is a grant, subsidy or other funding under s.  
11 ~~46.99, 46.995, 48.487, 48.545,~~ 253.05, 253.07, 253.08, or 253.085 or 42 USC 701 to  
12 710, if any of the following applies:

13           **SECTION 635.** 20.931 of the statutes is created to read:

14           **20.931 False claims for medical assistance; actions by or on behalf of**  
15 **state. (1)** In this section:

16           (b) “Claim” includes any request or demand for medical assistance made to any  
17 officer, employee, or agent of this state.

18           (c) “Employer” includes all agencies and authorities.

19           (d) “Knowingly” means, with respect to information, having actual knowledge  
20 of the information, acting in deliberate ignorance of the truth or falsity of the  
21 information, or acting in reckless disregard of the truth or falsity of the information.

22           “Knowingly” does not mean specifically intending to defraud.

23           (dm) “Medical assistance” has the meaning given under s. 49.43 (8).

1 (e) “Proceeds” includes damages, civil penalties, surcharges, payments for costs  
2 of compliance, and any other economic benefit realized by this state as a result of an  
3 action or settlement of a claim.

4 (f) “State public official” has the meaning given in s. 19.42 (14).

5 **(2)** Except as provided in sub. (3), any person who does any of the following is  
6 liable to this state for 3 times the amount of the damages sustained by this state  
7 because of the actions of the person, and shall forfeit not less than \$5,000 nor more  
8 than \$10,000 for each violation:

9 (a) Knowingly presents or causes to be presented to any officer, employee, or  
10 agent of this state a false claim for medical assistance .

11 (b) Knowingly makes, uses, or causes to be made or used a false record or  
12 statement to obtain approval or payment of a false claim for medical assistance.

13 (c) Conspires to defraud this state by obtaining allowance or payment of a false  
14 claim for medical assistance, or by knowingly making or using, or causing to be made  
15 or used, a false record or statement to conceal, avoid, or decrease an obligation to pay  
16 or transmit money or property to the Medical Assistance program.

17 (g) Knowingly makes, uses, or causes to be made or used a false record or  
18 statement to conceal, avoid, or decrease any obligation to pay or transmit money or  
19 property to the Medical Assistance program.

20 (h) Is a beneficiary of the submission of a false claim for medical assistance to  
21 any officer, employee, or agent of this state, knows that the claim is false, and fails  
22 to disclose the false claim to this state within a reasonable time after the person  
23 becomes aware that the claim is false.

24 **(3)** The court may assess against a person who violates sub. (2) not less than  
25 2 nor more than 3 times the amount of the damages sustained by the state because

1 of the acts of the person, and shall not assess any forfeiture, if the court finds all of  
2 the following:

3 (a) The person who commits the acts furnished the attorney general with all  
4 information known to the person about the acts within 30 days after the date on  
5 which the person obtained the information.

6 (b) The person fully cooperated with any investigation of the acts by this state.

7 (c) At the time that the person furnished the attorney general with information  
8 concerning the acts, no criminal prosecution or civil or administrative enforcement  
9 action had been commenced with respect to any such act, and the person did not have  
10 actual knowledge of the existence of any investigation into any such act.

11 **(5)** (a) Except as provided in subs. (10) and (12), any person may bring a civil  
12 action as a qui tam plaintiff against a person who commits an act in violation of sub.  
13 (2) for the person and the state in the name of the state.

14 (b) The plaintiff shall serve upon the attorney general a copy of the complaint  
15 and documents disclosing substantially all material evidence and information that  
16 the person possesses. The plaintiff shall file a copy of the complaint with the court  
17 for inspection in camera. Except as provided in par. (c), the complaint shall remain  
18 under seal for a period of 60 days from the date of filing, and shall not be served upon  
19 the defendant until the court so orders. Within 60 days from the date of service upon  
20 the attorney general of the complaint, evidence, and information under this  
21 paragraph, the attorney general may intervene in the action.

22 (c) The attorney general may, for good cause shown, move the court for one or  
23 more extensions of the period during which a complaint in an action under this  
24 subsection remains under seal.

1           (d) Before the expiration of the period during which the complaint remains  
2 under seal, the attorney general shall do one of the following:

3           1. Proceed with the action or an alternate remedy under sub. (10), in which case  
4 the action or proceeding under sub. (10) shall be prosecuted by the state.

5           2. Notify the court that he or she declines to proceed with the action, in which  
6 case the person bringing the action may proceed with the action.

7           (e) If a person brings a valid action under this subsection, no person other than  
8 the state may intervene or bring a related action while the original action is pending  
9 based upon the same facts underlying the pending action.

10          (f) In any action or other proceeding under sub. (10) brought under this  
11 subsection, the plaintiff is required to prove all essential elements of the cause of  
12 action or complaint, including damages, by a preponderance of the evidence.

13          **(6)** If the state proceeds with an action under sub. (5) or an alternate remedy  
14 under sub. (10), the state has primary responsibility for prosecuting the action or  
15 proceeding under sub. (10). The state is not bound by any act of the person bringing  
16 the action, but that person has the right to continue as a party to the action, subject  
17 to the limitations under sub. (7).

18          **(7)** (a) The state may move to dismiss an action under sub. (5) or an  
19 administrative proceeding under sub. (10) to which the state is a party for good cause  
20 shown, notwithstanding objection of the person bringing the action, if that person is  
21 served with a copy of the state's motion and is provided with an opportunity to oppose  
22 the motion before the court or the administrative agency before which the proceeding  
23 is conducted.

24          (b) With the approval of the governor, the attorney general may compromise  
25 and settle an action under sub. (5) or an administrative proceeding under sub. (10)



1 to which the state is a party, notwithstanding objection of the person bringing the  
2 action, if the court determines, after affording to the person bringing the action the  
3 right to a hearing at which the person is afforded the opportunity to present evidence  
4 in opposition to the proposed settlement, that the proposed settlement is fair,  
5 adequate, and reasonable considering the relevant circumstances pertaining to the  
6 violation.

7 (c) Upon a showing by the state that unrestricted participation in the  
8 prosecution of an action under sub. (5) or an alternate proceeding to which the state  
9 is a party by the person bringing the action would interfere with or unduly delay the  
10 prosecution of the action or proceeding, or would result in consideration of  
11 repetitious or irrelevant evidence or evidence presented for purposes of harassment,  
12 the court may limit the person's participation in the prosecution, such as:

- 13 1. Limiting the number of witnesses that the person may call.
- 14 2. Limiting the length of the testimony of the witnesses.
- 15 3. Limiting the cross-examination of witnesses by the person.
- 16 4. Otherwise limiting the participation by the person in the prosecution of the  
17 action or proceeding.

18 (d) Upon showing by a defendant that unrestricted participation in the  
19 prosecution of an action under sub. (5) or alternate proceeding under sub. (10) to  
20 which the state is a party by the person bringing the action would result in  
21 harassment or would cause the defendant undue burden or unnecessary expense, the  
22 court may limit the person's participation in the prosecution.

23 (8) Except as provided in sub. (7), if the state elects not to participate in an  
24 action filed under sub. (5), the person bringing the action may prosecute the action.  
25 If the attorney general so requests, the attorney general shall, at the state's expense,

1 be served with copies of all pleadings and deposition transcripts in the action. If the  
2 person bringing the action initiates prosecution of the action, the court, without  
3 limiting the status and rights of that person, may permit the state to intervene at a  
4 later date upon showing by the state of good cause for the proposed intervention.

5 (9) Whether or not the state participates in an action under sub. (5), upon  
6 showing in camera by the attorney general that discovery by the person bringing the  
7 action would interfere with the state’s ongoing investigation or prosecution of a  
8 criminal or civil matter arising out of the same facts as the facts upon which the  
9 action is based, the court may stay such discovery in whole or in part for a period of  
10 not more than 60 days. The court may extend the period of any such stay upon  
11 further showing in camera by the attorney general that the state has pursued the  
12 criminal or civil investigation of the matter with reasonable diligence and the  
13 proposed discovery in the action brought under sub. (5) will interfere with the  
14 ongoing criminal or civil investigation or prosecution.

15 (10) The attorney general may pursue a claim relating to an alleged violation  
16 of sub. (2) through an alternate remedy available to the state or any state agency,  
17 including an administrative proceeding to assess a civil forfeiture. If the attorney  
18 general elects any such alternate remedy, the attorney general shall serve timely  
19 notice of his or her election upon the person bringing the action under sub. (5), and  
20 that person has the same rights in the alternate venue as the person would have had  
21 if the action had continued under sub. (5). Any finding of fact or conclusion of law  
22 made by a court or by a state agency in the alternate venue that has become final is  
23 conclusive upon all parties named in an action under sub. (5). For purposes of this  
24 subsection, a finding or conclusion is final if it has been finally determined on appeal,

1 if all time for filing an appeal or petition for review with respect to the finding or  
2 conclusion has expired, or if the finding or conclusion is not subject to judicial review.

3 (11) (a) Except as provided in pars. (b) and (e), if the state proceeds with an  
4 action brought by a person under sub. (5) or the state pursues an alternate remedy  
5 relating to the same acts under sub. (10), the person who brings the action shall  
6 receive at least 15 percent but not more than 25 percent of the proceeds of the action  
7 or settlement of the claim, depending upon the extent to which the person  
8 contributed to the prosecution of the action or claim.

9 (b) Except as provided in par. (e), if an action or claim is one in which the court  
10 or other adjudicator finds to be based primarily upon disclosures of specific  
11 information not provided by the person who brings an action under sub. (5) relating  
12 to allegations or transactions specifically in a criminal, civil, or administrative  
13 hearing, or in a legislative or administrative report, hearing, audit, or investigation,  
14 or report made by the news media, the court or other adjudicator may award such  
15 amount as it considers appropriate, but not more than 10 percent of the proceeds of  
16 the action or settlement of the claim, depending upon the significance of the  
17 information and the role of the person bringing the action in advancing the  
18 prosecution of the action or claim.

19 (c) Except as provided in par. (e), in addition to any amount received under par.  
20 (a) or (b), a person bringing an action under sub. (5) shall be awarded his or her  
21 reasonable expenses necessarily incurred in bringing the action together with the  
22 person's costs and reasonable actual attorney fees. The court or other adjudicator  
23 shall assess any award under this paragraph against the defendant.

24 (d) Except as provided in par. (e), if the state does not proceed with an action  
25 or an alternate proceeding under sub. (10), the person bringing the action shall

1 receive an amount that the court decides is reasonable for collection of the civil  
2 penalty and damages. The amount shall be not less than 25 percent and not more  
3 than 30 percent of the proceeds of the action and shall be paid from the proceeds. In  
4 addition, the person shall be paid his or her expenses, costs, and fees under par. (c).

5 (e) Whether or not the state proceeds with the action or an alternate proceeding  
6 under sub. (10), if the court or other adjudicator finds that an action under sub. (5)  
7 was brought by a person who planned or initiated the violation upon which the action  
8 or proceeding is based, then the court may, to the extent that the court considers  
9 appropriate, reduce the share of the proceeds of the action that the person would  
10 otherwise receive under par. (a), (b), or (d), taking into account the role of that person  
11 in advancing the prosecution of the action or claim and any other relevant  
12 circumstance pertaining to the violation, except that if the person bringing the action  
13 is convicted of criminal conduct arising from his or her role in a violation of sub. (2),  
14 the court or other adjudicator shall dismiss the person as a party and the person shall  
15 not receive any share of the proceeds of the action or claim or any expenses, costs, and  
16 fees under par. (c).

17 **(12)** (a) No court has jurisdiction over an action brought by a private person  
18 under sub. (5) against a state public official if the action is based upon information  
19 known to the attorney general at the time that the action is brought.

20 (b) No person may bring an action under sub. (5) that is based upon allegations  
21 or transactions that are the subject of a civil action or an administrative proceeding  
22 to assess a civil forfeiture in which the state is a party if that action or proceeding  
23 was commenced prior to the date that the action is filed.

24 **(13)** The state is not liable for any expenses incurred by a private person in  
25 bringing an action under sub. (5).

1           **(14)** Any employee who is discharged, demoted, suspended, threatened,  
2 harassed, or in any other manner discriminated against by his or her employer  
3 because of lawful actions taken by the employee, on behalf of the employee, or by  
4 others in furtherance of an action or claim filed under this section, including  
5 investigation for, initiation of, testimony for, or assistance in an action or claim filed  
6 or to be filed under sub. (5) is entitled to all necessary relief to make the employee  
7 whole. Such relief shall in each case include reinstatement with the same seniority  
8 status that the employee would have had but for the discrimination, 2 times the  
9 amount of back pay, interest on the back pay at the legal rate, and compensation for  
10 any special damages sustained as a result of the discrimination, including costs and  
11 reasonable actual attorney fees. An employee may bring an action to obtain the relief  
12 to which the employee is entitled under this subsection.

13           **(15)** A civil action may be brought based upon acts occurring prior to the  
14 effective date of this subsection .... [revisor inserts date], if the action is brought  
15 within the period specified in s. 893.981.

16           **(16)** A judgment of guilty entered against a defendant in a criminal action in  
17 which the defendant is charged with fraud or making false statements estops the  
18 defendant from denying the essential elements of the offense in any action under sub.  
19 (5) that involves the same elements as in the criminal action.

20           **(17)** The remedies provided for under this section are in addition to any other  
21 remedies provided for under any other law or available under the common law.

22           **(18)** This section shall be liberally construed and applied to promote the public  
23 interest and to effect the congressional intent in enacting 31 USC 3279 to 3733, as  
24 reflected in the act and the legislative history of the act.

25           **SECTION 635m.** 21.37 of the statutes is amended to read:

1           **21.37 The Wisconsin code of military justice.** The Wisconsin code of  
2 military justice as created by chapter 20, laws of 1969, shall govern the conduct of  
3 all members of the national guard and any other military force organized under the  
4 laws of this state. The ~~revisor of statutes~~ legislative reference bureau shall not print  
5 the Wisconsin code of military justice in the statutes.

6           **SECTION 635q.** 21.49 (2m) of the statutes is repealed.

7           **SECTION 636b.** 23.09 (19) (d) of the statutes is amended to read:

8           23.09 (19) (d) ~~Grants~~ Except as provided in s. 23.096 (2m), grants under this  
9 subsection shall be for up to 50% of the acquisition costs of the land or the rights in  
10 land for the urban green space. The governmental unit is responsible for the  
11 remainder of the acquisition costs.

12           **SECTION 637b.** 23.09 (20) (b) of the statutes is amended to read:

13           23.09 (20) (b) State Except as provided in s. 23.096 (2m), state aid under this  
14 subsection is limited to no more than 50% of the acquisition costs and the  
15 development costs of recreation lands and other outdoor recreation facilities. Costs  
16 associated with operation and maintenance of parks and other outdoor recreational  
17 facilities established under this subsection are not eligible for state aid.  
18 Administrative costs of acquiring lands or land rights are not included in the  
19 acquisition costs eligible for state aid under this subsection. Title to lands or rights  
20 in lands acquired by a municipality under this subsection shall vest in the  
21 municipality, but such land shall not be converted to uses inconsistent with this  
22 subsection without prior approval of the state and proceeds from the sale or other  
23 disposal of such lands shall be used to promote the objectives of this subsection.

24           **SECTION 638b.** 23.09 (20m) (b) of the statutes is amended to read:

1           23.09 (20m) (b) The department shall establish a program to award grants  
2 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit  
3 conservation organizations to acquire development rights in land for nature-based  
4 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited  
5 to no more than 50% of the acquisition costs of the development rights.

6           **SECTION 638m.** 23.0912 of the statutes is created to read:

7           **23.0912 Contracts for land management; reports.** (1) The department  
8 may contract with nonprofit conservation organizations, as defined in s. 23.0955 (1),  
9 and with private companies to perform land management activities on department  
10 land, as defined in s. 23.0917 (1) (c).

11           (2) The department shall prepare, for the joint committee on finance, an annual  
12 report concerning any contracts into which the department enters under sub. (1)  
13 during each fiscal year. For each contract entered, the report shall include  
14 information concerning the cost of the contract, the activities performed under the  
15 contract, and an assessment of the cost-effectiveness of the contract. The  
16 department shall submit the report to the committee no later than November 15 for  
17 the preceding fiscal year, and shall submit the first report no later than November  
18 15, 2008.

19           **SECTION 638r.** 23.0917 (2) (a) 3m. of the statutes is created to read:

20           23.0917 (2) (a) 3m. A subprogram for recreational boating aids.

21           **SECTION 639.** 23.0917 (3) (a) of the statutes is amended to read:

22           23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year  
23 2009-10 2019-20, the department may obligate moneys under the subprogram for  
24 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and

1 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),  
2 (3m) (b), (7m), and (8) and 23.198 (1) (a).

3 **SECTION 640.** 23.0917 (3) (bm) of the statutes is amended to read:

4 23.0917 (3) (bm) During the period beginning with fiscal year 2001–02 and  
5 ending with fiscal year ~~2009–10~~ 2019–20, in obligating money under the subprogram  
6 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000  
7 that may be obligated only to provide matching funds for grants awarded to the  
8 department for the purchase of land or easements under 16 USC 2103c.

9 **SECTION 641.** 23.0917 (3) (br) of the statutes is created to read:

10 23.0917 (3) (br) Beginning with fiscal year 2010–11 and ending with fiscal year  
11 2019–20, in obligating moneys under the subprogram for land acquisition, the  
12 department shall set aside in each fiscal year not less than \$14,500,000 that may be  
13 obligated only to provide for grants awarded to nonprofit conservation organizations  
14 under s. 23.096.

15 **SECTION 642c.** 23.0917 (3) (dm) 2. of the statutes is amended to read:

16 23.0917 (3) (dm) 2. For each fiscal year beginning with fiscal year 2002–03 and  
17 ending with fiscal year ~~2009–10~~ 2006–07, \$45,000,000.

18 **SECTION 642d.** 23.0917 (3) (dm) 3. and 3m. of the statutes are created to read:

19 23.0917 (3) (dm) 3. For fiscal year 2007–08, \$43,500,000.

20 3m. For fiscal years 2008–09 and 2009–10, \$42,500,000.

21 **SECTION 642e.** 23.0917 (3) (dm) 4. of the statutes is created to read:

22 23.0917 (3) (dm) 4. For each fiscal year beginning with fiscal year 2010–11 and  
23 ending with fiscal year 2019–20, \$76,500,000.

24 **SECTION 643.** 23.0917 (4) (a) of the statutes is amended to read:



1           23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year  
2           2009-10 2019-20, the department may obligate moneys under the subprogram for  
3           property development and local assistance. Moneys obligated under this  
4           subprogram may be only used for nature-based outdoor recreation, except as  
5           provided under par. (cm).

6           **SECTION 644d.** 23.0917 (4) (d) 1. of the statutes is amended to read:

7           23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in  
8           fiscal year 2000-01 and not more than \$11,500,000 in fiscal year 2001-02 under the  
9           subprogram except as provided in sub. (5). For each fiscal year beginning with  
10          2002-03 and ending with fiscal year 2009-10 2006-07, the department may obligate  
11          not more than \$15,000,000 under the subprogram except as provided in sub. (5). For  
12          each fiscal year beginning with fiscal year 2007-08 and ending with fiscal year  
13          2019-20, the department may obligate not more than \$26,000,000 under the  
14          subprogram except as provided in sub. (5).

15          **SECTION 645b.** 23.0917 (4) (d) 2. of the statutes is amended to read:

16          23.0917 (4) (d) 2. The Beginning with fiscal year 2000-01 and ending with  
17          fiscal year 2009-10, the department may obligate not more than \$8,000,000 in each  
18          fiscal year for local assistance.

19          **SECTION 646b.** 23.0917 (4) (d) 2n. of the statutes is created to read:

20          23.0917 (4) (d) 2n. Beginning with fiscal year 2010-11 and ending with fiscal  
21          year 2019-20, the department may obligate not more than \$14,000,000 in each fiscal  
22          year for local assistance.

23          **SECTION 646m.** 23.0917 (4j) of the statutes is created to read:

24          23.0917 (4j) RECREATIONAL BOATING AIDS. (a) In this subsection "local  
25          governmental unit" means a city, village, town, or county, a lake sanitary district, as

1 defined in s. 30.50 (4q), a public inland lake protection and rehabilitation district  
2 organized under ch. 33, or any other local governmental unit, as defined in s. 66.0131  
3 (1) (a), that is established for the purpose of lake management.

4 (b) For fiscal year 2007–08, the department may not obligate more than  
5 \$1,500,000 for cost-sharing with local governmental units for recreational boating  
6 projects under s. 30.92. For each fiscal year beginning with fiscal year 2008–09 and  
7 ending with fiscal year 2019–20, the department may not obligate more than  
8 \$2,500,000 for cost-sharing with local governmental units for recreational boating  
9 projects under s. 30.92.

10 **SECTION 647.** 23.0917 (7) (a) of the statutes is amended to read:

11 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of  
12 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and  
13 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the  
14 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the  
15 land's current fair market value and other acquisition costs, as determined by rule  
16 by the department.

17 **SECTION 648b.** 23.0917 (12) of the statutes is amended to read:

18 23.0917 (12) EXPENDITURES AFTER JUNE 30, ~~2010~~ 2020. If the remaining bonding  
19 authority for a subprogram under sub. (3) ~~or~~, (4), or (4j) on June 30, ~~2010~~ 2020, is an  
20 amount greater than zero, the department may expend any portion of this remaining  
21 bonding authority for that subprogram in one or more subsequent fiscal years.

22 **SECTION 649b.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

23 **SECTION 650b.** 23.092 (1b) of the statutes is created to read:

24 23.092 (1b) In this section, “nonprofit conservation organization” has the  
25 meaning given in s. 23.0955 (1).

1           **SECTION 651b.** 23.092 (2) of the statutes is amended to read:

2           23.092 (2) For each area designated under sub. (1) (1m), the department shall  
3           prepare a plan, based upon the specific qualities of the area designated, that is  
4           designed to protect, enhance or restore the habitat in the designated area. After  
5           preparation of a plan for a designated area, the department shall encourage  
6           landowners to use specific management practices that are designed to implement the  
7           plan.

8           **SECTION 652b.** 23.092 (4) of the statutes is amended to read:

9           23.092 (4) The department may share the costs of implementing land  
10          management practices with landowners, or with nonprofit conservation  
11          organizations that are qualified to enhance wildlife-based recreation if these  
12          organizations have the landowner's permission to implement the practices. The  
13          department may share the costs of acquiring easements for habitat areas with  
14          landowners or with these nonprofit conservation organizations. If the funding for  
15          cost-sharing under this subsection will be expended from the appropriation under  
16          s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of  
17          the cost of the management practices or of the acquisition costs for the easement  
18          except as provided in s. 23.096 (2m).

19          **SECTION 653b.** 23.094 (3m) of the statutes is amended to read:

20          23.094 (3m) LIMITS. ~~A~~ Except as provided in s. 23.096 (2m), a grant under sub.  
21          (3g) may not exceed 50% of the acquisition costs for the land or the easement.

22          **SECTION 654b.** 23.0953 of the statutes is created to read:

23          **23.0953 Grants to counties for land acquisition.** (1) In this section,  
24          “nature-based outdoor recreation” has the meaning given by the department by rule  
25          under s. 23.0917 (4) (f).

1           (2) Beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,  
2 the department shall establish a program from the appropriation under s. 20.866 (2)  
3 (ta) to make grants to counties to acquire land for nature–based outdoor recreation.  
4 For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866  
5 (2) (ta) shall be treated as moneys obligated from the subprogram under s. 23.0917  
6 (3).

7           (3) Each county receiving a grant under this section shall provide matching  
8 funds that equal at least 50 percent of the acquisition costs.

9           (4) A county may not convert the land, or any rights in the land, acquired with  
10 grant moneys awarded under this section to a use that is inconsistent with the type  
11 of nature–based outdoor recreation or conservation activity for which the grant was  
12 awarded unless the natural resources board approves the conversion.

13           **SECTION 655b.** 23.096 (2) (b) of the statutes is amended to read:

14           23.096 (2) (b) ~~A~~ Except as provided in sub. (2m), a grant awarded under this  
15 section may not exceed 50% of the acquisition costs of the property.

16           **SECTION 656b.** 23.096 (2m) of the statutes is created to read:

17           23.096 (2m) Notwithstanding sub. (2) (b), in each fiscal year beginning with  
18 fiscal year 2010–11 and ending with fiscal year 2019–20, the department may award  
19 grants under this section that equal up to 75 percent of the acquisition costs of the  
20 property if the natural resources board determines that all of the following apply:

21           (a) That the property is uniquely valuable in conserving the natural resources  
22 of the state.

23           (b) That delaying or deferring the acquisition until 50 percent of the acquisition  
24 costs are procured by the nonprofit conservation organization is not reasonably  
25 possible.

1 (c) That sufficient bonding authority remains in the amount set aside under s.  
2 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation  
3 organizations that meet the matching requirement under sub. (2) (b).

4 **SECTION 657.** 23.15 (1) of the statutes is amended to read:

5 23.15 (1) The natural resources board may sell, at public or private sale, lands  
6 and structures owned by the state under the jurisdiction of the department of natural  
7 resources, except central or district office facilities, when the natural resources board  
8 determines that said lands are no longer necessary for the state's use for  
9 conservation purposes and, if real property, the real property is not the subject of a  
10 petition under s. 560.9810 (2).

11 **SECTION 658.** 23.197 (10) of the statutes is created to read:

12 23.197 (10) MIRROR LAKE; BOATING ACCESS. From the appropriation under s.  
13 20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
14 \$1,000,000 to improve navigability for recreational boating in Mirror Lake in Sauk  
15 County and in the streams flowing into the lake. For the purposes of s. 23.0917,  
16 moneys provided under this subsection from the appropriation under s. 20.866 (2)  
17 (ta) shall be treated as moneys obligated under either or both of the subprograms  
18 under s. 23.0917 (3) and (4).

19 **SECTION 658g.** 23.197 (11) of the statutes is created to read:

20 23.197 (11) JERSEY VALLEY LAKE. From the appropriation under s. 20.866 (2)  
21 (ta), the department shall provide funding in an amount not to exceed \$500,000 to  
22 Vernon County to restore Jersey Valley Lake. The funding authorized under this  
23 subsection shall be in a manner that, for every \$1 expended by Vernon County for the  
24 repairs and installation, the department shall provide \$3. For purposes of s. 23.0917,

1 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
2 moneys obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

3 **SECTION 658m.** 23.197 (12) of the statutes is created to read:

4 **23.197 (12) MILWAUKEE METROPOLITAN SEWERAGE DISTRICT; FLOOD MANAGEMENT.**

5 From the appropriation under s. 20.866 (2) (ta), the department shall provide  
6 funding in an amount not to exceed \$1,000,000 to a nationwide nonprofit  
7 conservation organization dedicated to land and water resource preservation to  
8 acquire land for a flood management program conducted by the Milwaukee  
9 Metropolitan Sewerage District and for habitat restoration on the acquired land.  
10 The funding authorized under this subsection shall be in a manner that, for every  
11 \$1 expended by the nationwide nonprofit conservation organization for the land  
12 acquisition, the department shall provide \$3. For purposes of s. 23.0917, moneys  
13 provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys  
14 obligated from either or both of the subprograms under s. 23.0917 (3) and (4).

15 **SECTION 658r.** 23.197 (13) of the statutes is created to read:

16 **23.197 (13) GREEN BAY; RECREATIONAL TRAIL.** From the appropriation under s.

17 20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
18 \$875,800 to the city of Green Bay to acquire land for a bicycle and pedestrian trail.

19 The funding authorized under this subsection shall be in a manner that, for every  
20 \$1 expended by the city of Green Bay for the land acquisition, the department shall  
21 provide \$3. For purposes of s. 23.0917, moneys provided from the appropriation  
22 under s. 20.866 (2) (ta) shall be treated as moneys obligated from either or both of the  
23 subprograms under s. 23.0917 (3) and (4).

24 **SECTION 658t.** 23.197 (14) of the statutes is created to read:

1           23.197 (14) ANTIGO; TRAIL DEVELOPMENT. From the appropriation under s.  
2           20.866 (2) (ta), the department shall provide funding in an amount not to exceed  
3           \$600,000 to the city of Antigo for property development related to the ice age trail and  
4           the Springbrook trail located within the city. The funding authorized under this  
5           subsection shall be in a manner that, for every \$1 expended by the city of Antigo for  
6           the property development, the department shall provide \$1. For purposes of s.  
7           23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be  
8           treated as moneys obligated from either or both of the subprograms under s. 23.0917  
9           (3) and (4).

10           **SECTION 659.** 23.1985 of the statutes is amended to read:

11           **23.1985 Acquisition of certain public lands.** Beginning in fiscal year  
12           2006-07 and ending in fiscal year ~~2009-10~~ 2019-20, from the appropriation under  
13           s. 20.866 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that  
14           may be obligated only to acquire land from the board of commissioners of public lands  
15           under s. 24.59 (1). If the department sets aside, but does not obligate moneys in a  
16           fiscal year under this section, the department may obligate those nonobligated  
17           moneys in a subsequent fiscal year under this section in addition to the amounts the  
18           department is required to set aside for that subsequent fiscal year. For purposes of  
19           s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be  
20           treated as moneys obligated under the subprogram under s. 23.0917 (3).

21           **SECTION 660.** 23.22 (2) (b) 6. of the statutes is amended to read:

22           23.22 (2) (b) 6. Promulgate rules to identify, classify, and control invasive  
23           species for purposes of the program. In promulgating these rules, the department  
24           shall consider the recommendations of the council under sub. (3) (a). As part of these

1 rules, the department may establish procedures and requirements for issuing  
2 permits to control invasive species.

3 **SECTION 661.** 23.22 (2) (c) of the statutes is amended to read:

4 23.22 (2) (c) Under the program established under par. (a), the department  
5 shall promulgate rules to establish a procedure to award cost-sharing grants to  
6 public and private entities for up to ~~50%~~ 75 percent of the costs of projects to control  
7 invasive species. The rules promulgated under this paragraph shall establish  
8 criteria for determining eligible projects and eligible grant recipients. Eligible  
9 projects shall include education and inspection activities at boat landings. The rules  
10 shall allow cost-share contributions to be in the form of money or in-kind goods or  
11 services or any combination thereof. In promulgating these rules, the department  
12 shall consider the recommendations of the council under sub. (3) (c). ~~From the~~  
13 ~~appropriation under s. 20.370 (6) (ar), the department shall make available for~~  
14 ~~cost-sharing grants to be awarded to local governmental units for the control of~~  
15 ~~invasive species that are aquatic species \$1,000,000 in fiscal year 2005-06 and~~  
16 ~~\$1,500,000 in fiscal year 2006-07 and each fiscal year thereafter.~~

17 **SECTION 662.** 23.22 (8) of the statutes is created to read:

18 23.22 (8) PENALTIES. (a) Except as provided in pars. (b) and (c), any person who  
19 violates a rule promulgated under sub. (2) (b) 6., or any permit issued under those  
20 rules, shall forfeit not more than \$200.

21 (b) Any person who intentionally violates any rule promulgated under sub. (2)  
22 (b) 6. or any permit issued under those rules shall be fined not less than \$1,000 nor  
23 more than \$5,000, or shall be imprisoned for not less than 6 months nor more than  
24 9 months or both.



1 (c) A person who violates a rule promulgated under sub. (2) (b) 6. or any permit  
2 issued under those rules and who, within 5 years before the arrest of the current  
3 conviction, was previously convicted of a violation of a rule promulgated under sub.  
4 (2) (b) 6. or any permit issued under those rules shall be fined not less than \$700 nor  
5 more than \$2,000 or shall be imprisoned for not less than 6 months nor more than  
6 9 months or both.

7 (d) The court may order a person who is convicted under par. (a), (b), or (c) to  
8 abate any nuisance caused by the violation, restore any natural resource damaged  
9 by the violation, or take other appropriate action to eliminate or minimize any  
10 environmental damage caused by the violation.

11 **SECTION 663.** 23.22 (9) of the statutes is created to read:

12 23.22 (9) ENFORCEMENT. (a) If the department of natural resources finds that  
13 any person is violating a rule promulgated under sub. (2) (b) 6. or a permit issued  
14 under those rules for which the person is subject to a forfeiture under sub. (8) (a), the  
15 department of natural resources may do one or more of the following:

- 16 1. Issue a citation pursuant to s. 23.50 to 23.99.  
17 2. Refer the matter to the department of justice for enforcement under par. (b).  
18 3. Revoke a permit issued under the rules promulgated under sub. (2) (b) 6.,  
19 after notice and opportunity for hearing.

20 (b) The department of justice shall initiate an enforcement action requested by  
21 the department under par. (a) 2. The enforcement action may include a request for  
22 injunctive relief. In any action initiated by it under this paragraph, the department  
23 of justice shall, prior to stipulation, consent order, judgment, or other final  
24 disposition of the case, consult with the department of natural resources for the  
25 purpose of determining the department's views on final disposition. The department

1 of justice shall not enter into a final disposition different than that previously  
2 discussed without first informing the department of natural resources.

3 (c) In an action initiated pursuant to a citation or initiated under par. (b), the  
4 court may award, as an additional penalty, an amount equal to all or a portion of the  
5 costs of investigation, including any monitoring, incurred by the department of  
6 natural resources or the department of justice, which led to the establishment of the  
7 violation. The court may also award the department of justice the reasonable and  
8 necessary expenses of the prosecution, including attorney fees. The department of  
9 justice shall deposit in the state treasury for deposit into the general fund all moneys  
10 that the court awards to the department of justice under this paragraph. These  
11 moneys shall be credited to the appropriation account under s. 20.455 (1) (gh).

12 **SECTION 664.** 23.24 (6) (b) of the statutes is amended to read:

13 23.24 (6) (b) A person who violates sub. (3) and who, within 5 years before the  
14 arrest of the current conviction, was previously convicted of a violation of sub. (3)  
15 shall ~~forfeit~~ be fined not less than \$700 nor more than \$2,000 or shall be imprisoned  
16 for not less than 6 months nor more than 9 months or both.

17 **SECTION 664m.** 23.33 (2j) (c) of the statutes is amended to read:

18 23.33 (2j) (c) The fee for a nonresident trail pass issued for an all-terrain  
19 vehicle that is exempt from registration under sub. (2) (b) 2. is ~~\$17.25~~ \$34.25. A  
20 nonresident trail pass issued for such an all-terrain vehicle may be issued only by  
21 the department and persons appointed by the department and expires on June 30  
22 of each year.

23 **SECTION 665.** 23.33 (5) (d) of the statutes is amended to read:

24 23.33 (5) (d) *Safety certification program established.* The department shall  
25 establish or supervise the establishment of a program of instruction on all-terrain

1 vehicle laws, including the intoxicated operation of an all-terrain vehicle law,  
2 regulations, safety and related subjects. The department shall establish by rule an  
3 instruction fee for this program. The department shall issue certificates to persons  
4 successfully completing the program. An instructor conducting the program of  
5 instruction under this paragraph shall collect the fee from each person who receives  
6 instruction. The department may determine the portion of this fee, which may not  
7 exceed 50%, that the instructor may retain to defray expenses incurred by the  
8 instructor in conducting the program. The instructor shall remit the remainder of  
9 the fee or, if nothing is retained, the entire fee to the department. The department  
10 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
11 duplicate certificate of accomplishment and who pays a fee of \$2.75.

12 **SECTION 665g.** 23.33 (5m) (title) of the statutes is amended to read:

13 23.33 (5m) (title) ~~GRANT~~ SAFETY PROGRAM.

14 **SECTION 665r.** 23.33 (5r) of the statutes is created to read:

15 23.33 (5r) LANDOWNER INCENTIVE PROGRAM. (a) In this subsection “public  
16 all-terrain vehicle corridor” has the meaning given in s. 23.33 (2j) (a).

17 (b) The department shall establish a program to make incentive payments to  
18 private landowners who permit public all-terrain vehicle corridors on their lands  
19 and who apply for the payments.

20 (c) An application is not considered complete until the forester or another  
21 employee of each county in which the public all-terrain vehicle corridor is located  
22 measures the length of the corridor in that county for the purpose of calculating the  
23 payment.

24 (d) Incentive payments under the program shall be calculated as follows:

1           1. For a public all-terrain vehicle corridor that was open to the public for 60  
2 days or more but for less than 180 days in the previous fiscal year, the incentive  
3 payment shall be \$25 per mile.

4           2. For a public all-terrain vehicle corridor that was open to the public for 180  
5 days or more but for less than 270 days in the previous fiscal year, the incentive  
6 payment shall be \$75 per mile.

7           3. For a public all-terrain vehicle corridor that was open to the public for 270  
8 days or more in the previous fiscal year, the incentive payment shall be \$100 per mile.

9           (e) If a private landowner enters into an agreement with a county to allow a  
10 public all-terrain vehicle corridor on the landowner's land for a period of at least 5  
11 years, the landowner shall receive a supplemental payment, in addition to the  
12 payment as calculated under par. (c), that equals 10 percent of the payment  
13 calculated under par. (c) for each full or partial fiscal year that is included in the  
14 5-year period.

15           (f) If the total amount of incentive payments made in a given fiscal year would  
16 exceed the amount available for the payments, the department shall establish a  
17 system to prorate the payments.

18           (g) During fiscal year 2007-08, the department may expend up to \$100,000  
19 from the appropriation under s. 20.370 (5) (cu) for incentive payments under this  
20 program.

21           **SECTION 666m.** 23.33 (11m) of the statutes is created to read:

22           **23.33 (11m) LIGHTWEIGHT UTILITY VEHICLES PILOT PROGRAM.** (a) In this  
23 subsection:

24           1. "Golf cart" means a vehicle whose speed attainable in one mile does not  
25 exceed 20 miles per hour on a paved, level surface, and is designed and intended to

1 convey one or more persons and equipment to play the game of golf in an area  
2 designated as a golf course.

3 2. "Lightweight utility vehicle" means an engine-driven device having a gross  
4 weight of more than 700 pounds but not more than 1,999 pounds that is designed to  
5 travel on 4 or more low-pressure tires, is equipped with a cargo area, and is used  
6 primarily off a highway. "Lightweight utility vehicle" does not include golf carts or  
7 low-speed vehicles.

8 3. "Low pressure tire" means a tire that is designed to be mounted on a rim with  
9 a maximum diameter of 14 inches and to be inflated with an operating pressure not  
10 to exceed 20 pounds per square inch as recommended by the manufacturer.

11 4. "Low-speed vehicle" means a low-speed vehicle, as defined in 49 CFR 571.3,  
12 that satisfies the equipment standards under 49 CFR 571.500 and that was  
13 originally manufactured to meet the applicable equipment standards under 49 CFR  
14 571.500. "Low-speed vehicle" does not include a golf cart.

15 5. "Municipality" means a city, village, or town.

16 (b) The department of natural resources, in consultation with the department  
17 of transportation, shall administer a pilot program to investigate the effects of using  
18 lightweight utility vehicles on trails and roadways that are used and authorized to  
19 be used by all-terrain vehicles, to evaluate whether it is feasible and appropriate to  
20 expand the allowable use of lightweight utility vehicles.

21 (c) The counties of Florence, Forest, Sawyer, Marinette, Langlade, Lincoln,  
22 Oneida, and Washburn, and the municipalities within those counties, are eligible to  
23 participate in the pilot program, and the governing body of each county or  
24 municipality may elect to participate in the pilot program by adopting a resolution  
25 to that effect. The governing body of each county or municipality may withdraw from

1 the pilot program prior to the end of the pilot program under par. (h) by adopting a  
2 resolution to that effect.

3 (d) The counties and municipalities in the pilot program may designate any of  
4 the following:

5 1. All-terrain vehicle routes and trails within their respective jurisdictions  
6 that may be used by operators of lightweight utility vehicles.

7 2. All-terrain vehicle routes and trails within their respective jurisdictions  
8 upon which lightweight utility vehicle use is prohibited.

9 (e) For the purposes of all of the following, a lightweight utility vehicle that is  
10 operated as authorized under this subsection is considered an all-terrain vehicle:

11 1. Sections 345.11 (1r), 346.02 (11), 349.02, 885.235 (1g) and (1k), 895.049, and  
12 901.053.

13 2. Subsections (3), (3g), (4), (4c) to (4x), (6), (7), (10), (12), and (13).

14 3. Local ordinances enacted by a county or municipality under sub. (11).

15 (f) In addition to the provisions under par. (e), the operation of a lightweight  
16 utility vehicle as authorized under the pilot program is subject to all of the following:

17 1. The operator of a lightweight utility vehicle must possess a valid motor  
18 vehicle operator's license.

19 2. Any trail fees imposed on all-terrain vehicle use by a county or municipality  
20 also apply to operation of a lightweight utility vehicle.

21 (g) The department of natural resources, in consultation with the department  
22 of transportation and with the counties and municipalities participating in the pilot  
23 program, shall evaluate the effect of using lightweight utility vehicles on roadways  
24 and on all-terrain vehicle routes and trails upon conclusion of the pilot program. The  
25 department may make grants from the appropriation under s. 20.370 (5) (cu) to each

1 participating county and municipality, for the purpose of assisting the department  
2 of natural resources in the evaluation. The department of natural resources shall  
3 make grants in such a manner that the total amount of grants for a given county,  
4 including the grants to municipalities located wholly or partially in that county, does  
5 not exceed \$2,000. The department of natural resources shall report the results of  
6 its evaluation to the legislature under s. 13.172 (2) no later than January 1, 2010.

7 (h) The pilot program under this subsection does not apply after September 30,  
8 2009.

9 **SECTION 674d.** 24.61 (3) (a) 12. of the statutes is created to read:

10 24.61 (3) (a) 12. A drainage district created under ch. 88.

11 **SECTION 674g.** 24.61 (3) (b) of the statutes is amended to read:

12 24.61 (3) (b) *Terms; conditions.* A municipality, cooperative educational service  
13 agency, drainage district created under ch. 88, or federated public library system  
14 may obtain a state trust fund loan for the sum of money, for the time and upon the  
15 conditions as may be agreed upon between the board and the borrower, subject to the  
16 limitations, restrictions, and conditions set forth in this subchapter.

17 **SECTION 674k.** 24.66 (3r) of the statutes is created to read:

18 24.66 (3r) FOR A DRAINAGE DISTRICT. An application for a loan by a drainage  
19 district created under ch. 88 shall be accompanied by a certified copy of a resolution  
20 of the board of the drainage district approving the loan.

21 **SECTION 674p.** 24.67 (1) (n) of the statutes is created to read:

22 24.67 (1) (n) For a drainage district created under ch. 88, by the president of  
23 the drainage district board.

24 **SECTION 674s.** 24.67 (2) (i) of the statutes is created to read:

1           24.67 (2) (i) For a drainage district created under ch. 88, by the secretary of the  
2 drainage district board.

3           **SECTION 674v.** 24.67 (3) of the statutes is amended to read:

4           24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that  
5 fact to the department of administration. Upon receiving a certification from a  
6 municipality, or upon direction of the board if a loan is made to a cooperative  
7 educational service agency, drainage district created under ch. 88, or a federated  
8 public library system, the secretary of administration shall draw a warrant for the  
9 amount of the loan, payable to the treasurer of the municipality, cooperative  
10 educational service agency, drainage district, or federated public library system  
11 making the loan or as the treasurer of the municipality, cooperative educational  
12 service agency, drainage district, or federated public library system directs. The  
13 certificate of indebtedness shall then be conclusive evidence of the validity of the  
14 indebtedness and that all the requirements of law concerning the application for the  
15 making and acceptance of the loan have been complied with.

16           **SECTION 674vm.** 24.70 (1) of the statutes is amended to read:

17           24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund  
18 loans to borrowers other than school districts, drainage districts created under ch.  
19 88, and federated public library systems.

20           **SECTION 674w.** 24.716 of the statutes is created to read:

21           **24.716 Collections from drainage districts. (1) APPLICABILITY.** This section  
22 applies to all outstanding trust fund loans to drainage districts created under ch. 88.

23           **(2) CERTIFIED STATEMENT.** If a drainage district has a state trust fund loan, the  
24 board shall transmit to the district board a certified statement of the amount due on



1 or before October 1 of each year until the loan is paid. The board shall furnish a copy  
2 of each certified statement to the department of administration.

3 **(3) PAYMENT TO SECRETARY OF ADMINISTRATION.** The district board shall transmit  
4 to the secretary of administration on its own order the full amount levied for state  
5 trust fund loans within 15 days after March 15. The secretary of administration shall  
6 notify the board when he or she receives payment. Any payment not made by March  
7 30 is delinquent and is subject to a penalty of 1 percent per month or fraction thereof,  
8 to be paid to the secretary of administration with the delinquent payment.

9 **(4) FAILURE TO MAKE PAYMENT.** If the district board fails to remit the amounts  
10 due under sub. (3), the secretary of administration, upon certification of delinquency  
11 by the board of commissioners of public lands, shall deduct the amount due,  
12 including any penalty, from any state aid payments due the district, shall remit such  
13 amount to the secretary of administration, and, no later than June 15, shall notify  
14 the district board and the board to that effect.

15 **SECTION 675.** 25.14 (1) (a) (intro.) of the statutes is amended to read:

16 25.14 **(1) (a) (intro.)** There is created a state investment fund under the  
17 jurisdiction and management of the board to be operated as an investment trust for  
18 the purpose of managing the securities of all funds that are required by law to be  
19 invested in the state investment fund and all of the state's funds ~~consisting of the~~  
20 funds specified in s. 25.17 (1), except all of the following:

21 **SECTION 678d.** 25.17 (1) (gs) of the statutes is created to read:

22 25.17 **(1) (gs)** Hospital assessment fund (s. 25.772);

23 **SECTION 678n.** 25.17 (1) (nm) of the statutes is amended to read:

24 25.17 **(1) (nm)** Recycling and renewable energy fund (s. 25.49);

25 **SECTION 679.** 25.17 (63) of the statutes is created to read:

1           25.17 (63) If requested by the Health Insurance Risk-Sharing Plan Authority,  
2 invest funds of the Health Insurance Risk-Sharing Plan Authority in the state  
3 investment fund.

4           **SECTION 683.** 25.187 (2) (a) of the statutes is amended to read:

5           25.187 (2) (a) Subject to ~~pars. (b) and par. (c)~~, on ~~July 1 and January~~ September  
6 1 of each year, the investment board shall ~~estimate the amounts required for its~~  
7 ~~operating expenditures for the next 6-month period and shall~~ assess each fund for  
8 which the board has management responsibility for its share of the ~~estimated~~ board's  
9 operating expenditures for the current fiscal year in an equitable manner. The board  
10 shall pay the assessment from the current income of each fund, unless an  
11 appropriation is made for payment of the assessment, in which case the assessment  
12 shall be paid from that appropriation account.

13           **SECTION 684.** 25.187 (2) (b) of the statutes is repealed.

14           **SECTION 685.** 25.187 (2) (c) 1. of the statutes is amended to read:

15           25.187 (2) (c) 1. Except as provided in subd. 2., the total amount that the board  
16 may assess the funds for which the board has management responsibility for any  
17 fiscal year may not exceed the greater of ~~\$20,352,800 or 0.0275%~~ the amount that the  
18 board could have assessed the funds in the 2nd year of the prior fiscal biennium or  
19 0.0325% of the average market value of the assets of the funds at the end of each  
20 month between November 30 and April 30 of the preceding fiscal year.

21           **SECTION 686.** 25.187 (2) (c) 3. c. of the statutes is created to read:

22           25.187 (2) (c) 3. c. Annually, no later than June 15, certify to the department  
23 of administration and to the joint committee on finance the maximum amount that  
24 the board may assess the funds for which the board has management responsibility  
25 in the next fiscal year.

1           **SECTION 689.** 25.46 (1m) of the statutes is amended to read:

2           25.46 (1m) The moneys transferred under s. 20.855 (4) (f) and 2007 Wisconsin  
3 Act .... (this act), section 9148 (2), for nonpoint source water pollution abatement.

4           **SECTION 690.** 25.46 (7) of the statutes is amended to read:

5           25.46 (7) The fees imposed under s. 289.67 (1) for environmental management,  
6 except that for each ton of waste for which the fee is \$1.60 per ton, 75 cents is for  
7 nonpoint source water pollution abatement.

8           **SECTION 690t.** 25.49 (intro.) of the statutes is amended to read:

9           **25.49 Recycling and renewable energy fund.** (intro.) There is established  
10 a separate nonlapsible trust fund designated as the recycling and renewable energy  
11 fund, to consist of:

12           **SECTION 692.** 25.50 (1) (d) of the statutes is amended to read:

13           25.50 (1) (d) “Local government” means any county, town, village, city, power  
14 district, sewerage district, drainage district, town sanitary district, public inland  
15 lake protection and rehabilitation district, local professional baseball park district  
16 created under subch. III of ch. 229, ~~family~~ long-term care district under s. 46.2895,  
17 local professional football stadium district created under subch. IV of ch. 229, local  
18 cultural arts district created under subch. V of ch. 229, public library system, school  
19 district or technical college district in this state, any commission, committee, board  
20 or officer of any governmental subdivision of this state, any court of this state, other  
21 than the court of appeals or the supreme court, or any authority created under s.  
22 114.61, 149.41, 231.02, 233.02 or 234.02.

23           **SECTION 694.** 25.60 of the statutes is amended to read:

24           **25.60 Budget stabilization fund.** There is created a separate nonlapsible  
25 trust fund designated as the budget stabilization fund, consisting of moneys

1 transferred to the fund from the general fund under ss. 13.48 (14) (c), 16.518 (3), and  
2 16.72 (4) (b), ~~and~~ 16.848.

3 **SECTION 695.** 25.68 (1) of the statutes is amended to read:

4 25.68 (1) All moneys received by the department of ~~workforce development~~  
5 children and families under s. 49.854, except for moneys received under s. 49.854 (11)  
6 (b).

7 **SECTION 696.** 25.68 (3) of the statutes is amended to read:

8 25.68 (3) All moneys not specified under sub. (2) that are received under a  
9 judgment or order in an action affecting the family, as defined in s. 767.001 (1), by  
10 the department of ~~workforce development~~ children and families or its designee.

11 **SECTION 697.** 25.69 of the statutes is amended to read:

12 **25.69 Permanent endowment fund.** There is established a separate  
13 nonlapsible trust fund designated as the permanent endowment fund, consisting of  
14 all of the proceeds from the sale of the state's right to receive payments under the  
15 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,  
16 and all investment earnings on the proceeds. There is transferred from the  
17 permanent endowment fund to the Medical Assistance trust fund \$50,000,000 in  
18 each fiscal year.

19 **SECTION 697d.** 25.77 (2) of the statutes is amended to read:

20 25.77 (2) All public funds that are related to payments under s. 49.45 and that  
21 are transferred or certified under 42 CFR 433.51 (b) and used as the nonfederal and  
22 federal share of Medical Assistance funding, except funds that are deposited into the  
23 appropriation accounts under s. 20.435 (4) (h), (kx), or (ky).

24 **SECTION 697m.** 25.77 (8) of the statutes is created to read:

25 25.77 (8) All moneys transferred from the appropriation under s. 20.285 (1) (iz).

1           **SECTION 697n.** 25.77 (9) of the statutes is created to read:

2           25.77 (9) All moneys transferred from the permanent endowment fund.

3           **SECTION 697p.** 25.77 (10) of the statutes is created to read:

4           25.77 (10) All moneys transferred under 2007 Wisconsin Act .... (this act),  
5 section 9225 (2).

6           **SECTION 698d.** 25.772 of the statutes is created to read:

7           **25.772 Hospital assessment fund.** There is established a separate  
8 nonlapsible trust fund designated as the hospital assessment fund, to consist of all  
9 moneys received under s. 50.375 from assessments on hospitals.

10          **SECTION 699.** 25.96 of the statutes, as affected by 2005 Wisconsin Act 141, is  
11 amended to read:

12          **25.96 Utility public benefits fund.** There is established a separate  
13 nonlapsible trust fund designated as the utility public benefits fund, consisting of  
14 low-income assistance fees received under s. 16.957 (4) (a) and (5) (b) 2. and all  
15 moneys received under s. 196.374 (3) (b) 4.

16          **SECTION 699c.** 26.38 (title) of the statutes is amended to read:

17          **26.38 (title) Private forest grants Forest grant program.**

18          **SECTION 699g.** 26.38 (2m) (a) of the statutes is amended to read:

19          26.38 (2m) (a) The department shall establish a program to award grants for  
20 developing and implementing forest stewardship management plans by owners of  
21 nonindustrial private forest land and to award grants to groups of interested parties  
22 for projects to control invasive plants in weed management areas. The department  
23 shall award the grants only to persons owning 500 acres or less of nonindustrial  
24 private forest land in this state or to groups in which each person participating owns  
25 500 acres or less of nonindustrial private forest land in this state.

1           **SECTION 699m.** 26.38 (2m) (am) of the statutes is created to read:

2           26.38 **(2m)** (am) Beginning with fiscal year 2008–09, from the appropriation  
3 under s. 20.370 (5) (av), the department shall allocate for each fiscal year at least  
4 \$60,000 for grants for projects to control invasive plants in weed management areas.  
5 From the amount allocated, the department shall award grants to all eligible  
6 applicants for grants for such projects before awarding any balance of the allocated  
7 amount for grants for stewardship management plans.

8           **SECTION 699r.** 26.38 (2m) (b) of the statutes is amended to read:

9           26.38 **(2m)** (b) Each ~~owner receiving~~ recipient of a grant under this section  
10 shall provide a matching contribution in an amount to be determined by the  
11 department for that particular grant based on criteria promulgated by rule under  
12 sub. (3). The matching contribution may be in the form of money or in-kind goods or  
13 services or both.

14           **SECTION 699v.** 26.38 (3) of the statutes is renumbered 26.38 (3) (intro.) and  
15 amended to read:

16           26.38 **(3)** (intro.) The department shall promulgate rules to implement and  
17 administer this program, including ~~the~~ all of the following:

18           (a) ~~The~~ criteria for determining the amount of a matching contribution under  
19 sub. (2m) (b) ~~and the~~.

20           (b) ~~The~~ minimum standards required under sub. (2m) (c).

21           **SECTION 699x.** 26.38 (3) (c) of the statutes is created to read:

22           26.38 **(3)** (c) Eligibility requirements for groups receiving grants for weed  
23 management areas, requirements for the grants, and requirements for establishing  
24 weed management areas.

25           **SECTION 700.** 26.385 of the statutes is repealed.

1           **SECTION 700e.** 27.01 (7) (c) 10. of the statutes is amended to read:

2           27.01 (7) (c) 10. Any motor vehicle operated for the purpose of transporting  
3 pupils to or from curricular or extracurricular activities of a public or private school  
4 or home-based private educational program under s. 118.15 (4) or for the purpose of  
5 transporting students to or from an outdoor academic class given by an accredited  
6 college or university in this state. The operator of a motor vehicle transporting pupils  
7 or students under this subdivision shall possess and exhibit for inspection a written  
8 authorization from an administrator of the school ~~or~~, home-based private  
9 educational program, or college or university indicating that admission to the vehicle  
10 admission area is part of an official school ~~or~~, home-based private educational  
11 program, or college or university function and indicating the date for which the  
12 authorization is applicable. A separate authorization is required for each date on  
13 which the motor vehicle is admitted to the vehicle admission area under this  
14 subdivision.

15           **SECTION 701.** 28.05 (3) (c) of the statutes is created to read:

16           28.05 (3) (c) Of the amount received by the department from each timber sale  
17 for which the department used the services of a cooperating forester under this  
18 subsection, the department shall credit to the appropriation account under s. 20.370  
19 (1) (cy) an amount equal to the portion of the sale proceeds that the department is  
20 required to pay to the cooperating forester.

21           **SECTION 702.** 28.085 of the statutes is amended to read:

22           **28.085 Timber.** The department shall allocate for ~~private~~ forest grants under  
23 s. 26.38, ~~for forestry research and development grants under s. 26.385,~~ for the  
24 forestry education grant program under s. 26.40, for school forest transportation  
25 funding under s. 26.39 (5), for transfer to the appropriation under s. 20.292 (1) (km)

1 for master logger apprenticeship grants under s. 38.04 (29), or for forestry  
2 internships under s. 26.39.

3 **SECTION 702d.** 28.11 (5m) (title) of the statutes is amended to read:

4 28.11 **(5m)** (title) ~~GRANTS FOR COUNTY~~ COUNTY FOREST ADMINISTRATORS  
5 ADMINISTRATION GRANTS.

6 **SECTION 702e.** 28.11 (5m) (am) of the statutes is created to read:

7 28.11 **(5m)** (am) The department may make grants, from the appropriation  
8 under s. 20.370 (5) (bw), to counties having lands entered under sub. (4) to fund up  
9 to 50 percent of the costs of a county's annual dues to a nonprofit organization that  
10 provides leadership and counsel to that county's forest administrator and that  
11 functions as an organizational liaison to the department. The total amount that the  
12 department may award in grants under this paragraph in any fiscal year may not  
13 exceed \$50,000.

14 **SECTION 703.** 29.024 (2g) (am) of the statutes is amended to read:

15 29.024 **(2g)** (am) *Social security numbers exceptions.* If an applicant who is an  
16 individual does not have a social security number, the applicant, as a condition of  
17 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall  
18 submit a statement made or subscribed under oath or affirmation to the department  
19 that the applicant does not have a social security number. The form of the statement  
20 shall be prescribed by the department of ~~workforce development~~ children and  
21 families. An approval issued by the department of natural resources in reliance on  
22 a false statement submitted by an applicant under this paragraph is invalid.

23 **SECTION 704.** 29.024 (2g) (c) of the statutes is amended to read:

24 29.024 **(2g)** (c) *Disclosure of social security numbers.* The department of  
25 natural resources may not disclose any social security numbers received under par.



1 (a) to any person except to the department of ~~workforce development~~ children and  
2 families for the sole purpose of administering s. 49.22.

3 **SECTION 705.** 29.024 (2g) (d) 1. of the statutes is amended to read:

4 29.024 (2g) (d) 1. As provided in the memorandum of understanding required  
5 under s. 49.857 (2), the department shall deny an application to issue or renew,  
6 suspend if already issued or otherwise withhold or restrict an approval specified in  
7 par. (a) 1. to 3. if the applicant for or the holder of the approval is delinquent in  
8 making court-ordered payments of child or family support, maintenance, birth  
9 expenses, medical expenses or other expenses related to the support of a child or  
10 former spouse or if the applicant or holder fails to comply with a subpoena or warrant  
11 issued by the department of ~~workforce development~~ children and families or a county  
12 child support agency under s. 59.53 (5) and relating to paternity or child support  
13 proceedings.

14 **SECTION 706.** 29.024 (2r) (am) of the statutes is amended to read:

15 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an  
16 applicant who is an individual does not have a social security number, the applicant,  
17 as a condition of applying for, or applying to renew, any of the approvals specified in  
18 par. (a) 1. to 16., shall submit a statement made or subscribed under oath or  
19 affirmation to the department that the applicant does not have a social security  
20 number. The form of the statement shall be prescribed by the department of  
21 ~~workforce development~~ children and families. An approval issued by the department  
22 of natural resources in reliance on a false statement submitted by an applicant under  
23 this paragraph is invalid.

24 **SECTION 707.** 29.024 (6) (ag) of the statutes is created to read:

1           29.024 **(6)** (ag) Under a contract issued under par. (a) 4., the department may  
2 deduct a portion of each fee collected for a license issued pursuant to the statewide  
3 automated system. The department shall credit all of the amounts deducted to the  
4 appropriation account under s. 20.370 (9) (hv).

5           **SECTION 707d.** 29.063 (1m) of the statutes is created to read:

6           29.063 **(1m)** The department may not expend more than \$2,360,000 from  
7 nonfederal funds in the conservation fund in any fiscal year for the management of,  
8 and testing for, chronic wasting disease.

9           **SECTION 708.** 29.229 (2) (hm) of the statutes is created to read:

10          29.229 **(2)** (hm) Two-day inland lake trout fishing licenses.

11          **SECTION 709.** 29.229 (5m) (a) of the statutes is amended to read:

12          29.229 **(5m)** (a) The band is requested to enter into a memorandum of  
13 understanding with the department of ~~workforce development~~ children and families  
14 under s. 49.857.

15          **SECTION 710.** 29.229 (5m) (b) of the statutes is amended to read:

16          29.229 **(5m)** (b) The band is requested to enact tribal laws or ordinances that  
17 require each person who has a social security number, as a condition of being issued  
18 an approval under this section, to provide to the band his or her social security  
19 number, tribal laws or ordinances that require each person who does not have a social  
20 security number, as a condition of being issued an approval under this section, to  
21 provide to the band a statement made or subscribed under oath or affirmation on a  
22 form prescribed by the department of ~~workforce development~~ children and families  
23 that the person does not have a social security number, and tribal laws or ordinances  
24 that prohibit the disclosure of that number by the band to any other person except

1 to the department of ~~workforce development~~ children and families for the purpose  
2 of administering s. 49.22.

3 **SECTION 711.** 29.229 (5m) (c) of the statutes is amended to read:

4 29.229 (5m) (c) The band is requested to enact tribal laws or ordinances that  
5 deny an application to issue or renew, suspend if already issued or otherwise  
6 withhold or restrict an approval issued under this section if the applicant for or the  
7 holder of the approval fails to provide the information required under tribal laws or  
8 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a  
9 subpoena or warrant issued by the department of ~~workforce development~~ children  
10 and families or a county child support agency under s. 59.53 (5) and related to  
11 paternity or child support proceedings or if the department of ~~workforce~~  
12 ~~development~~ children and families certifies that the applicant for or the holder of the  
13 approval has failed to pay court-ordered payments of child or family support,  
14 maintenance, birth expenses, medical expenses or other expenses related to the  
15 support of a child or former spouse. The band is also requested to enact tribal laws  
16 or ordinances that invalidate an approval issued under this subsection if issued in  
17 reliance upon a statement made or subscribed under oath or affirmation under tribal  
18 laws or ordinances enacted under par. (b) that is false.

19 **SECTION 712.** 29.2295 (2) (hm) of the statutes is created to read:

20 29.2295 (2) (hm) Two-day inland lake trout fishing licenses.

21 **SECTION 712m.** 29.426 of the statutes is created to read:

22 **29.426 Catch and release bass fishing.** No person may use any hook, bait,  
23 or lure, other than an artificial lure that has a barbless hook, while fishing during  
24 a catch and release bass fishing season established by the department.

25 **SECTION 712r.** 29.428 of the statutes is created to read:

1           **29.428 Catch and release muskellunge fishing.** (1) The department shall  
2 establish a fishing season that authorizes catch and release muskellunge fishing on  
3 inland waters north of USH 10 other than the boundary waters between this state  
4 and the state of Michigan. The catch and release muskellunge fishing season  
5 established under this section shall begin on the first day of the general fishing  
6 season established by the department and shall end on the day before the first day  
7 of the regular muskellunge fishing season established by the department.

8           (2) No person may use any hook, bait, or lure, other than an artificial lure that  
9 has a barbless hook, while fishing during the catch and release muskellunge fishing  
10 season established by the department under sub. (1).

11           **SECTION 713.** 29.535 of the statutes is created to read:

12           **29.535 Shovelnose sturgeon permit.** (1) The department shall issue,  
13 subject to s. 29.024, an annual shovelnose sturgeon permit to any resident who  
14 applies for the permit and who holds at least one of the following licenses:

15           (a) A net license issued under s. 29.523.

16           (b) A trammel net license issued under s. 29.529.

17           (c) A set or bank pole license issued under s. 29.531.

18           (d) A setline license issued under s. 29.533.

19           (2) No person may take shovelnose sturgeon or shovelnose sturgeon eggs  
20 unless the person holds a permit from the department under this section.

21           (3) A person who is required to hold an annual shovelnose sturgeon permit  
22 shall report to the department, on forms available from the department, on or before  
23 the 10th day of each month, the number of pounds of shovelnose sturgeon eggs  
24 harvested during the preceding calendar month.

1           (4) The department shall deposit receipts from the sale of permits under this  
2 section in the conservation fund.

3           **SECTION 716.** 29.563 (7) (c) 5g. of the statutes is created to read:

4           29.563 (7) (c) 5g. Shovelnose sturgeon permit: \$50.

5           **SECTION 717g.** 30.133 (1) of the statutes is amended to read:

6           30.133 (1) (a) Beginning on April 9, 1994, and except as provided in s. 30.1355,  
7 no owner of riparian land that abuts a navigable water may ~~convey, by grant by an~~  
8 easement or by a similar conveyance, any riparian right in the land to another  
9 person, except for the right to cross the land in order to have access to the navigable  
10 water. This right to cross the land may not include the right to place any structure  
11 or material, including a boat docking facility, as defined in s. 30.1335 (1) (a), in the  
12 navigable water.

13           **SECTION 717r.** 30.1335 of the statutes is created to read:

14           **30.1335 Marina condominiums. (1) DEFINITIONS.** In this section:

15           (a) “Boat docking facility” means a pier, wharf, boat slip, or multi-boat-slip  
16 facility.

17           (b) “Common element” has the meaning given in s. 703.02 (2).

18           (c) “Condominium” has the meaning given in s. 703.02 (4).

19           (d) “Condominium unit” has the meaning given for “unit” in s. 703.02 (15).

20           (e) “Declarant” has the meaning given in s. 703.02 (7).

21           (f) “Declaration” has the meaning given in s. 703.02 (8).

22           (h) “Dwelling” means a structure or part of a structure that is used or intended  
23 to be used as a home or residence by one or more persons to the exclusion of all others.

24           (i) “Limited common element” has the meaning given in s. 703.02 (10).

1 (j) “Marina condominium” means a condominium in which the common  
2 elements, limited common elements, or condominium units consist of or include boat  
3 docking facilities and to which either or both of the following apply:

- 4 1. One or more of the boat docking facilities is not appurtenant to a dwelling.
- 5 2. None of the condominium units are dwellings.

6 **(2) PROHIBITION.** No owner of riparian land may create a marina condominium  
7 on the riparian land on or after June 1, 2007. Any declaration for a marina  
8 condominium that is recorded on or after June 1, 2007, is invalid and establishes  
9 ownership of the riparian land as a tenancy in common that is held by the owners  
10 of the marina condominium units.

11 **(3) EXISTING MARINA CONDOMINIUMS.** (a) Notwithstanding sub. (2), a declaration  
12 that creates or purports to create a marina condominium and that is recorded before  
13 June 1, 2007, shall be effective in creating the marina condominium regardless of  
14 subsequent activity affecting the declaration.

15 (b) If a marina condominium as described par. (a) contains more than 300 boat  
16 slips, the declarant shall make at least 40 percent of the total number of boat slips  
17 in the marina condominium available for rent or for transient use by the public.  
18 When the declarant conveys title to, or another interest in, a condominium unit that  
19 is affected by this restriction on use, the declarant shall include a statement of the  
20 restriction in the instrument of conveyance.

21 **(4) VALIDITY OF PERMITS.** (a) For a marina that is converted into a marina  
22 condominium, if the owner of the marina is issued a permit or other authorization  
23 under this subchapter to place, maintain, or use a boat docking facility before the  
24 date that a declaration was recorded converting the marina into a marina  
25 condominium, the permit or authorization shall be deemed to satisfy the

1 requirements of this subchapter and may not be rescinded or modified by the  
2 department or a municipality or by court or administrative order if the grounds for  
3 the rescission or modification are based on the fact that the marina has been  
4 converted to a marina condominium. The permit or authorization shall remain in  
5 effect regardless of any subsequent activity affecting the declaration. This  
6 paragraph does not apply to any permit or authorization that is issued after the date  
7 that the declaration was recorded converting the marina into a marina  
8 condominium.

9 (b) For a marina condominium that was not previously a marina, if the owner  
10 of a marina condominium is issued a permit or other authorization under this  
11 subchapter to place, maintain, or use a boat docking facility, the permit or  
12 authorization shall be deemed to satisfy the requirements of this subchapter and  
13 may not be rescinded or modified by the department or a municipality or by court or  
14 administrative order if the grounds for the rescission or modification are based on  
15 the fact that the boat docking facility is part of a marina condominium as opposed  
16 to a marina. The permit or authorization shall remain in effect regardless of any  
17 subsequent activity affecting the declaration.

18 **(5) INCREASE IN SIZE OR NUMBER.** An amendment or modification of a declaration  
19 as described under sub. (3) (a) may not increase the size of the boat docking facility  
20 or the size or the number of boat slips in a boat docking facility.

21 **(6) SUBSEQUENT ACTIVITY AFFECTING A DECLARATION.** For purposes of this section,  
22 subsequent activity affecting the declaration consists of any of the following:

23 (a) Any amendment, modification or restatement of declaration by court or  
24 administrative order or by agreement of all of the owners of the condominium units.

1 (b) Any determination by court or administrative order that the declaration is  
2 void or voidable or that the condominium units in the condominium are not intended  
3 for any type of independent use.

4 (7) DEPARTMENT ENFORCEMENT. Notwithstanding sub. (4), the department  
5 retains the authority to enforce the terms and conditions of a permit or other  
6 authorization except to the extent that such terms and conditions relate to the form  
7 of ownership of a boat docking facility.

8 **SECTION 717v.** 30.203 (2) (d) of the statutes is created to read:

9 30.203 (2) (d) In Lake Poygan within an area that consists of the W-1/2 of Sec.  
10 36, T. 20 N., R. 14 E.; the NW-1/4 of Sec. 1, T. 19 N., R. 14 E.; the E-1/2 of Sec. 33,  
11 all of Sec. 34, and the W-1/2 of Sec. 35, T. 20 N., R. 14 E.; and the N-1/2 of Sec. 4, T.  
12 19 N., R. 14 E.

13 **SECTION 718b.** 30.24 (4) of the statutes is amended to read:

14 30.24 (4) LIMIT ON GRANTS. ~~A~~ Except as provided in s. 23.096 (2m), a grant  
15 awarded under this section or under s. 23.096 to protect bluffs may not exceed 50%  
16 of the acquisition costs.

17 **SECTION 718m.** 30.255 of the statutes is created to read:

18 **30.255 Florence Wild Rivers Interpretive Center.** Beginning with fiscal  
19 year 2007-08, the department shall provide a grant in the amount of \$27,000 in each  
20 fiscal year to the Florence Wild Rivers Interpretive Center to be used for park and  
21 recreation uses, forestry education, and tourist information provided by the center  
22 and for its operational costs.

23 **SECTION 719b.** 30.277 (5) of the statutes is amended to read:

24 30.277 (5) ~~CONTRIBUTION BY GOVERNMENTAL UNIT MATCHING CONTRIBUTIONS.~~ To  
25 Except as provided in s. 23.096 (2m), to be eligible for a grant under this section, at



1 least 50% of the acquisition costs for land or of the project costs shall be funded by  
2 private, local or federal funding, by in-kind contributions or by state funding. For  
3 purposes of this subsection, state funding may not include grants under this section,  
4 moneys appropriated to the department under s. 20.370 or money appropriated  
5 under s. 20.866 (2) (ta), (tp) to (tw), (ty) or (tz).

6 **SECTION 720.** 30.52 (3) (b) of the statutes is amended to read:

7 30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of  
8 a certificate of number for a boat less than 16 feet in length is ~~\$16.50~~ \$19.

9 **SECTION 721.** 30.52 (3) (c) of the statutes is amended to read:

10 30.52 (3) (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the  
11 issuance or renewal of a certificate of number for a boat 16 feet or more but less than  
12 26 feet in length is ~~\$24~~ \$28.

13 **SECTION 722.** 30.52 (3) (d) of the statutes is amended to read:

14 30.52 (3) (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the  
15 issuance or renewal of a certificate of number for a boat 26 feet or more but less than  
16 40 feet in length is ~~\$45~~ \$52.

17 **SECTION 723.** 30.52 (3) (e) of the statutes is amended to read:

18 30.52 (3) (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal  
19 of a certificate of number for a boat 40 feet or more in length is ~~\$75~~ \$86.

20 **SECTION 724.** 30.52 (3) (f) of the statutes is amended to read:

21 30.52 (3) (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),  
22 the fee for the issuance or renewal of a certificate of number for a sailboat which is  
23 not a motorboat is ~~\$15~~ \$17.

24 **SECTION 725.** 30.52 (3) (fm) of the statutes is amended to read:

1           30.52 (3) (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)  
2 to (f), the fee for issuance or renewal of registration for a boat registered pursuant  
3 to sub. (1) (b) 1m. is ~~\$9.75~~ \$11.

4           **SECTION 726.** 30.74 (1) (b) of the statutes is amended to read:

5           30.74 (1) (b) The department by rule shall set the instruction fee for the course.

6 A person conducting a course or giving instruction under this subsection shall collect  
7 the instruction fee from each person who receives instruction. The department may  
8 determine the portion of this fee, which may not exceed 50%, that the person may  
9 retain to defray expenses incurred by the person in conducting the course or giving  
10 the instruction. The person shall remit the remainder of the fee or, if nothing is  
11 retained, the entire fee to the department. ~~The department by rule shall set the fee~~  
12 ~~for the course shall issue a duplicate certificate of accomplishment to a person who~~  
13 is entitled to a duplicate certificate of accomplishment and who pays a fee of \$2.75.

14           **SECTION 726b.** 35.001 (3) of the statutes is repealed.

15           **SECTION 726d.** 35.05 (4) of the statutes is amended to read:

16           35.05 (4) When legislative proposals, legislative publications or other printing  
17 is required for the legislature, including revision or correction bills for the ~~reviser of~~  
18 ~~statutes~~ legislative reference bureau, bills or reports for the joint legislative council  
19 or legislative proposals of members intended for introduction by them, such printing  
20 may be ordered by the chief clerk of either house or by other authorized persons  
21 during any session of the legislature or recess thereof, pursuant to such regulations  
22 as either house shall establish.

23           **SECTION 726f.** 35.15 (1) (b) of the statutes is amended to read:

24           35.15 (1) (b) The volume shall contain all acts enacted during such session, all  
25 important joint resolutions of the session, and an alphabetical index to the volume

1 prepared by the legislative reference bureau ~~in consultation with the revisor of~~  
2 statutes.

3 **SECTION 726h.** 35.17 of the statutes is amended to read:

4 **35.17 Correcting typographical errors.** In enrolling under s. 13.92 (1) (b)  
5 3. and for publishing under ss. 35.095, 35.15 and 35.35 (1) (a) the legislative reference  
6 bureau shall correct obvious typographical errors. No such correction shall be  
7 deemed an alteration of the enrolled copy. Like corrections shall be made by the  
8 ~~revisor~~ legislative reference bureau in printing the Wisconsin statutes and  
9 administrative code. On questions of orthography the current edition of Webster's  
10 new international dictionary shall be taken as the standard.

11 **SECTION 726j.** 35.18 (1), (2) and (3) of the statutes are amended to read:

12 35.18 (1) PUBLICATION. Biennially the ~~revisor~~ legislative reference bureau shall  
13 prepare and deliver to the department printer's copy for the Wisconsin statutes,  
14 which shall contain all the general statutes in force, all important joint resolutions  
15 adopted since the last preceding general session, an alphabetical index, and such  
16 other matter as the ~~revisor~~ bureau deems desirable and practicable. The department  
17 shall determine how many copies shall be printed.

18 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU CERTIFICATE. After making the  
19 necessary comparison, the ~~revisor~~ chief of the legislative reference bureau shall  
20 annex, at the end of one copy of each newly printed statute, which shall be filed in  
21 the office of the secretary of state as a public record, ~~the revisor's~~ a certificate  
22 certifying that the ~~revisor~~ bureau has compared each printed section therein with  
23 the original section of the statutes, or, as the case may be, with the original section  
24 contained in the enrolled act from which the section was derived, together with all

1 amendments of such original section, if any, and that all the sections appear to be  
2 correctly printed. All other copies shall contain a printed copy of such certificate.

3 **(3) NUMBERS AND TITLES OF CHAPTERS AND SECTIONS.** All chapters and sections  
4 of Wisconsin statutes shall retain their present numbers and titles until changed by  
5 the ~~revisor~~ legislative reference bureau or by statute. Each section shall be  
6 designated by a mixed, decimal number, the whole number corresponding to the  
7 chapter and the decimal to the section's place in the chapter. The numbers and titles  
8 of chapters and sections shall be printed in boldface type. Each subsection shall be  
9 designated by a number, or by a number and a letter of the alphabet, enclosed in  
10 parentheses. Each paragraph shall be designated by a letter or letters enclosed in  
11 parentheses. Each subdivision shall be designated by a number or by a number and  
12 a letter. Each paragraph of a subdivision shall be designated by a letter or letters.

13 **SECTION 726L.** 35.20 of the statutes is amended to read:

14 **35.20 Wisconsin Town Law Forms.** With each issue of Wisconsin statutes,  
15 under the supervision of the ~~revisor~~ legislative reference bureau, an edition will be  
16 printed as directed by the department for distribution by the department to all town  
17 clerks, of a volume to be designated "Wisconsin Town Law Forms" containing  
18 suitable forms for use in the administration of laws relating to: common schools; the  
19 county board; the powers, duties and liabilities of towns, town officers and the  
20 assessment of taxes; highways, bridges and drainage districts; and such other forms  
21 as the ~~revisor~~ legislative reference bureau determines desirable and practicable.

22 **SECTION 726n.** 35.23 of the statutes is amended to read:

23 **35.23 Wisconsin Annotations.** The ~~revisor~~ legislative reference bureau shall  
24 prepare such annotations as will keep the volume known as "Wisconsin

1 Annotations,” up to date, and to print such continuations in each biennial issue of  
2 the Wisconsin statutes.

3 **SECTION 726p.** 35.50 (2) of the statutes is amended to read:

4 35.50 (2) Unless otherwise required by law, each edition of the Blue Book and  
5 the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be  
6 substantially the same in printing and binding as the previous edition of the same  
7 publication. Unless otherwise determined by the chief of the legislative reference  
8 bureau, each edition of the Laws of Wisconsin shall be substantially the same in  
9 format, printing, and binding as the previous edition of the same publication. Unless  
10 otherwise determined by the ~~revisor of statutes~~ legislative reference bureau, each  
11 edition of the statutes and the Wisconsin administrative code and register shall be  
12 substantially the same in format, printing, and binding as the previous edition of the  
13 same publication.

14 **SECTION 726r.** 35.56 (1) (a) of the statutes is amended to read:

15 35.56 (1) (a) As a basis for printing of the statutes and the Wisconsin  
16 administrative code and register, the department shall, before advertising for bids  
17 and after consultation with the ~~revisor~~ legislative reference bureau, establish base  
18 prices for 2-year periods and establish specifications subject to approval by the  
19 ~~revisor~~ legislative reference bureau for 2-year periods.

20 **SECTION 726t.** 35.56 (5) of the statutes is amended to read:

21 35.56 (5) Notwithstanding subs. (1), (3) and (4), the ~~revisor of statutes~~  
22 legislative reference bureau shall approve specifications and production schedules  
23 for the printing and binding of the Wisconsin statutes.

24 **SECTION 727.** 35.86 (1) of the statutes is amended to read:

1           35.86 (1) The director of the historical society may procure the exchange of  
2 public documents produced by federal, state, county, local, and other agencies as may  
3 be desirable to maintain or enlarge its historical, literary, and statistical collections,  
4 and may make such distributions of public documents, with or without exchange, as  
5 may accord with interstate or international comity. The state law librarian shall  
6 procure so many of such exchanges as the state law librarian is authorized by law  
7 to make, and the department of health and family services, department of children  
8 and families, commission of banking, department of public instruction, legislative  
9 reference bureau, and the legislative council staff, may procure by exchange such  
10 documents from other states and countries as may be needed for use in their  
11 respective offices. Any other state agency wishing to initiate a formal exchange  
12 program in accordance with this section may do so by submitting a formal application  
13 to the department and by otherwise complying with this section.

14           **SECTION 727c.** 35.91 (1) of the statutes is amended to read:

15           35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a  
16 reasonable price, calculated to the nearest dollar, to be fixed as determined by the  
17 department, ~~based on cost plus 75% of the revisor's expenditures under s. 20.765 (3)~~  
18 ~~(a) during the preceding biennium.~~ The department may sell noncurrent editions of  
19 the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by  
20 it.

21           **SECTION 727g.** 35.93 (1) of the statutes is amended to read:

22           35.93 (1) The Wisconsin administrative code and register shall be published  
23 using the format and method of printing and binding determined by the ~~revisor~~  
24 legislative reference bureau. The notice section of the register and new rules filed  
25 by an agency whose rules have not been compiled and printed pursuant to this

1 section may be duplicated in some other form than printing if the department and  
2 ~~revisor~~ legislative reference bureau determine that it is administratively feasible to  
3 do so. The printing or other duplicating shall be performed or contracted by the  
4 department. The department may purchase and sell suitable binders for the code or  
5 parts thereof at a price not exceeding cost. The ~~revisor~~ legislative reference bureau  
6 shall supervise the arrangement of materials in the Wisconsin administrative code  
7 and register, including the numbering of pages and sections. No part of the  
8 Wisconsin administrative code or register may be printed until the ~~revisor~~ legislative  
9 reference bureau has approved the arrangement of materials and numbering of  
10 sections therein.

11 **SECTION 727j.** 35.93 (3) of the statutes is amended to read:

12 35.93 (3) The ~~revisor~~ legislative reference bureau shall compile and deliver to  
13 the department for printing copy for a register which shall contain all the rules filed  
14 since the compilation of rules for the preceding issue of the register was made and  
15 those executive orders which are to be in effect for more than 90 days or an  
16 informative summary thereof. The complete register shall be compiled and  
17 published before the first day of each month and a notice section of the register shall  
18 be compiled and published before the 15th day of each month. Each issue of the  
19 register shall contain a title page with the name "Wisconsin administrative register",  
20 the number and date of the register, and a table of contents. Each page of the register  
21 shall also contain the date and number of the register of which it is a part in addition  
22 to the other necessary code titles and page numbers. The ~~revisor~~ legislative  
23 reference bureau may include in the register such instructions or information as in  
24 the ~~revisor's~~ bureau's judgment will help the user to correctly make insertions and  
25 deletions in the code and to keep the code current.

1           **SECTION 727m.** 35.93 (4) of the statutes is amended to read:

2           35.93 (4) Each issue of the Wisconsin administrative register shall contain a  
3 notice section in which shall be printed the notices of hearings on rule making which  
4 agencies have transmitted to the revisor legislative reference bureau for that  
5 purpose, statements of scope of proposed rules under s. 227.135, notices of submittal  
6 to joint the legislative council staff under s. 227.14 (4m), notices of intent to  
7 promulgate rules without a public hearing under s. 227.16 (2) (e), notices of referrals  
8 of proposed rules to presiding officers under s. 227.19 (2), notices of emergency rules  
9 in effect, fiscal estimates for rule-making orders under s. 227.14 (4) and such other  
10 notices as may be required by law or determined by the revisor legislative reference  
11 bureau to be appropriate.

12           **SECTION 727p.** 35.93 (6) of the statutes is amended to read:

13           35.93 (6) The department shall sell the code, issues of the register or parts of  
14 either of them at a price to be determined by it, which shall include the proportionate  
15 cost per copy of preparation and manufacturing as determined by the revisor ~~of~~  
16 ~~statutes~~ legislative reference bureau, and the cost of sale and distribution specified  
17 in s. 35.80. State employee personnel costs shall be excluded from preparation costs.  
18 The department may establish the price of the code or of the register or parts thereof  
19 on an annual basis.

20           **SECTION 727s.** 35.93 (8) of the statutes is amended to read:

21           35.93 (8) The revisor legislative reference bureau shall prepare and the  
22 department shall publish a table of contents and an index of all the rules in effect  
23 which have been compiled and printed under this section. The table of contents and  
24 index shall be recompiled and reprinted annually. They shall be printed in the same



1 page size as the administrative code. The department shall distribute one copy of the  
2 table of contents and index free to each subscriber to the register or parts thereof.

3 **SECTION 730.** 36.11 (3) (d) 1. of the statutes is amended to read:

4 36.11 (3) (d) 1. Except as provided in subd. 2., the board shall require that a \$35  
5 \$44 fee accompany each application for admittance from persons seeking admittance  
6 to any school within the system as new freshmen or as transfer students from outside  
7 the system. The board may exempt from the fee under this subdivision, on the basis  
8 of financial need, a maximum of 5% of the applications in any school year. The board  
9 shall ensure that no less than \$9 of the fee is used for admission application expenses.

10 **SECTION 731.** 36.11 (3) (d) 2. of the statutes is amended to read:

11 36.11 (3) (d) 2. The board shall require that a \$45 \$56 fee accompany each  
12 application for admittance to a graduate school, law school or medical school within  
13 the system. The board shall ensure that no less than \$11 of the fee is used for  
14 admission application expenses.

15 **SECTION 731m.** 36.11 (30) of the statutes is renumbered 36.59 (7) and amended  
16 to read:

17 36.59 (7) INFORMATION TECHNOLOGY REPORTS. The ~~board~~ Board of Regents shall  
18 prepare and submit reports to the joint committee on information policy and  
19 technology upon request of the committee under s. 13.58 (5) (b) 3.

20 **SECTION 731p.** 36.11 (32) of the statutes is renumbered 36.59 (8) and amended  
21 to read:

22 36.59 (8) COMPUTER SERVICES DATA COLLECTION. The ~~board~~ Board of Regents  
23 shall collect and maintain data necessary to calculate numerical measures of the  
24 efficiency and effectiveness of the mainframe computer services provided by the  
25 board at the University of Wisconsin-Madison.

1           **SECTION 732m.** 36.11 (54) of the statutes is created to read:

2           36.11 **(54)** EMPLOYEE REPORTS. (a) In this subsection, “backup position” means  
3 a position that the board is contractually required to provide for an employee who  
4 resigns or is terminated from his or her current position.

5           (b) Annually, the board shall submit a report to the appropriate standing  
6 committees of the legislature under s. 13.172 (3) and to the governor that identifies  
7 the number of employees with limited appointments under s. 36.17 and rules  
8 promulgated thereunder, the number of employees with concurrent appointments,  
9 and the number of employees with employment contracts that require backup  
10 positions but who have not yet resigned or been terminated from their current  
11 positions.

12           **SECTION 732p.** 36.11 (55) of the statutes is created to read:

13           36.11 **(55)** INFORMATION ON INSTRUCTORS. The board shall ensure that each  
14 institution provides information to a student when he or she registers for a class  
15 about who will be teaching the class on a daily basis and whether the teacher has an  
16 academic staff appointment or tenure or probationary faculty appointment or is a  
17 teaching assistant.

18           **SECTION 732t.** 36.25 (13s) of the statutes is created to read:

19           36.25 **(13s)** MEDICAL PRACTICE IN UNDERSERVED AREAS. Of the moneys  
20 appropriated to the board under s. 20.285 (1) (fc) of the statutes, the board shall,  
21 beginning in fiscal year 2008–09, allocate \$400,000 in each fiscal year for the  
22 department of family medicine and practice in the University of Wisconsin School of  
23 Medicine and Public Health to support the Wisconsin Academy for Rural Medicine,  
24 the Academy for Center-city Medical Education, and the Wisconsin Scholars  
25 Academy programs. The board may not expend any moneys allocated under this

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

3 **SECTION 732x.** 36.25 (47) of the statutes is created to read:

4 36.25 (47) DISCOVERY FARM GRANTS. (a) In this subsection, “discovery farm”  
5 means an operating commercial farm that conducts on-farm research under the  
6 Wisconsin agricultural stewardship initiative.

7 (b) From the appropriation under s. 20.285 (1) (qr), the board shall make grants  
8 through the extension to operators of discovery farms for research and outreach  
9 activities under the Wisconsin agricultural stewardship initiative.

10 **SECTION 733.** 36.27 (2) (cr) of the statutes is created to read:

11 36.27 (2) (cr) A person who is a citizen of a country other than the United States  
12 is entitled to the exemption under par. (a) if that person meets all of the following  
13 requirements:

14 1. The person graduated from a high school in this state or received a high  
15 school graduation equivalency from this state.

16 2. The person was continuously present in this state for at least one year  
17 following the first day of attending a high school in this state.

18 3. The person enrolls in an institution and provides that institution with an  
19 affidavit stating that the person has filed or will file an application for a permanent  
20 resident visa with U.S. Citizenship and Immigration Services as soon as the person  
21 is eligible to do so.

22 **SECTION 733mr.** 36.27 (3n) (b) 2. of the statutes is amended to read:

23 36.27 (3n) (b) 2. ~~An~~ Except as provided in subd. 2m., an unmarried surviving  
24 spouse of an eligible veteran. The remission under this subdivision applies only  
25 during the first 10 years after the veteran died.

1           **SECTION 733mw.** 36.27 (3n) (b) 2m. of the statutes is created to read:

2           36.27 **(3n)** (b) 2m. An unremarried surviving spouse of an eligible veteran who  
3 had a child with the eligible veteran. The remission under this subdivision applies  
4 only until 10 years after the youngest child that the spouse had with the eligible  
5 veteran reaches or would have reached 18 years of age, or during the first 10 years  
6 after the veteran died, whichever is longer.

7           **SECTION 734.** 36.27 (3n) (b) 3. of the statutes is amended to read:

8           36.27 **(3n)** (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
9 not yet 26 years of age ~~and is a full-time student at an institution.~~

10          **SECTION 735.** 36.27 (3n) (c) of the statutes is created to read:

11          36.27 **(3n)** (c) The higher educational aids board shall reimburse the board of  
12 regents for all academic fees and segregated fees remitted under par. (b) as provided  
13 in s. 39.50 (1) and (3m).

14          **SECTION 736.** 36.27 (3p) (c) of the statutes is created to read:

15          36.27 **(3p)** (c) The higher educational aids board shall reimburse the board of  
16 regents for all nonresident tuition, academic fees, and segregated fees remitted  
17 under par. (b) as provided in s. 39.50 (1) and (3m).

18          **SECTION 736e.** 36.27 (5) (b) of the statutes is renumbered 36.27 (5) (b) 1.

19          **SECTION 736m.** 36.27 (5) (c) of the statutes is renumbered 36.27 (5) (b) 2. and  
20 amended to read:

21          36.27 **(5)** (b) 2. The board shall calculate the average subsidy for the purpose  
22 of the fee statement under ~~par. (b)~~ subd. 1. by dividing state funds in the appropriate  
23 fiscal year by the number of full-time equivalent students enrolled in the system in  
24 the most recent fall semester.

25          **SECTION 736s.** 36.27 (5) (d) of the statutes is created to read:

1           36.27 (5) (d) 1. The board shall ensure that the segregated fees applicable at  
2 each institution and college campus are posted on the Internet Web site of the  
3 institution or college campus. The board shall also ensure that detailed information  
4 on the organizations and activities for which allocable segregated fees are expended  
5 at each institution and college campus are posted on the Internet Web site of the  
6 institution or college campus.

7           2. The board shall ensure that each student's bill for academic fees or  
8 nonresident tuition for a semester or session includes each of the following:

9           a. The total amount of academic fees or nonresident tuition assessed on the  
10 student, which shall be listed separately from the amount specified in .subd. 2. b.

11           b. The total amount of segregated fees assessed on the student, which shall be  
12 listed separately from the amount specified in subd. 2. a.

13           c. The Internet Web site address specified in subd. 1. for the institution or  
14 college campus at which the student is enrolled.

15           **SECTION 736x.** 36.59 of the statutes is created to read:

16           **36.59 Information technology. (1) STRATEGIC PLAN.** (a) The Board of  
17 Regents shall require the system and each institution and college campus to adopt  
18 and submit to the board, in a form specified by the board, no later than March 1 of  
19 each year, a strategic plan for the utilization of information technology to carry out  
20 the functions of the system, institution, or college campus in the succeeding fiscal  
21 year for review and approval under par. (b).

22           (b) 1. As a part of each proposed strategic plan submitted under par. (a), the  
23 Board of Regents shall require the system and each institution and college campus  
24 to address the business needs of the system, institution, or college campus and to  
25 identify all proposed information technology development projects that serve those

1 business needs, the priority for undertaking such projects, and the justification for  
2 each project, including the anticipated benefits of the project. Each proposed plan  
3 shall identify any changes in the functioning of the system, institution, or college  
4 campus under the plan.

5 2. Each proposed strategic plan shall separately identify the initiatives that the  
6 system, institution, or college campus plans to undertake from resources available  
7 to the system, institution, or college campus at the time that the plan is submitted  
8 and initiatives that the system, institution, or college campus proposes to undertake  
9 that would require additional resources.

10 3. Following receipt of a proposed strategic plan from the system or an  
11 institution or college campus, the Board of Regents shall, before June 1, notify the  
12 system, institution, or college campus of any concerns that the Board of Regents may  
13 have regarding the plan and provide the system, institution, or college campus with  
14 its recommendations regarding the proposed plan. The Board of Regents may also  
15 submit any concerns or recommendations regarding any proposed plan to the  
16 information technology management board for its consideration. The information  
17 technology management board shall then consider the proposed plan and provide the  
18 Board of Regents with its recommendations regarding the plan. The system,  
19 institution, or college campus may submit modifications to its proposed plan in  
20 response to any recommendations.

21 4. Before June 15, the Board of Regents shall consider any recommendations  
22 provided by the information technology management board under subd. 3. and shall  
23 then approve or disapprove the proposed plan in whole or in part.

24 5. The system or an institution or college campus may not implement a new or  
25 revised information technology development project authorized under a strategic

1 plan until the implementation is approved by the Board of Regents in accordance  
2 with procedures prescribed by the board.

3 6. The Board of Regents shall consult with the joint committee on information  
4 policy and technology in providing guidance for planning by the system and  
5 institutions and college campuses.

6 (c) The Board of Regents shall develop and adopt the following written policies  
7 for information technology development projects included in the strategic plan  
8 required of the system and each institution and college campus under par. (a) and  
9 that either exceed \$1,000,000 or that are vital to the functions of the system,  
10 institution, or college campus:

11 1. A standardized reporting format.

12 2. A requirement that both proposed and ongoing information technology  
13 development projects be included.

14 (d) The Board of Regents shall submit for review by the joint legislative audit  
15 committee and for approval by the joint committee on information policy and  
16 technology any proposed policies required under par. (c) and any proposed revisions  
17 to the policies.

18 **(2) LARGE, HIGH-RISK PROJECTS.** In consultation with the legislative audit  
19 bureau and the joint legislative audit committee, the Board of Regents shall  
20 promulgate administrative rules applicable to the system and each institution and  
21 college campus pertaining to large, high-risk information technology projects that  
22 shall include:

23 (a) A definition of and methodology for identifying large, high-risk information  
24 technology projects.

1           (b) Standardized, quantifiable project performance measures for evaluating  
2 large, high-risk information technology projects.

3           (c) Policies and procedures for routine monitoring of large, high-risk  
4 information technology projects.

5           (d) A formal process for modifying information technology project specifications  
6 when necessary to address changes in program requirements.

7           (e) Requirements for reporting changes in estimates of cost or completion date  
8 to the board and the joint committee on information policy and technology.

9           (f) Methods for discontinuing projects or modifying projects that are failing to  
10 meet performance measures in such a way to correct the performance problems.

11           (g) Policies and procedures for the use of master leases under s. 16.76 (4) to  
12 finance new large, high-risk information technology system costs and maintain  
13 current large, high-risk information technology systems.

14           (h) A standardized progress point in the execution of large, high-risk  
15 information technology projects at which time the estimated costs and date of  
16 completion of the project is reported to the board and the joint committee on  
17 information policy and technology.

18           **(3) COMMERCIALY AVAILABLE PRODUCTS.** The Board of Regents shall promulgate  
19 administrative rules applicable to the system and each institution and college  
20 campus pertaining to the use of commercially available information technology  
21 products, which shall include all of the following:

22           (a) A requirement that the system and each institution and college campus  
23 review commercially available information technology products prior to initiating  
24 work on a customized information technology development project to determine



1 whether any commercially available product could meet the information technology  
2 needs of the system, institution, or college campus.

3 (b) Procedures and criteria to determine when a commercially available  
4 information technology product must be used and when the system or an institution  
5 or college campus may consider the modification or creation of a customized  
6 information technology product.

7 (c) A requirement that the system and each institution and college campus  
8 submit for approval by the board and prior to initiating work on a customized  
9 information technology product a justification for the modification or creation by the  
10 system, institution, or college campus of a customized information technology  
11 product.

12 **(4) MASTER LEASES.** (a) In this subsection, “master lease” has the meaning given  
13 under s. 16.76 (4).

14 (b) Annually, no later than October 1, the Board of Regents shall submit to the  
15 governor and the members of the joint committee on information policy and  
16 technology a report documenting the use by the system and each institution and  
17 college campus of master leases to fund information technology projects in the  
18 previous fiscal year. The report shall contain all of the following information:

19 1. The total amount paid under master leases towards information technology  
20 projects in the previous fiscal year.

21 2. The master lease payment amounts approved to be applied to information  
22 technology projects in future years.

23 3. The total amount paid by the system and each institution and college campus  
24 on each information technology project for which debt is outstanding, as compared

1 to the total financing amount originally approved for that information technology  
2 project.

3 4. A summary of repayments made towards any master lease in the previous  
4 fiscal year.

5 **(5) HIGH-COST PROJECTS.** (a) Except as provided in par. (b), the Board of Regents  
6 shall include in each contract with a vendor of information technology that involves  
7 a large, high-risk information technology project under sub. (2) or that has a  
8 projected cost greater than \$1,000,000, and require the system and each institution  
9 and college campus that enters into a contract for materials, supplies, equipment, or  
10 contractual services relating to information technology to include in each contract  
11 with a vendor of information technology that involves a large, high-risk information  
12 technology project under sub. (2) or that has a projected cost greater than \$1,000,000  
13 a stipulation requiring the vendor to submit to the board for approval any order or  
14 amendment that would change the scope of the contract and have the effect of  
15 increasing the contract price. The stipulation shall authorize the board to review the  
16 original contract and the order or amendment to determine all of the following and,  
17 if necessary, to negotiate with the vendor regarding any change to the original  
18 contract price:

19 1. Whether the work proposed in the order or amendment is within the scope  
20 of the original contract.

21 2. Whether the work proposed in the order or amendment is necessary.

22 (b) The Board of Regents may exclude from a contract described in par. (a) the  
23 stipulation required under par. (a) if all of the following conditions are satisfied:

24 1. Including such a stipulation would negatively impact contract negotiations  
25 or significantly reduce the number of bidders on the contract.

1           2. If the exclusion is sought by the system or an institution or college campus,  
2 the system or that institution or college campus submits to the board a  
3 plain-language explanation of the reasons the stipulation was excluded and the  
4 alternative provisions the system, institution, or college campus will include in the  
5 contract to ensure that the contract will be completed on time and within the contract  
6 budget.

7           3. The board submits for approval by the joint committee on information policy  
8 and technology any explanation and alternative contract provisions required under  
9 subd. 2. If, within 14 working days after the date that the board submits any  
10 explanation and alternative contract provisions required under this subdivision, the  
11 joint committee on information policy and technology does not contact the board, the  
12 explanation and alternative contract provisions shall be deemed approved.

13           **(6) OPEN-ENDED CONTRACTS.** (a) The Board of Regents shall require the system  
14 and each institution and college campus that has entered into an open-ended  
15 contract for the development of information technology to submit to the board  
16 quarterly reports documenting the amount expended on the information technology  
17 development project. In this subsection, "open-ended contract" means a contract for  
18 information technology that includes one or both of the following:

19           1. Stipulations that provide that the contract vendor will deliver information  
20 technology products or services but that do not specify a maximum payment amount.

21           2. Stipulations that provide that the contract vendor shall be paid an hourly  
22 wage but that do not set a maximum limit on the number of hours required to  
23 complete the information technology project.

24           (b) Compile and annually submit to the joint committee on information  
25 technology the reports required under par. (a).

1           **(7) REPORTS.** No later than March 1 and September 1 of each year, the Board  
2 of Regents shall submit to the joint committee on information policy and technology  
3 a report that documents for each information technology project within the system  
4 with an actual or projected cost greater than \$1,000,000 or that the board has  
5 identified as a large, high-risk information technology project under sub. (2) (a) all  
6 of the following:

7           (a) Original and updated project cost projections.

8           (b) Original and updated completion dates for the project and any stage of the  
9 project.

10          (c) An explanation for any variation between the original and updated costs and  
11 completion dates under pars. (a) and (b).

12          (d) A copy of any contract entered into by the board for the project and not  
13 provided in a previous report.

14          (e) All sources of funding for the project.

15          (f) The amount of any funding provided for the project through a master lease  
16 under s. 16.76 (4).

17          (g) Information about the status of the project, including any portion of the  
18 project that has been completed.

19          (h) Any other information about the project, or related information technology  
20 projects, requested by the joint committee on information policy and technology.

21           **SECTION 737.** 38.04 (21) (intro.) of the statutes is amended to read:

22           38.04 **(21)** (intro.) PUPILS ATTENDING TECHNICAL COLLEGES; BOARD REPORT.  
23 Annually by the 3rd Monday in February the board shall submit a report to the  
24 department of administration, department of children and families, department of

1 public instruction, and department of workforce development, and to the legislature  
2 under s. 13.172 (2). The report shall specify all of the following by school district:

3 **SECTION 738.** 38.22 (6) (e) of the statutes is created to read:

4 38.22 (6) (e) Any person who is a citizen of a country other than the United  
5 States if that person meets all of the following requirements:

6 1. The person graduated from a high school in this state or received a high  
7 school graduation equivalency from this state.

8 2. The person was continuously present in this state for at least 3 years  
9 following the first day of attending a high school in this state.

10 3. The person enrolls in a district school and provides the district board with  
11 an affidavit stating that the person has filed or will file an application for a  
12 permanent resident visa with U.S. Citizenship and Immigration Services as soon as  
13 the person is eligible to do so.

14 **SECTION 738m.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

15 38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bm), the  
16 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128  
17 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
18 for which the person received remission of fees from any other district board under  
19 this subsection and from the board of regents under s. 36.27 (3n) (b), to any resident  
20 student who is also any of the following:

21 **SECTION 738mr.** 38.24 (7) (b) 2. of the statutes is amended to read:

22 38.24 (7) (b) 2. An Except as provided in subd. 2m., an unremarried surviving  
23 spouse of an eligible veteran. The remission under this subdivision applies only  
24 during the first 10 years after the veteran died.

25 **SECTION 738mw.** 38.24 (7) (b) 2m. of the statutes is created to read:

1           38.24 (7) (b) 2m. An unremarried surviving spouse of an eligible veteran who  
2 had a child with the eligible veteran. The remission under this subdivision applies  
3 only until 10 years after the youngest child that the spouse had with the eligible  
4 veteran reaches or would have reached 18 years of age, or during the first 10 years  
5 after the veteran died, whichever is longer.

6           **SECTION 739.** 38.24 (7) (b) 3. of the statutes is amended to read:

7           38.24 (7) (b) 3. A child of an eligible veteran, if the child is at least ~~18~~ 17 but  
8 not yet 26 years of age ~~and is a full-time student at a technical college.~~

9           **SECTION 739m.** 38.24 (7) (bm) of the statutes is created to read:

10           38.24 (7) (bm) To receive a fee remission under this subsection, a person must  
11 claim it by the end of each semester in which the person is eligible for the fee  
12 remission.

13           **SECTION 740.** 38.24 (7) (c) of the statutes is created to read:

14           38.24 (7) (c) The higher educational aids board shall reimburse the district  
15 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
16 39.50 (2) and (3m).

17           **SECTION 740g.** 38.24 (8) (b) of the statutes is amended to read:

18           38.24 (8) (b) ~~The Except as provided in par. (bm), the district board shall grant~~  
19 full remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8  
20 semesters, whichever is longer, less the number of credits or semesters for which the  
21 person received remission of fees from any other district board under this subsection  
22 and from the board of regents under s. 36.27 (3p) and less the amount of any fees paid  
23 under 10 USC 2107 (c) or 38 USC 3104 (a) (7) (A), to any student who is a veteran.

24           **SECTION 740r.** 38.24 (8) (bm) of the statutes is created to read:

1           38.24 (8) (bm) 1. To receive a fee remission under this subsection, a person must  
2 claim it by the end of each semester in which the person is eligible for the remission.

3           2. The remission under this subsection applies only to semesters that begin  
4 within 10 years after a veteran is separated from service.

5           **SECTION 741.** 38.24 (8) (c) of the statutes is created to read:

6           38.24 (8) (c) The higher educational aids board shall reimburse the district  
7 board for all fees under sub. (1m) (a) to (c) remitted under par. (b) as provided in s.  
8 39.50 (2) and (3m).

9           **SECTION 743m.** 38.41 (2) and (3) of the statutes are created to read:

10          38.41 (2) (a) The board may award a grant of up to \$20,000 to a district board  
11 to provide skills training or other education to a business if all of the following apply:

12          1. The business is located in this state and satisfies any of the following criteria:

13           a. The business has no more than 100 employees.

14           b. The business had no more than \$10,000,000 in gross annual income in its  
15 most recent fiscal year.

16          2. The district board agrees in writing to use the grant only to provide skills  
17 training or other education related to the needs of the business to current or  
18 prospective employees of the business.

19          3. The business agrees in writing to comply with par. (b).

20          4. The business and the district board submit a plan to the board detailing the  
21 proposed use of the grant, and the board approves the plan.

22          5. The business and the district board enter into a written agreement with the  
23 board that specifies the conditions for the use of the grant, including reporting and  
24 auditing requirements.

1           6. The business and the district board agree in writing to submit to the board  
2 the report required under par. (c) by the time required under par. (c).

3           7. The business provides matching funds at least equal to the amount of the  
4 grant. The board may waive the requirement under this subdivision if the board  
5 determines that the business is subject to extreme financial hardship.

6           (b) A grant under this subsection may not be used for any of the following:

7           1. To pay more than 80 percent of the cost of any skills training or other  
8 education related to a business that is provided to the owner of the business, the  
9 owner's spouse, or a child of the owner.

10          2. To pay wages or compensate for lost revenue, if any, in connection with  
11 providing the training or other education, or otherwise.

12          (c) A district board that receives a grant under this subsection shall submit to  
13 the board, within 6 months after the grant has been fully depleted, a report prepared  
14 jointly with the business detailing how the grant was used.

15          **(3)** (a) The board shall award grants under this section from the appropriation  
16 under s. 20.292 (1) (eh).

17          (b) The board may award no more than \$1,500,000 in the 2007-08 fiscal year,  
18 and no more than \$2,000,000 in any fiscal year thereafter, under sub. (1).

19          (c) The board may award no more than \$500,000 in the 2007-08 fiscal year, and  
20 no more than \$1,000,000 in any fiscal year thereafter, under sub. (2).

21          **SECTION 743s.** 39.12 (5) of the statutes is amended to read:

22          39.12 **(5)** Any corporation established under this section shall be organized so  
23 that contributions to it will be deductible from adjusted gross income under section  
24 170 of the internal revenue code and so that the corporation will be exempt from



1 taxation under section 501 of the internal revenue code and ss. 71.26 (1) (a) and 71.45  
2 (1) (a).

3 **SECTION 745.** 39.435 (7) (a) 1. of the statutes is amended to read:

4 39.435 (7) (a) 1. For purposes of calculating the amount to be appropriated  
5 under s. 20.235 (1) (fe) for fiscal year ~~2007-08~~ 2009-10, “base amount” means the  
6 amount shown in the schedule under s. 20.005 for that appropriation for fiscal year  
7 ~~2006-07~~ 2008-09.

8 **SECTION 746.** 39.435 (7) (a) 2. of the statutes is amended to read:

9 39.435 (7) (a) 2. For purposes of calculating the amount to be appropriated  
10 under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2007-08~~ 2009-10, “base  
11 amount” means the appropriation amount calculated under par. (b) for the previous  
12 fiscal year.

13 **SECTION 747.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

14 39.435 (7) (b) (intro.) Biennially, beginning on February 1, ~~2007~~ 2009, the board  
15 shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next  
16 biennium as follows:

17 **SECTION 748.** 39.437 of the statutes is created to read:

18 **39.437 Wisconsin covenant scholars grants. (1) ESTABLISHMENT OF GRANT**  
19 PROGRAM. There is established, to be administered by the board, a Wisconsin  
20 Covenant Scholars Program to provide grants to students who meet the eligibility  
21 criteria specified in sub. (2).

22 **(2) ELIGIBILITY.** (a) Except as provided in par. (b), a student is eligible for a grant  
23 under this section if the student meets all of the following criteria:

24 1. The student is a resident of this state and is enrolled at least half time and  
25 registered as a freshman, sophomore, junior, or senior in a public or private,

1 nonprofit, accredited institution of higher education or in a tribally controlled college  
2 in this state.

3 2. The student is eligible for a Federal Pell Grant under 20 USC 1070a, the  
4 federal adjusted gross income of a parent of the student, as shown on the student's  
5 application for student financial assistance, does not exceed the income guidelines  
6 prescribed under 42 USC 1758 (b) for determining eligibility for reduced-price  
7 lunches under the federal National School Lunch Act, 42 USC 1751 to 1769i, or, if  
8 the student is an independent student, as defined in 20 USC 1087vv, the federal  
9 adjusted gross income of the student, as shown on the student's application for  
10 student financial assistance, does not exceed those income guidelines.

11 (b) 1. The board may not make a grant under this section to a person whose  
12 name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the  
13 person provides to the board a payment agreement that has been approved by the  
14 county child support agency under s. 59.53 (5) and that is consistent with rules  
15 promulgated under s. 49.858 (2) (a).

16 2. No student shall be eligible for a grant under this section in more than the  
17 equivalent of 10 semesters of undergraduate education.

18 3. No student who fails to meet acceptable academic standards prescribed by  
19 the student's institution of higher education or tribally controlled college shall be or  
20 shall remain eligible for a grant under this section.

21 **(3) AMOUNT OF GRANT.** The amount of a grant shall be based on financial need,  
22 as determined by the board, and shall be paid from the appropriation account under  
23 s. 20.235 (1) (fm).

24 **(4) ADMINISTRATION OF GRANT PROGRAM.** (a) By February 1 of each year, the  
25 Board of Regents of the University of Wisconsin System shall provide to the board

1 information relating to the resident undergraduate academic fees charged to attend  
2 each of the institutions within that system for the current academic year, the  
3 technical college system board shall provide to the board information relating to the  
4 fees under s. 38.24 (1m) (a) to (c) charged to attend each of the technical colleges  
5 within that system for the current academic year, and each tribally controlled college  
6 in this state shall provide to the board information relating to the tuition and fees  
7 charged to attend the tribal college for the current academic year.

8 (b) By April 1 of each year, the board shall determine the average of the resident  
9 undergraduate academic fees charged for the current academic year among the  
10 institutions within the University of Wisconsin System, the average of the fees under  
11 s. 38.24 (1m) (a) to (c) charged for the current academic year among the technical  
12 colleges in this state, and the average of the tuition and fees charged for the current  
13 academic year among the tribally controlled colleges in this state.

14 (5) RULES. The board shall promulgate rules to implement this section,  
15 including rules establishing a reporting system to periodically provide student  
16 economic data and any other rules the board considers necessary to assure the  
17 uniform administration of this section.

18 **SECTION 748t.** 39.47 (1) of the statutes is amended to read:

19 39.47 (1) There is established, to be administered by the board, a  
20 Minnesota-Wisconsin student reciprocity agreement, the purpose of which shall be  
21 to ensure that neither state shall profit at the expense of the other and that the  
22 determination of any amounts owed by either state under the agreement shall be  
23 based on an equitable formula which reflects the educational costs incurred by the  
24 2 states, reflects any differentials in usage by residents of either state of the public  
25 institutions of higher education located in the other state, and reflects any

1 differentials in the resident tuition charged at comparable public institutions of  
2 higher education of the 2 states. The board, representing this state, shall enter into  
3 an agreement meeting the requirements of this section with the designated body  
4 representing the state of Minnesota.

5 **SECTION 748u.** 39.47 (2) of the statutes is amended to read:

6 39.47 (2) The agreement under this section shall provide for the waiver of  
7 nonresident tuition for a resident of either state who is enrolled in a public vocational  
8 school located in the other state. The agreement shall also establish a reciprocal fee  
9 structure for residents of either state who are enrolled in public institutions of higher  
10 education, other than vocational schools, located in the other state. The reciprocal  
11 fee may not exceed the higher of the resident tuition that would be charged the  
12 student at the public institution of higher education in which the student is enrolled  
13 or the resident tuition that would be charged the student at comparable public  
14 institutions of higher education located in his or her state of residence, as specified  
15 in the annual administrative memorandum under sub. (2g). The agreement shall  
16 take effect on July 1, ~~1998~~ 2007. The agreement is subject to the approval of the joint  
17 committee on finance under s. 39.42.

18 **SECTION 748v.** 39.47 (3) of the statutes is amended to read:

19 39.47 (3) ~~Annually~~ At the end of each semester or academic term, each state  
20 shall determine the number of students for whom nonresident tuition has been  
21 waived under the agreement. Each state shall certify to the other state, in addition  
22 to the number of students so determined, the aggregate amount of its reimbursement  
23 obligation. The state with the ~~smaller~~ larger reimbursement obligation shall ~~receive~~  
24 ~~from the other state~~ pay as provided in the agreement an amount determined by  
25 subtracting the reimbursement obligation of the state ~~receiving the payment~~ with

1 the smaller reimbursement obligation from the reimbursement obligation of the  
2 state ~~making the payment~~ with the larger reimbursement obligation. The  
3 agreement shall provide a reasonable date for payment of any such sums due and  
4 owing ~~to either state~~, after which date interest may be charged on the amount owed.  
5 The methodology for determination of the appropriate interest rate shall be included  
6 in the agreement. Any payments received by this state under this subsection shall  
7 be deposited in the general fund.

8 **SECTION 749.** 39.50 of the statutes is created to read:

9 **39.50 Remission of fees for veterans and dependents. (1) UNIVERSITY OF**  
10 **WISCONSIN SYSTEM.** At the end of each semester, the Board of Regents of the  
11 University of Wisconsin System shall certify to the board the number of students  
12 enrolled in the University of Wisconsin System to whom any fees or nonresident  
13 tuition has been remitted under s. 36.27 (3n) or (3p), the number of credits for which  
14 those fees or that nonresident tuition has been remitted, and the amount of fees and  
15 nonresident tuition remitted. Subject to sub. (3m), if the board approves the  
16 information certified under this subsection, the board, from the appropriation  
17 account under s. 20.235 (1) (fz), shall reimburse the board of regents for the full  
18 amount of fees and nonresident tuition remitted. The board of regents shall credit  
19 any amounts received under this subsection to the appropriation under s. 20.285 (1)  
20 (k) and shall expend those amounts received for degree credit instruction.

21 **(2) TECHNICAL COLLEGES.** At the end of each semester, each technical college  
22 district board shall certify to the board the number of students enrolled in the  
23 technical college governed by the district board to whom any fees have been remitted  
24 under s. 38.24 (7) or (8), the number of credits for which those fees have been  
25 remitted, and the amount of those fees remitted. Subject to sub. (3m), if the board

1 approves the information certified under this subsection, the board, from the  
2 appropriation account under s. 20.235 (1) (fz), shall reimburse the district board for  
3 the full amount of fees remitted.

4 **(3m) PRORATED REIMBURSEMENT.** In June of each fiscal year, the board shall  
5 determine the total amount of fees and nonresident tuition remitted by the board of  
6 regents that are eligible for reimbursement under sub. (1) and fees remitted by the  
7 district boards that are eligible for reimbursement under sub. (2). If the moneys  
8 appropriated under s. 20.235 (1) (fz) are not sufficient to reimburse the board of  
9 regents for the full amount of those fees and that nonresident tuition and each  
10 district board for the full amount of those fees, the board shall prorate the  
11 reimbursement paid under subs. (1) and (2) in the proportion that the moneys  
12 available bears to the total amount eligible for reimbursement under subs. (1) and  
13 (2).

14 **SECTION 756.** 40.02 (28) of the statutes is amended to read:

15 40.02 **(28)** “Employer” means the state, including each state agency, any  
16 county, city, village, town, school district, other governmental unit or  
17 instrumentality of 2 or more units of government now existing or hereafter created  
18 within the state, any federated public library system established under s. 43.19  
19 whose territory lies within a single county with a population of 500,000 or more, a  
20 local exposition district created under subch. II of ch. 229 and a family long-term  
21 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
22 40.61 (3) and subch. X. “Employer” does not include a local cultural arts district  
23 created under subch. V of ch. 229. Each employer shall be a separate legal  
24 jurisdiction for OASDHI purposes.

1           **SECTION 757.** 40.02 (28) of the statutes, as affected by 1999 Wisconsin Act 65,  
2 is amended to read:

3           40.02 (28) “Employer” means the state, including each state agency, any  
4 county, city, village, town, school district, other governmental unit or  
5 instrumentality of 2 or more units of government now existing or hereafter created  
6 within the state, any federated public library system established under s. 43.19  
7 whose territory lies within a single county with a population of 500,000 or more, a  
8 local exposition district created under subch. II of ch. 229 and a family long-term  
9 care district created under s. 46.2895, except as provided under ss. 40.51 (7) and  
10 40.61 (3). “Employer” does not include a local cultural arts district created under  
11 subch. V of ch. 229. Each employer shall be a separate legal jurisdiction for OASDHI  
12 purposes.

13           **SECTION 759.** 40.02 (36) of the statutes is amended to read:

14           40.02 (36) “Governing body” means the legislature or the head of each state  
15 agency with respect to employees of that agency for the state, the common council  
16 in cities, the village board in villages, the town board in towns, the county board in  
17 counties, the school board in school districts, or the board, commission or other  
18 governing body having the final authority for any other unit of government, for any  
19 agency or instrumentality of 2 or more units of government, for any federated public  
20 library system established under s. 43.19 whose territory lies within a single county  
21 with a population of 500,000 or more, for a local exposition district created under  
22 subch. II of ch. 229 or for a family long-term care district created under s. 46.2895,  
23 but does not include a local cultural arts district created under subch. V of ch. 229.

24           **SECTION 761.** 40.02 (54) (L) of the statutes is created to read:

25           40.02 (54) (L) The Health Insurance Risk-Sharing Plan Authority.

1           **SECTION 763.** 40.05 (4) (a) 2. of the statutes is amended to read:

2           40.05 (4) (a) 2. For an insured employee who is an eligible employee under s.  
3           40.02 (25) (a) 2. or (b) 1m., the employer shall pay required employer contributions  
4           toward the health insurance premium of the insured employee beginning on the date  
5           on which the employee becomes insured. For an insured state employee who is  
6           currently employed, but who is not a limited term appointment under s. 230.26 or  
7           an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m., the employer shall pay  
8           required employer contributions toward the health insurance premium of the  
9           insured employee beginning on the first day of the ~~7th~~ 3rd month beginning after the  
10          date on which the employee begins employment with the state, not including any  
11          leave of absence. For an insured employee who has a limited term appointment  
12          under s. 230.26, the employer shall pay required employer contributions toward the  
13          health insurance premium of the insured employee beginning on the first day of the  
14          7th month beginning after the date on which the employee first becomes a  
15          participating employee.

16          **SECTION 770c.** 40.51 (8) of the statutes is amended to read:

17          40.51 (8) Every health care coverage plan offered by the state under sub. (6)  
18          shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.746 (1) to (8)  
19          and (10), 632.747, 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, 632.87 (3) to  
20          (6), 632.895 (5m) and (8) to ~~(14)~~ (15), and 632.896.

21          **SECTION 770d.** 40.51 (8m) of the statutes is amended to read:

22          40.51 (8m) Every health care coverage plan offered by the group insurance  
23          board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747,  
24          632.748, 632.83, 632.835, 632.85, 632.853, 632.855, and 632.895 (11) to ~~(14)~~ (15).



1           **SECTION 770g.** 41.41 (10) (a) 1. of the statutes is renumbered 41.41 (10) (a) 1.

2           a. and amended to read:

3           41.41 (10) (a) 1. a. “Estimated Subject to subd. 1. b., “estimated value”, for the  
4           year following the year in which the department acquires land within the Kickapoo  
5           valley reserve or the board acquires land under sub. (7), means the full value of the  
6           land determined by the department of revenue and, for each later year, means the  
7           value that was used for calculating the aid payment under this subsection on the  
8           land for the prior year increased or decreased to reflect the annual percentage change  
9           in the equalized valuation of all real property, excluding improvements, in the  
10          taxation district in which the land is located, as determined by comparing the most  
11          recent determination of equalized valuation under s. 70.57 for all real property to the  
12          next preceding determination of equalized valuation under s. 70.57 for all real  
13          property.

14          **SECTION 770m.** 41.41 (10) (a) 1. b. of the statutes is created to read:

15          41.41 (10) (a) 1. b. The “estimated value” of the land in the town of Stark in  
16          Vernon County shall include, in 2008, the value of improvements constituting the  
17          Kickapoo Valley Reserve Visitor Center and the maintenance buildings associated  
18          with the Kickapoo Valley Reserve Visitor Center and, in each later year, the value  
19          that was included under this subd. 1. b. in the prior year increased or decreased in  
20          the manner described in subd. 1. a.

21          **SECTION 781p.** 42.04 of the statutes is amended to read:

22          **42.04 Private operation and leasing.** The state fair park board may provide  
23          for the operation and leasing of any facilities by private entrepreneurs, except that  
24          the state fair park board shall reserve the use of state fair park facilities for a

1 sufficient period of time every year for purposes of conducting an annual state fair.

2 ~~This section does not apply to a lease authorized under s. 42.11 (3).~~

3 **SECTION 781r.** 42.11 of the statutes is repealed and recreated to read:

4 **42.11 Olympic Ice Training Center.** The state fair park board may purchase  
5 the Olympic Ice Training Center and associated land and parking areas from the  
6 Pettit National Ice Center, Inc., if the Pettit National Ice Center, Inc., discontinues  
7 its operation of the facility as an ice skating rink and training facility.

8 **SECTION 781s.** 42.115 of the statutes is repealed.

9 **SECTION 781t.** 42.12 (1) of the statutes is amended to read:

10 42.12 (1) Beginning on July 1, 1992, in each fiscal year, the state fair park board  
11 may award a grant to the city of West Allis to be used to provide crowd and traffic  
12 control services related to events held at the state fair park, ~~including events~~  
13 ~~associated with the Olympic Ice Training Center under s. 42.11.~~

14 **SECTION 781v.** 42.13 of the statutes is created to read:

15 **42.13 Financial reports. (1)** The state fair park board shall make quarterly  
16 reports to the department of administration and the joint committee on finance  
17 projecting the revenues and expenditures for the ensuing quarter for each of the  
18 board's program revenue appropriation accounts.

19 **(2)** (a) The state fair park board shall annually submit to the department of  
20 administration a plan to ensure that there are sufficient revenues to meet projected  
21 expenditures under the board's program revenue appropriation accounts and to  
22 eliminate any deficits that have developed in those accounts.

23 (b) The department of administration may approve or approve with  
24 modifications each plan submitted by the state fair park board under par. (a). The  
25 department shall forward the plan as approved to the joint committee on finance by

1 November 15 of each year. If the cochairpersons of the joint committee on finance  
2 do not notify the secretary that the committee has scheduled a meeting for the  
3 purpose of reviewing the proposed plan within 14 working days after the date of the  
4 secretary's submittal, any portion of the plan that does not require the action of the  
5 legislature or the action of the committee under another law may be implemented.  
6 If, within 14 working days after the date of the secretary's submittal, the  
7 cochairpersons of the joint committee on finance notify the secretary that the  
8 committee has scheduled a meeting for the purpose of reviewing the proposed plan,  
9 no part of the plan may be implemented without the approval of the committee.

10 **(3)** Subsections (1) and (2) do not apply after December 31, 2013.

11 **SECTION 781x.** 43.70 (3) of the statutes is amended to read:

12 43.70 **(3)** Immediately upon making such apportionment, the state  
13 superintendent shall certify to the department of administration the estimated  
14 amount that each school district is entitled to receive under this section and shall  
15 notify each school district administrator of the estimated amount so certified for his  
16 or her school district. The department of administration shall distribute each school  
17 district's aid entitlement in one payment on or before May 1. The amount paid to each  
18 school district shall be based upon the amount in the appropriation account under  
19 s. 20.255 (2) (s) on April 15. ~~All moneys~~ Moneys distributed under this section ~~shall~~  
20 may be expended only for the purchase of instructional materials from the state  
21 historical society for use in teaching Wisconsin history and for the purchase of library  
22 books and other instructional materials for school libraries, but not for public library  
23 facilities operated by school districts under s. 43.52, in accordance with rules  
24 promulgated by the state superintendent. In addition, a school district may use up  
25 to 25 percent of the moneys received in a fiscal year under this section to purchase

1 school library computers and related software if the school board consults with the  
2 person who supervises the school district's libraries and the computers and software  
3 are housed in the school library. Appropriate records of such all purchases under this  
4 section shall be kept and necessary reports thereon shall be made to the state  
5 superintendent.

6 **SECTION 782.** 44.02 (28) of the statutes is created to read:

7 44.02 (28) Annually distribute the amount appropriated under s. 20.245 (1) (b)  
8 as a grant to the Wisconsin Black Historical Society and Museum to fund the  
9 operations of that society and museum.

10 **SECTION 782m.** 45.03 (13) (f) of the statutes is created to read:

11 45.03 (13) (f) Provide services related to post-traumatic stress disorder to  
12 service members and veterans, which shall include at least one of the following  
13 services:

14 1. Outreach services to service members and veterans who may be experiencing  
15 post-traumatic stress disorder.

16 2. Information on the availability of post-traumatic stress disorder medical  
17 services and referrals to those services.

18 **SECTION 783.** 45.03 (20) of the statutes is amended to read:

19 45.03 (20) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND. If the balance in  
20 the appropriation account under s. 20.485 (1) (gk) is in excess of the amount needed  
21 for the care of the members of the Wisconsin veterans homes under s. 45.50 and the  
22 payment of stipends under s. 45.50 (9) during fiscal year ~~2006-07~~ 2007-08 or  
23 2008-09, the department may request permission from the joint committee on  
24 finance to transfer the excess moneys to the veterans trust fund. If the  
25 cochairpersons of the committee do not notify the department within 14 working

1 days after the date of receipt of the department's request that the committee has  
2 scheduled a meeting for the purpose of reviewing the transfer, the transfer may be  
3 made as proposed by the department. If, within 14 working days after the date of  
4 receipt of the department's request, the cochairpersons of the committee notify the  
5 department that the committee has scheduled a meeting for the purpose of reviewing  
6 the proposed transfer, the transfer may be made only upon approval of the  
7 committee. The total amount transferred under this subsection may not exceed  
8 \$16,000,000 \$7,000,000.

9 **SECTION 783m.** 45.045 of the statutes is created to read:

10 **45.045 Veteran registry.** The department shall establish a voluntary  
11 statewide registry that will collect information from veterans and inform veterans  
12 on health issues, including post-traumatic stress disorder, Agent Orange, and Gulf  
13 War syndrome.

14 **SECTION 784.** 45.20 (2) (d) 2. b. of the statutes is amended to read:

15 45.20 (2) (d) 2. b. A statement that the veteran is not delinquent in child  
16 support or maintenance payments and does not owe past support, medical expenses  
17 or birth expenses, signed by the department of ~~workforce development~~ children and  
18 families or its designee within 7 working days before the date of the application.

19 **SECTION 785.** 45.33 (2) (b) 1. b. of the statutes is amended to read:

20 45.33 (2) (b) 1. b. A statement that the person is not delinquent in child support  
21 or maintenance payments and does not owe past support, medical expenses, or birth  
22 expenses, signed by the department of ~~workforce development~~ children and families  
23 or its designee within 7 working days before the date of the application.

24 **SECTION 785d.** 45.40 (1) (b) of the statutes is amended to read:

1           45.40 (1) (b) The maximum amount that any veteran may receive under this  
2 subsection per occurrence during a consecutive 12-month period may not exceed  
3 ~~\$2,000~~ \$3,000.

4           **SECTION 785g.** 45.40 (2) (b) of the statutes is repealed.

5           **SECTION 785m.** 45.40 (3) of the statutes is amended to read:

6           45.40 (3) LIMITATIONS. The total cumulative amount that any veteran may  
7 receive under this section may not exceed ~~\$5,000~~ \$7,500.

8           **SECTION 786.** 45.42 (6) (b) of the statutes is amended to read:

9           45.42 (6) (b) Provides to the department a statement that the applicant is not  
10 delinquent in child support or maintenance payments and does not owe past support,  
11 medical expenses, or birth expenses, signed by the department of workforce  
12 development children and families or its designee within 7 working days before the  
13 date of the application.

14           **SECTION 786g.** 45.43 (1) of the statutes is amended to read:

15           45.43 (1) The department shall administer a program to provide assistance to  
16 persons who served in the U.S. armed forces or in forces incorporated as part of the  
17 U.S. armed forces and who were discharged under conditions other than  
18 dishonorable. The department shall provide assistance to persons whose need for  
19 services is based upon homelessness, incarceration, or other circumstances  
20 designated by the department by rule. The department shall designate the  
21 assistance available under this section, which may include assistance in receiving  
22 medical care, dental care, education, employment, and transitional housing. The  
23 department may provide payments to facilitate the provision of services under this  
24 section. From the appropriation under s. 20.485 (2) (ac), the department shall  
25 provide \$15,000 annually during fiscal years 2007-08 and 2008-09 to the Center for

1 Veterans Issues, Ltd., of Milwaukee, to provide outreach services to homeless  
2 veterans with post-traumatic stress disorder.

3 **SECTION 786m.** 45.43 (3) of the statutes is created to read:

4 45.43 (3) The department shall annually provide the governor, and the  
5 appropriate standing committees of the legislature under s. 13.172 (3), with the  
6 number of veterans that were referred to the U.S. veterans administration hospitals,  
7 veterans centers, or other health care facilities as a result of telemedicine facilities.  
8 This subsection does not apply after June 30, 2009.

9 **SECTION 786u.** 45.51 (9) of the statutes is repealed.

10 **SECTION 787.** 45.51 (10) (b) of the statutes is amended to read:

11 45.51 (10) (b) ~~Except where a sale occurs under s. 16.848, the~~ The department  
12 may manage, sell, lease, or transfer property passing to the state pursuant to this  
13 section or conveyed to it by members, defend and prosecute all actions concerning it,  
14 pay all just claims against it, and do all other things necessary for the protection,  
15 preservation, and management of the property. All expenditures necessary for the  
16 execution of functions under this paragraph or sub. (14) shall be made from the  
17 appropriation in s. 20.485 (1) (h).

18 **SECTION 788.** 45.51 (13) (intro.) of the statutes is amended to read:

19 45.51 (13) ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES.  
20 (intro.) Any person admitted to a skilled nursing facility at a veterans home shall  
21 meet the eligibility requirements under ss. 49.45 and 49.46, and, if applicable, s.  
22 49.471 and rules promulgated under those sections during residence at the skilled  
23 nursing facility except if any of the following apply:

24 **SECTION 789.** 45.51 (13) (a) of the statutes is amended to read:

1           45.51 (13) (a) Persons with sufficient income and resources to meet the  
2 expenses of care for one or more months may be admitted to the skilled nursing  
3 facility but shall apply income and resources to costs to the extent required under ss.  
4 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated under those  
5 sections.

6           **SECTION 790.** 45.51 (13) (b) of the statutes is amended to read:

7           45.51 (13) (b) Persons who meet all the requirements of this section but whose  
8 degree of physical disability does not meet the minimum requirements under ss.  
9 49.45 and 49.46 and rules promulgated under those sections may be admitted to the  
10 skilled nursing facility but shall apply income and resources to costs to the extent  
11 required by ss. 49.45 and 49.46, and, if applicable, s. 49.471 and rules promulgated  
12 under those sections.

13           **SECTION 791.** 45.61 (2) (a) of the statutes is amended to read:

14           45.61 (2) (a) A person who died while on active duty or who was discharged or  
15 released from active duty in the U.S. armed forces under ~~honorable~~ conditions other  
16 than dishonorable and who was a resident of this state at the time of his or her entry  
17 ~~or reentry~~ into active service and his or her dependent child and surviving spouse.

18           **SECTION 791m.** 45.61 (2) (am) of the statutes is created to read:

19           45.61 (2) (am) A person who died while on active duty in the U.S. armed forces  
20 or in forces incorporated in the U.S. armed forces.

21           **SECTION 792.** 45.61 (2) (b) of the statutes is amended to read:

22           45.61 (2) (b) A person who was discharged or released from active duty in the  
23 U.S. armed forces under ~~honorable~~ conditions other than dishonorable and who was  
24 a resident of this state at the time of his or her death and his or her dependent child  
25 and surviving spouse.



1           **SECTION 792c.** 45.61 (5) of the statutes is renumbered 45.61 (5) (a) and  
2 amended to read:

3           45.61 (5) EXPENSES. (a) Expenses incident to the burial under this section of  
4 persons described in sub. (2) (a) and (b) to (e) shall be paid from the estate of the  
5 decedent, except that if there is no estate or the estate is insufficient, the expense of  
6 burial, or necessary part of the burial, shall be paid from the appropriation under s.  
7 20.485 (1) (gk) for members of veterans homes, and the amount expended for those  
8 expenses shall not exceed the amount established for funeral and burial expenses  
9 under s. 49.785 (1) (b).

10           **SECTION 792e.** 45.61 (5) (b) of the statutes is created to read:

11           45.61 (5) (b) Expenses incident to the burial under this section of persons  
12 described in sub. (2) (am) shall be paid from the estate of the decedent, except that  
13 if there is no estate or the estate is insufficient, the expense of burial, or necessary  
14 part of the burial, shall be paid by the relatives who requested the burial.

15           **SECTION 793.** 46.001 of the statutes is amended to read:

16           **46.001 Purposes of chapter.** The purposes of this chapter are to conserve  
17 human resources in Wisconsin; ~~to provide a just and humane program of services to~~  
18 ~~children and unborn children in need of protection or services, nonmarital children~~  
19 ~~and the expectant mothers of those unborn children;~~ to prevent dependency, mental  
20 illness, developmental disability, mental infirmity, and other forms of social  
21 maladjustment by a continuous attack on causes; to provide effective aid and services  
22 to all persons in need ~~thereof~~ of that aid and those services and to assist those persons  
23 to achieve or regain self-dependence at the earliest possible date; to avoid  
24 duplication and waste of effort and money on the part of public and private agencies;  
25 and to coordinate and integrate a social welfare program.

1           **SECTION 794.** 46.011 (intro.) of the statutes is amended to read:

2           **46.011 Definitions.** (intro.) In chs. 46, 48, 50, 51, 54, 55, and 58:

3           **SECTION 795.** 46.011 (1g) of the statutes is created to read:

4           46.011 (1g) “Disabled children’s long-term support program” means the  
5 programs described under 2001 Wisconsin Act 16, section 9123 (16rs), and 2003  
6 Wisconsin Act 33, section 9124 (8c).

7           **SECTION 796.** 46.014 (4) of the statutes is renumbered 49.265 (6) and amended  
8 to read:

9           49.265 (6) REPORTS. At least annually, the secretary shall submit a report to  
10 the chief clerk of each house of the legislature, for distribution to the appropriate  
11 standing committees under s. 13.172 (3), concerning activities of community action  
12 agencies under s. 46.30 this section and their effectiveness in promoting social and  
13 economic opportunities for poor persons.

14           **SECTION 797.** 46.016 of the statutes is amended to read:

15           **46.016 Cooperation with federal government.** The department may  
16 cooperate with the federal government in carrying out federal acts concerning public  
17 assistance, social security, ~~child welfare and youth services~~, mental hygiene, services  
18 for the blind, and in other matters of mutual concern pertaining to public welfare.

19           **SECTION 798.** 46.02 of the statutes is amended to read:

20           **46.02 Agency powers and duties.** Any institution ~~which~~ that is subject to  
21 chs. 46, 48 ~~49~~ to 51, 55, and 58 and to regulation under ch. 150 shall, in cases of  
22 conflict between chs. 46, 48 ~~49~~ to 51, 55, and 58 and ch. 150, be governed by ch. 150.  
23 The department shall promulgate rules and establish procedures for resolving any  
24 such ~~controversy~~ a conflict.

25           **SECTION 799.** 46.023 of the statutes is renumbered 48.562.

1           **SECTION 800.** 46.03 (4) (b) of the statutes is amended to read:

2           46.03 (4) (b) In order to discharge more effectively its responsibilities under  
3 this chapter ~~and ch. 48~~ and other relevant provisions of the statutes, be authorized  
4 to study causes and methods of prevention and treatment of mental illness, mental  
5 deficiency, mental infirmity, and related social problems, including establishment of  
6 demonstration projects to apply and evaluate such methods in actual cases. The  
7 department is directed and authorized to utilize all powers provided by the statutes,  
8 including the authority under sub. (2a), to accept grants of money or property from  
9 federal, state, or private sources, and to enlist the cooperation of other appropriate  
10 agencies and state departments. The department may enter into agreements with  
11 local government subdivisions, departments, and agencies for the joint conduct of  
12 these projects, and it may purchase services when deemed considered appropriate.

13           **SECTION 801.** 46.03 (7) (a) of the statutes is amended to read:

14           46.03 (7) (a) Promote the enforcement of laws for the protection of  
15 developmentally disabled children, ~~children and unborn children in need of~~  
16 ~~protection or services and nonmarital children~~; and to this end cooperate with courts  
17 assigned to exercise jurisdiction under chs. 48 and 938, licensed child welfare  
18 agencies, and public and private institutions and take the initiative in all matters  
19 involving the interests of those children ~~and unborn children~~ when adequate  
20 provision for those interests has not already been made, including the establishment  
21 and enforcement of standards for services provided under ss. 48.345 and 48.347.

22           **SECTION 802.** 46.03 (7) (bm) of the statutes is amended to read:

23           46.03 (7) (bm) Maintain a file containing records of artificial inseminations  
24 under s. 891.40, ~~declarations of paternal interest under s. 48.025~~, and statements  
25 acknowledging paternity under s. 69.15 (3) (b). The department may release those

1 records, ~~declarations,~~ and statements only upon an order of the court except that the  
2 department may use nonidentifying information concerning artificial inseminations  
3 for the purpose of compiling statistics, ~~declarations of paternal interest shall be~~  
4 ~~released as provided in s. 48.025 (3) (b) and (e),~~ and statements acknowledging  
5 paternity shall be released without a court order to the department of workforce  
6 development children and families or a county child support agency under s. 59.53  
7 (5) upon the request of that department or county child support agency pursuant to  
8 the program responsibilities under s. 49.22 or to any other person with a direct and  
9 tangible interest in the statement.

10 **SECTION 803.** 46.03 (7) (c) of the statutes is repealed.

11 **SECTION 804.** 46.03 (7) (cm) of the statutes is renumbered 48.47 (7) (cm).

12 **SECTION 805.** 46.03 (7) (d) of the statutes is renumbered 48.47 (7) (d).

13 **SECTION 806.** 46.03 (7) (e) of the statutes is repealed.

14 **SECTION 807.** 46.03 (7) (f) of the statutes is renumbered 48.47 (7) (f).

15 **SECTION 808.** 46.03 (7) (h) of the statutes is renumbered 48.47 (7) (h).

16 **SECTION 809.** 46.03 (7g) of the statutes is renumbered 48.47 (7g) and amended  
17 to read:

18 **48.47 (7g) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM.** Establish  
19 a statewide automated child welfare information system. Notwithstanding ss.  
20 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30,  
21 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82, 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396~~  
22 ~~(1) and (2) (a)~~ 938.396 (1) and (2), and 938.78 (2) (a), the department may enter the  
23 content of any record kept or information received by the department into the  
24 statewide automated child welfare information system, and a county department  
25 under s. 46.215, 46.22, or 46.23, the department, or any other organization that has

1 entered into an information sharing and access agreement with the department or  
2 any of those county departments and that has been approved for access to the  
3 statewide automated child welfare information system by the department may have  
4 access to information that is maintained in that system, if necessary to enable the  
5 county department, department, or organization to perform its duties under this  
6 chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to 679b to or to coordinate the  
7 delivery of services under this chapter, ch. 48, 46, 51, 55, or 938, or 42 USC 670 to  
8 679b.

9 **SECTION 810.** 46.03 (7m) of the statutes is renumbered 48.62 (7) and amended  
10 to read:

11 48.62 (7) ~~FOSTER CARE.~~ In each federal fiscal year, the department shall ensure  
12 that there are no more than 2,200 children in foster care and treatment foster care  
13 placements for more than 24 months, consistent with the best interests of each child.  
14 Services provided in connection with this requirement shall comply with the  
15 requirements under P.L. 96-272.

16 **SECTION 812c.** 46.03 (18) (a) of the statutes is amended to read:

17 46.03 (18) (a) Except as provided in s. 46.10 (14) (b) and (c), the department of  
18 ~~health and family services~~ shall establish a uniform system of fees for services  
19 provided or purchased by the department of ~~health and family services~~, or a county  
20 department under s. 46.215, 46.22, 51.42, or 51.437, except for services provided  
21 under ch. 48 and subch. III of ch. 49; ~~services relating to adoption~~; services provided  
22 to courts; outreach, information and referral services; or ~~where~~ when, as determined  
23 by the department of ~~health and family services~~, a fee is administratively unfeasible  
24 or would significantly prevent accomplishing the purpose of the service. A county  
25 department under s. 46.215, 46.22, 51.42, or 51.437 shall apply the fees ~~which~~ that

1 it collects under this program to cover the cost of such those services. The  
2 department of health and family services shall report to the joint committee on  
3 finance no later than March 1 of each year on the number of children placed for  
4 adoption by the department of health and family services during the previous year  
5 and the costs to the state for services relating to such adoptions.

6 **SECTION 813.** 46.03 (18) (am) of the statutes is amended to read:

7 46.03 (18) (am) Paragraph (a) does not prevent the department from charging  
8 and collecting the cost of adoptive placement investigations and child care as  
9 authorized under s. 48.837 (7). Paragraph (a) also does not prevent a county  
10 department under s. 51.42 or 51.437 from charging and collecting the cost of an  
11 examination ordered under s. 938.295 (2) (a) as authorized under s. 938.295 (2) (c).

12 **SECTION 814.** 46.03 (18) (ar) of the statutes is created to read:

13 46.03 (18) (ar) A county may retain fees that it collects under this subsection  
14 for services the county provides without state funding under the disabled children's  
15 long-term support program.

16 **SECTION 815.** 46.03 (20) (a) of the statutes is amended to read:

17 46.03 (20) (a) Except for payments provided under ch. 48 or subch. III of ch. 49,  
18 the department may make payments directly to recipients of public assistance or to  
19 such persons authorized to receive such payments in accordance with law and rules  
20 of the department on behalf of the counties. Except for payments provided under ch.  
21 48 or subch. III of ch. 49, the department may charge the counties for the cost of  
22 operating public assistance systems which make such payments.

23 **SECTION 816.** 46.03 (22) (title) of the statutes is amended to read:

24 46.03 (22) (title) COMMUNITY LIVING ARRANGEMENTS FOR ADULTS.

25 **SECTION 817.** 46.03 (22) (a) of the statutes is amended to read:

1           46.03 (22) (a) ~~“Community~~ In this subsection, “community living arrangement  
2 for adults” means any of the following facilities licensed or operated, or permitted  
3 ~~under the authority of the department: residential care centers for children and~~  
4 ~~youth, as defined in s. 48.02 (15d), operated by child welfare agencies licensed under~~  
5 ~~s. 48.60, group homes for children, as defined in s. 48.02 (7), and community-based~~  
6 ~~residential facilities~~ a community-based residential facility, as defined in s. 50.01  
7 (1g); ~~but does not include adult family homes, as defined in s. 50.01 (1), day care~~  
8 ~~centers, nursing homes, general hospitals, special hospitals, prisons, and jails.~~

9           **SECTION 818.** 46.03 (22) (b) of the statutes is amended to read:

10           46.03 (22) (b) Community living arrangements for adults shall be subject to the  
11 same building and housing ordinances, codes, and regulations of the municipality or  
12 county as similar residences located in the area in which the facility is located.

13           **SECTION 819.** 46.03 (22) (c) of the statutes is amended to read:

14           46.03 (22) (c) The department shall designate a subunit to keep records and  
15 supply information on community living arrangements for adults under ss. 59.69  
16 (15) (f), 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving  
17 all complaints regarding community living arrangements for adults and for  
18 coordinating all necessary investigatory and disciplinary actions under the laws of  
19 this state and under the rules of the department relating to the licensing of  
20 community living arrangements for adults.

21           **SECTION 820.** 46.03 (22) (d) of the statutes is amended to read:

22           46.03 (22) (d) A community living arrangement for adults with a capacity for  
23 8 or fewer persons shall be a permissible use for purposes of any deed covenant which  
24 limits use of property to single-family or 2-family residences. A community living  
25 arrangement for adults with a capacity for 15 or fewer persons shall be a permissible

1 use for purposes of any deed covenant which limits use of property to more than  
2 2–family residences. Covenants in deeds which expressly prohibit use of property  
3 for community living arrangements for adults are void as against public policy.

4 **SECTION 821.** 46.03 (22) (e) of the statutes is amended to read:

5 46.03 **(22)** (e) If a community living arrangement for adults is required to  
6 obtain special zoning permission, as defined in s. 59.69 (15) (g), the department shall,  
7 at the request of the unit of government responsible for granting the special zoning  
8 permission, inspect the proposed facility and review the program proposed for the  
9 facility. After such inspection and review, the department shall transmit to the unit  
10 of government responsible for granting the special zoning permission a statement  
11 that the proposed facility and its proposed program have been examined and are  
12 either approved or disapproved by the department.

13 **SECTION 822.** 46.03 (29) of the statutes is repealed.

14 **SECTION 823.** 46.03 (39) of the statutes is renumbered 48.47 (39).

15 **SECTION 824.** 46.031 (3) (a) of the statutes is amended to read:

16 46.031 **(3)** (a) *Citizen advisory committee.* Except as provided in par. (b), the  
17 county board of supervisors of each county or the county boards of supervisors of 2  
18 or more counties jointly shall establish a citizen advisory committee to the county  
19 departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437. The citizen advisory  
20 committee shall advise in the formulation of the budget under sub. (1). Membership  
21 on the committee shall be determined by the county board of supervisors in a county  
22 with a single–county committee or by the county boards of supervisors in counties  
23 with a multicounty committee and shall include representatives of those persons  
24 receiving services, providers of service and citizens. A majority of the members of the  
25 committee shall be citizen and service consumers. ~~At least one member of the~~



1 ~~committee shall be chosen from the governing or administrative board of the~~  
2 ~~community action agency serving the county or counties under s. 46.30, if any. The~~  
3 ~~committee's membership may not consist of more than 25% county supervisors, nor~~  
4 ~~of more than 20% service providers. The chairperson of the committee shall be~~  
5 ~~appointed by the county board of supervisors establishing it. In the case of a~~  
6 ~~multicounty committee, the chairperson shall be nominated by the committee and~~  
7 ~~approved by the county boards of supervisors establishing it. The county board of~~  
8 ~~supervisors in a county with a single-county committee or the county boards of~~  
9 ~~supervisors in counties with a multicounty committee may designate an agent to~~  
10 ~~determine the membership of the committee and to appoint the committee~~  
11 ~~chairperson or approve the nominee.~~

12 **SECTION 825.** 46.034 (1) of the statutes is amended to read:

13 46.034 (1) The department, in order to discharge more effectively its  
14 responsibilities under this chapter and chs. 48, 51, 250, and 251 and other relevant  
15 provisions of the statutes, may establish community human services pilot programs  
16 for the study, implementation, and evaluation of improved human services delivery  
17 systems. In the implementation of such those pilot programs, the requirement of  
18 statewide uniformity with respect to the organization and governance of human  
19 services shall not apply. The department and local governmental bodies may  
20 establish such departments, boards, committees, organizational structures, and  
21 procedures as may be needed to implement the pilot programs. The departments,  
22 boards, committees, and organizational structures may assume responsibilities  
23 currently assigned by statute to the departments, boards, committees, or  
24 organizational structures that are replaced.

25 **SECTION 826.** 46.036 (1) of the statutes is amended to read:

1           46.036 (1) All care and services purchased by the department or by a county  
2 department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, except as provided under  
3 subch. III of ch. 49 and s. 301.08 (2), shall be authorized and contracted for under the  
4 standards established under this section. The department may require the county  
5 departments to submit the contracts to the department for review and approval. For  
6 purchases of \$10,000 or less the requirement for a written contract may be waived  
7 by the department. ~~No contract is required for care provided by foster homes or~~  
8 ~~treatment foster homes that are required to be licensed under s. 48.62.~~ When the  
9 department directly contracts for services, it shall follow the procedures in this  
10 section in addition to meeting purchasing requirements established in s. 16.75.

11           **SECTION 827.** 46.036 (4) (a) of the statutes is amended to read:

12           46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double  
13 entry accounting system and a management information system which are  
14 compatible with cost accounting and control systems prescribed by the department.  
15 ~~The department shall establish a simplified double entry bookkeeping system for use~~  
16 ~~by family-operated group homes. Each purchaser shall determine whether a~~  
17 ~~family-operated group home from which it purchases services shall use the double~~  
18 ~~entry accounting system or the simplified system and shall include this~~  
19 ~~determination in the purchase of service contract. In this paragraph,~~  
20 ~~“family-operated group home” means a group home licensed under s. 48.66 (1) (a) for~~  
21 ~~which the licensee is one or more individuals who operate not more than one group~~  
22 ~~home.~~

23           **SECTION 829c.** 46.036 (4) (c) of the statutes is amended to read:

24           46.036 (4) (c) Unless waived by the department, biennially, or annually if  
25 required under federal law, provide the purchaser with a certified financial and

1 compliance audit report if the care and services purchased exceed \$25,000. The audit  
2 shall follow standards that the department prescribes. ~~A purchaser may waive the~~  
3 ~~requirements of this paragraph for any family-operated group home, as defined~~  
4 ~~under par. (a), from which it purchases services.~~

5 **SECTION 830.** 46.037 of the statutes is renumbered 49.343 and amended to  
6 read:

7 **49.343 Rates for residential child care centers and group homes. (1)**  
8 Subject to sub. (1m), each residential child care center for children and youth, as  
9 defined in s. 48.02 (15d), and each group home, as defined in s. 48.02 (7), that is  
10 ~~licensed under s. 48.625~~ and incorporated under ch. 180, 181, 185, or 193 shall  
11 establish a per client rate for its services and shall charge all purchasers the same  
12 rate.

13 **(1m)** Notwithstanding sub. (1), the department, a county department under  
14 s. 46.215, 46.22, 46.23, 51.42, or 51.437, a group of those county departments, or the  
15 department and one or more of those county departments, and a residential child  
16 care center for children and youth or group home, as described in sub. (1), may  
17 negotiate a per client rate for the services of that residential child care center for  
18 children and youth or group home, if the department, that county department, the  
19 county departments in that group of county departments, or the department and one  
20 or more of those county departments, agree to place 75% or more of the residents of  
21 that residential child care center for children and youth or group home during the  
22 period for which that rate is effective. A residential child care center for children and  
23 youth or group home that negotiates a per client rate under this subsection shall  
24 charge that rate to all purchasers of its services.

1           **(2)** A residential ~~child~~ care center for children and youth or a group home, as  
2 described in sub. (1) or (1m), shall submit to the department the rate it charges and  
3 any change in that rate before a charge is made to any purchaser. The department  
4 shall provide forms and instructions for the submission of rates and changes in rates  
5 under this subsection and a residential ~~child~~ care center for children and youth or  
6 a group home that is required to submit a rate or a change in a rate under this  
7 subsection shall submit that rate or change in a rate using those forms and  
8 instructions.

9           **(3)** The department may require an audit of any residential ~~child~~ care center  
10 for children and youth or group home, as described in sub. (1) or (1m), for the purpose  
11 of collecting federal funds.

12           **SECTION 831.** 46.043 (1) of the statutes is amended to read:

13           46.043 **(1)** In addition to inpatient and outpatient services provided at mental  
14 health institutes under ss. 51.05 and 51.07, the department may authorize mental  
15 health institutes to offer services other than inpatient mental health services when  
16 the department determines that community services need to be supplemented.  
17 Services that may be offered under this section include mental health outpatient  
18 treatment and services, day programming, consultation and services in residential  
19 facilities, including group homes, ~~child caring institutions~~ residential care centers  
20 for children and youth and community-based residential facilities.

21           **SECTION 832.** 46.057 (2) of the statutes is amended to read:

22           46.057 **(2)** From the appropriation account under s. 20.410 (3) (ba), the  
23 department of corrections shall transfer to the appropriation account under s. 20.435  
24 (2) (kx) \$1,379,300 in each fiscal year ~~2005–06~~ and \$1,379,300 in ~~fiscal year 2006–07~~  
25 and, from the appropriation account under s. 20.410 (3) (hm), the department of

1 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
2 ~~\$2,271,200~~ \$2,639,800 in fiscal year ~~2005-06~~ and ~~\$2,390,600~~ 2007-08 and  
3 \$2,707,300 in fiscal year ~~2006-07~~ 2008-09 for services for juveniles placed at the  
4 Mendota juvenile treatment center. The department of health and family services  
5 may charge the department of corrections not more than the actual cost of providing  
6 those services.

7 **SECTION 833.** 46.10 (14) (b) of the statutes is amended to read:

8 46.10 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
9 of a parent specified in sub. (2) or s. 46.03 (18) for the care and maintenance of the  
10 parent's minor child who has been placed by a court order under s. 48.355 or 48.357  
11 in a residential, nonmedical facility such as a group home, foster home, treatment  
12 foster home, subsidized guardianship home, or residential care center for children  
13 and youth shall be determined by the court by using the percentage standard  
14 established by the department of ~~workforce development~~ children and families  
15 under s. 49.22 (9) and by applying the percentage standard in the manner  
16 established by the department under s. ~~46.247~~ par. (g).

17 **SECTION 834.** 46.10 (14) (g) of the statutes is created to read:

18 46.10 (14) (g) For purposes of determining child support under par. (b), the  
19 department shall promulgate rules related to the application of the standard  
20 established by the department of children and families under s. 49.22 (9) to a child  
21 support obligation for the care and maintenance of a child who is placed by a court  
22 order under s. 48.355 or 48.357 in a residential, nonmedical facility. The rules shall  
23 take into account the needs of any person, including dependent children other than  
24 the child, whom either parent is legally obligated to support.

25 **SECTION 835.** 46.10 (16) of the statutes is amended to read:

1           46.10 (16) The department shall delegate to county departments under ss.  
2           51.42 and 51.437 or the local providers of care and services meeting the standards  
3           established by the department under s. 46.036, the responsibilities vested in the  
4           department under this section for collection of patient fees for services other than  
5           those provided at state facilities ~~or, those provided to children that are reimbursed~~  
6           under a waiver under s. 46.27 (11), 46.275, 46.278, or 46.2785, or a waiver requested  
7           under ~~2001 Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section~~  
8           9124 (8e), those provided under the disabled children's long-term support program  
9           if the county departments or providers meet the conditions that the department  
10          determines are appropriate. The department may delegate to county departments  
11          under ss. 51.42 and 51.437 the responsibilities vested in the department under this  
12          section for collection of patient fees for services provided at the state facilities if the  
13          necessary conditions are met.

14           **SECTION 836.** 46.16 (1) of the statutes is amended to read:

15           46.16 (1) **GENERALLY.** The department shall investigate and supervise all the  
16          charitable and curative institutions, including county infirmaries, of every county  
17          and municipality, except tuberculosis sanatoriums; ~~all shelter care facilities for~~  
18          ~~children and, and~~ and all hospitals, asylums, and institutions, organized for the purpose  
19          set forth in s. 58.01, and familiarize itself with all the circumstances affecting their  
20          management and usefulness.

21           **SECTION 837.** 46.16 (2) of the statutes is repealed.

22           **SECTION 838.** 46.16 (2m) of the statutes is repealed.

23           **SECTION 839.** 46.16 (2s) of the statutes is repealed.

24           **SECTION 840.** 46.16 (3) of the statutes is amended to read:

1           46.16 (3) COUNTY HOMES, POOR RELIEF. ~~It~~ The department shall visit the county  
2 homes and ascertain the number of each sex and the number of mentally ill, mentally  
3 deficient, deaf, or blind persons, ~~and children~~ supported in each, at what cost and  
4 under what circumstances affecting their health, comfort, morals, and education;  
5 collect statistics of the cost of support, and other important facts, of the poor relieved  
6 at public expense outside of county homes; and collect information as to the adequacy  
7 and efficiency of existing laws for the support and relief of the poor, and the causes  
8 of pauperism in the state.

9           **SECTION 841.** 46.16 (7) of the statutes is amended to read:

10           46.16 (7) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS. Upon  
11 request of the department, the attorney general or the district attorney of the proper  
12 county shall aid in any investigation, inspection, hearing, or trial had under the  
13 provisions of this chapter, ~~or those sections of ch. 48~~ relating to powers of the  
14 department, and shall institute and prosecute all necessary actions or proceedings  
15 for the enforcement of ~~such~~ those provisions and for the punishment of violations of  
16 ~~the same~~ those provisions. The attorney general or district attorney so requested  
17 shall report or confer with the department regarding the request, within 30 days  
18 after the receipt of ~~such~~ the request.

19           **SECTION 842.** 46.17 (1) of the statutes is amended to read:

20           46.17 (1) The department shall fix reasonable standards and regulations for  
21 the design, construction, repair, and maintenance of county homes, county  
22 infirmaries, county hospitals, and mental health facilities ~~and shelter care facilities~~,  
23 with respect to their adequacy and fitness for the needs which they are to serve.

24           **SECTION 843.** 46.206 (1) (a) of the statutes is amended to read:

1           46.206 (1) (a) The department shall supervise the administration of social  
2 services, except as provided under ch. 48 and subch. III of ch. 49 and except for  
3 juvenile delinquency-related services. The department shall submit to the federal  
4 authorities state plans for the administration of social services, except as provided  
5 under ch. 48 and subch. III of ch. 49 and except for juvenile delinquency-related  
6 services, in such form and containing such information as the federal authorities  
7 require, and shall comply with all requirements prescribed to ensure their  
8 correctness.

9           **SECTION 844.** 46.206 (1) (bm) of the statutes is amended to read:

10           46.206 (1) (bm) All records of the department relating to aid provided under  
11 s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are open to inspection at reasonable  
12 hours by members of the legislature who require the information contained in the  
13 records in pursuit of a specific state legislative purpose. All records of any county  
14 relating to aid provided under s. 49.46, 49.465, 49.468, 49.47, 49.471, or 49.77 are  
15 open to inspection at reasonable hours by members of the board of supervisors of the  
16 county or the governing body of a city, village or town located in the county who  
17 require the information contained in the records in pursuit of a specific county or  
18 municipal legislative purpose. The right to records access provided by this  
19 paragraph does not apply if access is prohibited by federal law or regulation or if this  
20 state is required to prohibit such access as a condition precedent to participation in  
21 a federal program in which this state participates.

22           **SECTION 845.** 46.206 (2) of the statutes is amended to read:

23           46.206 (2) The county administration of all laws relating to social services,  
24 except with respect to the programs under ch. 48 and subch. III of ch. 49 and to



1 juvenile delinquency-related programs, shall be vested in the officers and agencies  
2 designated in the statutes.

3 **SECTION 846.** 46.21 (2m) (c) of the statutes is amended to read:

4 46.21 **(2m)** (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
5 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7) and 253.07  
6 (3) (c), a subunit of a county department of human services or tribal agency acting  
7 under this subsection may exchange confidential information about a client, without  
8 the informed consent of the client, with any other subunit of the same county  
9 department of human services or tribal agency, with a resource center, a care  
10 management organization, or a family long-term care district, with an  
11 elder-adult-at-risk agency, an adult-at-risk agency, or any agency to which referral  
12 for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a) 1g., or with a person  
13 providing services to the client under a purchase of services contract with the county  
14 department of human services or tribal agency or with a resource center, a care  
15 management organization, or a family long-term care district, if necessary to enable  
16 an employee or service provider to perform his or her duties, or to enable the county  
17 department of human services or tribal agency to coordinate the delivery of services  
18 to the client. An agency that releases information under this paragraph shall  
19 document that a request for information was received and what information was  
20 provided.

21 **SECTION 847.** 46.21 (5) (b) of the statutes is amended to read:

22 46.21 **(5)** (b) Sections 46.10, 49.08, 49.345, 49.90, and 301.12 govern the  
23 support and maintenance of persons in any of the institutions specified in sub. (2) (a).

24 **SECTION 848.** 46.215 (1) (d) of the statutes is amended to read:

1           46.215 (1) (d) To make investigations that relate to services under subchs. II,  
2           IV, and V of ch. 49 upon request by the department of health and family services, to  
3           make investigations that relate to juvenile delinquency-related services at the  
4           request of the department of corrections, and to make investigations that relate to  
5           programs under ch. 48 and subch. III of ch. 49 upon request by the department of  
6           ~~workforce development~~ children and families.

7           **SECTION 849.** 46.215 (1) (j) of the statutes is amended to read:

8           46.215 (1) (j) To make payments in such manner as the department of  
9           ~~workforce development~~ children and families may determine for training of  
10          recipients, former recipients, and potential recipients of aid in programs established  
11          under s. 49.193, 1997 stats., and s. 49.26 (1).

12          **SECTION 850.** 46.215 (1m) of the statutes is amended to read:

13          46.215 (1m) EXCHANGE OF INFORMATION; LONG-TERM CARE. Notwithstanding ss.  
14          46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
15          252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
16          services or tribal agency acting under this section may exchange confidential  
17          information about a client, without the informed consent of the client, with any other  
18          subunit of the same county department of social services or tribal agency, with a  
19          resource center, a care management organization, or a family long-term care  
20          district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
21          to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
22          1g., or with a person providing services to the client under a purchase of services  
23          contract with the county department of social services or tribal agency or with a  
24          resource center, a care management organization, or a family long-term care  
25          district, if necessary to enable an employee or service provider to perform his or her

1 duties, or to enable the county department of social services or tribal agency to  
2 coordinate the delivery of services to the client. An agency that releases information  
3 under this subsection shall document that a request for information was received  
4 and what information was provided.

5 **SECTION 851.** 46.215 (1p) of the statutes is amended to read:

6 46.215 **(1p)** EXCHANGE OF INFORMATION; STATEWIDE AUTOMATED CHILD WELFARE  
7 INFORMATION SYSTEM. Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78  
8 (2) (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (c)~~ 55.22 (3), 146.82,  
9 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
10 (2) (a), a county department under this section may enter the content of any record  
11 kept or information received by that county department into the statewide  
12 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

13 **SECTION 852.** 46.215 (2) (a) 2. of the statutes is amended to read:

14 46.215 **(2)** (a) 2. In order to ensure the availability of a full range of care and  
15 services, the county department of social services may contract, either directly or  
16 through the department of ~~workforce development~~ children and families, with public  
17 or voluntary agencies or others to purchase, in full or in part, care and services under  
18 ch. 48 and subch. III of ch. 49 which the county department of social services is  
19 authorized to furnish. This care and these services may be purchased from the  
20 department of ~~workforce development~~ children and families if the department of  
21 ~~workforce development~~ children and families has staff to furnish the services. If the  
22 county department of social services has adequate staff, it may sell the care and  
23 services directly to another county or state agency.

24 **SECTION 853.** 46.215 (2) (b) of the statutes is amended to read:

1           46.215 (2) (b) A county department of social services may purchase  
2 development and training services from the department of health and family  
3 services, from the department of ~~workforce development~~ children and families, from  
4 the department of corrections or from other county agencies when the services are  
5 available. A county department of social services may sell the development and staff  
6 training services to another county or state agency if the county department has  
7 adequate staff to provide the services.

8           **SECTION 854.** 46.215 (2) (c) 2. of the statutes is amended to read:

9           46.215 (2) (c) 2. A county department of social services shall develop, under the  
10 requirements of s. 49.34, plans and contracts for care and services to be purchased  
11 under ch. 48 and subch. III of ch. 49. The department of ~~workforce development~~  
12 children and families may review the contracts and approve them if they are  
13 consistent with s. 49.34 and if state or federal funds are available for such purposes.  
14 The joint committee on finance may require the department of ~~workforce~~  
15 ~~development~~ children and families to submit the contracts to the committee for  
16 review and approval. The department of ~~workforce development~~ children and  
17 families may not make any payments to a county for programs included in a contract  
18 under review by the committee.

19           **SECTION 856.** 46.215 (3) of the statutes is amended to read:

20           46.215 (3) PROGRAM BUDGETS. The county department of social services shall  
21 submit a final budget to the department of health and family services under s. 46.031  
22 (1), to the department of corrections under s. 301.031 (1), and to the department of  
23 ~~workforce development~~ children and families under s. 49.325 (1), for authorized  
24 services.

25           **SECTION 857.** 46.22 (1) (b) 1. b. of the statutes is amended to read:

1           46.22 (1) (b) 1. b. To make investigations which relate to welfare services,  
2           except as provided under ch. 48 and subch. III of ch. 49, upon request by the  
3           department of health and family services.

4           **SECTION 858.** 46.22 (1) (b) 1. d. of the statutes is amended to read:

5           46.22 (1) (b) 1. d. To submit a final budget in accordance with s. 46.031 (1) for  
6           services authorized in this section, except for the administration of and cost of aid  
7           granted under ss. 49.02, 49.19 and 49.45 to ~~49.47~~ 49.471.

8           **SECTION 859.** 46.22 (1) (b) 1. f. of the statutes is renumbered 46.22 (1) (b) 2. fm.

9           **SECTION 860.** 46.22 (1) (b) 2. (intro.) of the statutes is amended to read:

10          46.22 (1) (b) 2. (intro.) A county department of social services shall have the  
11          following functions, duties, and powers in accordance with the rules promulgated by  
12          the department of ~~workforce development~~ children and families and subject to the  
13          supervision of the department of ~~workforce development~~ children and families:

14          **SECTION 861.** 46.22 (1) (b) 2. c. of the statutes is amended to read:

15          46.22 (1) (b) 2. c. To make investigations as provided under ch. 48 and subch.  
16          III of ch. 49 upon request by the department of ~~workforce development~~ children and  
17          families.

18          **SECTION 862.** 46.22 (1) (b) 2. e. of the statutes is amended to read:

19          46.22 (1) (b) 2. e. To make payments in such manner as the department of  
20          ~~workforce development~~ children and families may determine for training of  
21          recipients, former recipients and potential recipients of aid in programs established  
22          under ss. 49.193, 1997 stats., and s. 49.26 (1).

23          **SECTION 863.** 46.22 (1) (b) 2. g. of the statutes is amended to read:

1           46.22 (1) (b) 2. g. To make certification or referral of eligibles for state or federal  
2 works or other assistance programs under ch. 48 and subch. III of ch. 49, eligibility  
3 for which is based on need.

4           **SECTION 864.** 46.22 (1) (b) 3. (intro.) of the statutes is amended to read:

5           46.22 (1) (b) 3. (intro.) A county department of social services shall have the  
6 following functions, duties, and powers in accordance with the rules promulgated  
7 and standards established by the department of health and family services and  
8 subject to the supervision of the department of ~~workforce development~~ children and  
9 families:

10          **SECTION 865.** 46.22 (1) (b) 3. d. of the statutes is amended to read:

11          46.22 (1) (b) 3. d. To submit a final budget to the department of ~~workforce~~  
12 ~~development~~ children and families in accordance with s. 49.325 for services  
13 authorized in this subdivision.

14          **SECTION 866.** 46.22 (1) (c) 8. f. of the statutes is amended to read:

15          46.22 (1) (c) 8. f. The county department of social services shall implement the  
16 statewide automated child welfare information system established ~~by the~~  
17 ~~department~~ under s. ~~46.03~~ 48.47 (7g).

18          **SECTION 867.** 46.22 (1) (d) of the statutes is amended to read:

19          46.22 (1) (d) *Merit system; records.* The county department of social services  
20 is subject to s. 49.78 (4) to (7). The county department of social services and all county  
21 officers and employees performing any duties in connection with the administration  
22 of aid to families with dependent children shall observe all rules promulgated by the  
23 department of ~~workforce development~~ children and families under s. 49.78 (4) and  
24 shall keep records and furnish reports as the department of ~~workforce development~~  
25 children and families requires in relation to their performance of such duties.

1           **SECTION 868.** 46.22 (1) (dm) of the statutes is amended to read:

2           46.22 (1) (dm) *Exchange of information; long-term care.* Notwithstanding ss.  
3           46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
4           252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of social  
5           services or tribal agency acting under this subsection may exchange confidential  
6           information about a client, without the informed consent of the client, with any other  
7           subunit of the same county department of social services or tribal agency, with a  
8           resource center, a care management organization, or a family long-term care  
9           district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
10          to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
11          1g., or with a person providing services to the client under a purchase of services  
12          contract with the county department of social services or tribal agency or with a  
13          resource center, a care management organization, or a family long-term care  
14          district, if necessary to enable an employee or service provider to perform his or her  
15          duties, or to enable the county department of social services or tribal agency to  
16          coordinate the delivery of services to the client. An agency that releases information  
17          under this paragraph shall document that a request for information was received  
18          and what information was provided.

19          **SECTION 869.** 46.22 (1) (dp) of the statutes is amended to read:

20          46.22 (1) (dp) *Exchange of information; statewide automated child welfare*  
21          *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
22          (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82,  
23          252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
24          (2) (a), a county department under this section may enter the content of any record

1 kept or information received by that county department into the statewide  
2 automated child welfare information system established under s. 46.03 ~~48.47~~ (7g).

3 **SECTION 870.** 46.22 (1) (e) 1. of the statutes is amended to read:

4 46.22 (1) (e) 1. In order to ensure the availability of a full range of care and  
5 services, a county department of social services may contract, either directly or  
6 through the department of health and family services, the department of ~~workforce~~  
7 ~~development~~ children and families, or the department of corrections, with public or  
8 voluntary agencies or others to purchase, in full or in part, care and services which  
9 the county department of social services is authorized by any statute to furnish in  
10 any manner. The services may be purchased from the department of health and  
11 family services, the department of ~~workforce development~~ children and families, or  
12 the department of corrections if the department of health and family services, the  
13 department of ~~workforce development~~ children and families, or the department of  
14 corrections has staff to furnish the services. The county department of social  
15 services, if it has adequate staff, may sell the care and services directly to another  
16 county or state agency.

17 **SECTION 871.** 46.22 (1) (e) 2. of the statutes is amended to read:

18 46.22 (1) (e) 2. A county department of social services may purchase  
19 development and training services from the department of health and family  
20 services, the department of ~~workforce development~~ children and families, or the  
21 department of corrections or from other county agencies if the services are available  
22 or sell the development and staff training services to another county or state agency  
23 if the county department of social services has adequate staff to provide the services.

24 **SECTION 872.** 46.22 (1) (e) 3. a. of the statutes is amended to read:



1           46.22 (1) (e) 3. a. A county department of social services shall develop, under  
2           the requirements of s. 46.036, plans and contracts for care and services, except under  
3           ch. 48, subch. III of ch. 49, and s. 301.08 (2), to be purchased. The department of  
4           health and family services may review the contracts and approve them if they are  
5           consistent with s. 46.036 and to the extent that state or federal funds are available  
6           for such purposes. The joint committee on finance may require the department of  
7           health and family services to submit the contracts to the committee for review and  
8           approval. The department of health and family services may not make any payments  
9           to a county for programs included in the contract that is under review by the  
10          committee. The department of health and family services shall reimburse each  
11          county for the contracts from the appropriations under s. 20.435 (7) (b) and (o)  
12          according to s. 46.495.

13           **SECTION 873.** 46.22 (1) (e) 3. b. of the statutes is amended to read:

14          46.22 (1) (e) 3. b. A county department of social services shall develop, under  
15          the requirements of s. 49.34, plans and contracts for care and services under ch. 48  
16          and subch. III of ch. 49 to be purchased. The department of ~~workforce development~~  
17          children and families may review the contracts and approve them if they are  
18          consistent with s. 49.34 and to the extent that state or federal funds are available for  
19          such purposes. The joint committee on finance may require the department of  
20          ~~workforce development~~ children and families to submit the contracts to the  
21          committee for review and approval. The department of ~~workforce development~~  
22          children and families may not make any payments to a county for programs included  
23          in the contract that is under review by the committee.

24           **SECTION 875.** 46.22 (2g) (d) of the statutes is amended to read:

1           46.22 (2g) (d) Prepare, with the assistance of the county social services director  
2 under sub. (3m) (b) 5., a proposed budget for submission to the county executive or  
3 county administrator, a final budget for submission to the department of health and  
4 family services in accordance with s. 46.031 (1) for authorized services, except  
5 services under ch. 48, subch. III of ch. 49, or s. 301.08 (2), a final budget for  
6 submission to the department of ~~workforce development~~ children and families in  
7 accordance with s. 49.325 for authorized services under ch. 48 and subch. III of ch.  
8 49, and a final budget for submission to the department of corrections in accordance  
9 with s. 301.031 (1) for authorized juvenile delinquency-related services.

10           **SECTION 876.** 46.22 (3m) (b) 12. of the statutes is amended to read:

11           46.22 (3m) (b) 12. Establish priorities in addition to those mandated by the  
12 department of health and family services, by the department of ~~workforce~~  
13 ~~development~~ children and families, or by the department of corrections.

14           **SECTION 877.** 46.22 (3m) (b) 17. b. of the statutes is amended to read:

15           46.22 (3m) (b) 17. b. Such other reports as are required by the secretary of  
16 health and family services, the secretary of ~~workforce development~~ children and  
17 families, the secretary of corrections, and the county board of supervisors.

18           **SECTION 878.** 46.23 (3) (a) of the statutes is amended to read:

19           46.23 (3) (a) *Creation.* Upon approval by the secretary of health and family  
20 services, by the secretary of corrections, and by the secretary of ~~workforce~~  
21 ~~development~~ children and families of a feasibility study and a program  
22 implementation plan, the county board of supervisors of any county with a  
23 population of less than 500,000, or the county boards of supervisors of 2 or more  
24 contiguous counties, each of which has a population of less than 500,000, may  
25 establish by resolution a county department of human services on a single-county

1 or multicounty basis to provide the services required under this section. The county  
2 department of human services shall consist of the county human services board, the  
3 county human services director and necessary personnel.

4 **SECTION 879.** 46.23 (3) (am) 4. of the statutes is amended to read:

5 46.23 (3) (am) 4. No funds may be allocated to any multicounty department of  
6 human services until the counties have drawn up a detailed contractual agreement,  
7 approved by the secretary of health and family services, by the secretary of  
8 corrections, and by the secretary of ~~workforce development~~ children and families,  
9 setting forth the plan for joint sponsorship.

10 **SECTION 880.** 46.23 (3) (e) of the statutes is amended to read:

11 46.23 (3) (e) *Exchange of information; long-term care.* Notwithstanding ss.  
12 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82,  
13 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a subunit of a county department of  
14 human services or tribal agency acting under this section may exchange confidential  
15 information about a client, without the informed consent of the client, with any other  
16 subunit of the same county department of human services or tribal agency, with a  
17 resource center, a care management organization, or a family long-term care  
18 district, with an elder-adult-at-risk agency, an adult-at-risk agency, or any agency  
19 to which referral for investigation is made under s. 46.90 (5) (a) 1. or 55.043 (1r) (a)  
20 1g., or with a person providing services to the client under a purchase of services  
21 contract with the county department of human services or tribal agency or with a  
22 resource center, a care management organization, or a family long-term care  
23 district, if necessary to enable an employee or service provider to perform his or her  
24 duties, or to enable the county department of human services or tribal agency to  
25 coordinate the delivery of services to the client. An agency that releases information

1 under this paragraph shall document that a request for information was received  
2 and what information was provided.

3 **SECTION 881.** 46.23 (3) (ed) of the statutes is amended to read:

4 46.23 **(3)** (ed) *Exchange of information; statewide automated child welfare*  
5 *information system.* Notwithstanding ss. 46.2895 (9), 48.396 (1) and (2) (a), 48.78 (2)  
6 (a), 48.981 (7), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), ~~55.06 (17) (e)~~ 55.22 (3), 146.82,  
7 252.11 (7), 252.15, 253.07 (3) (c), ~~938.396 (1) and (2) (a)~~ 938.396 (1) and (2), and 938.78  
8 (2) (a), a county department under this section may enter the content of any record  
9 kept or information received by that county department into the statewide  
10 automated child welfare information system established under s. ~~46.03~~ 48.47 (7g).

11 **SECTION 882.** 46.23 (5) (a) 1. of the statutes is amended to read:

12 46.23 **(5)** (a) 1. Shall determine administrative and program policies, except as  
13 provided under ch. 48 and subch. III of ch. 49 and except for juvenile  
14 delinquency-related policies, within limits established by the department of health  
15 and family services. Policy decisions, except as provided under ch. 48 and subch. III  
16 of ch. 49 and except for juvenile delinquency-related policies, not reserved by statute  
17 for the department of health and family services may be delegated by the secretary  
18 to the county human services board.

19 **SECTION 883.** 46.23 (5) (a) 2. of the statutes is amended to read:

20 46.23 **(5)** (a) 2. Shall determine administrative and program policies under ch.  
21 48 and subch. III of ch. 49 within limits established by the department of workforce  
22 development children and families. Policy decisions under ch. 48 and subch. III of  
23 ch. 49 not reserved by statute for the department of workforce development children  
24 and families may be delegated by the secretary of workforce development children  
25 and families to the county human services board.

1           **SECTION 884.** 46.23 (5) (b) of the statutes is amended to read:

2           46.23 (5) (b) Shall establish priorities in addition to those mandated by the  
3 department of health and family services, the department of corrections, or the  
4 department of ~~workforce development~~ children and families.

5           **SECTION 885.** 46.23 (5) (c) 1. of the statutes is amended to read:

6           46.23 (5) (c) 1. Shall determine whether state mandated services, except for  
7 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency-related  
8 services, are provided or purchased or contracted for with local providers, and  
9 monitor the performance of such contracts. Purchase of services contracts shall be  
10 subject to the conditions specified in s. 46.036.

11           **SECTION 886.** 46.23 (5) (c) 2. of the statutes is amended to read:

12           46.23 (5) (c) 2. Shall determine whether state mandated services under ch. 48  
13 and subch. III of ch. 49 are provided or purchased or contracted for with local  
14 providers, and monitor the performance of such contracts. Purchase of services  
15 contracts shall be subject to the conditions specified in s. 49.34.

16           **SECTION 887.** 46.23 (5) (n) 1. of the statutes is amended to read:

17           46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for  
18 authorized services, except for services under ch. 48 and subch. III of ch. 49 and  
19 juvenile delinquency-related services. Notwithstanding the categorization of or  
20 limits specified for funds allocated under s. 46.495 or 51.423 (2), with the approval  
21 of the department of health and family services the county human services board  
22 may expend these funds consistent with any service provided under s. 46.495 or  
23 51.42.

24           **SECTION 888.** 46.23 (5) (n) 2. of the statutes is amended to read:

1           46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for  
2 authorized services under ch. 48 and subch. III of ch. 49. Notwithstanding the  
3 categorization of or limits specified for funds allocated under s. 48.569, with the  
4 approval of the department of children and families the county human services board  
5 may expend these funds consistent with any service provided under s. 48.569.

6           **SECTION 889.** 46.23 (5m) (c) of the statutes is amended to read:

7           46.23 (5m) (c) Prepare, with the assistance of the county human services  
8 director under sub. (6m) (e), a proposed budget for submission to the county executive  
9 or county administrator, a final budget for submission to the department of health  
10 and family services in accordance with s. 46.031 (1) for authorized services, except  
11 services under ch. 48 and subch. III of ch. 49 and juvenile delinquency-related  
12 services, a final budget for submission to the department of ~~workforce development~~  
13 children and families in accordance with s. 49.325 for authorized services under ch.  
14 48 and subch. III of ch. 49, and a final budget for submission to the department of  
15 corrections in accordance with s. 301.031 for authorized juvenile  
16 delinquency-related services.

17           **SECTION 890.** 46.23 (6) (a) (intro.) of the statutes is amended to read:

18           46.23 (6) (a) (intro.) A county human services director appointed under sub. (5)  
19 (f) shall have all of the administrative and executive powers and duties of managing,  
20 operating, maintaining, and improving the programs of the county department of  
21 human services, subject to the rules promulgated by the department of health and  
22 family services for programs, except services or programs under ch. 48 and subch.  
23 III of ch. 49 and juvenile delinquency-related services or programs, subject to the  
24 rules promulgated by the department of ~~workforce development~~ children and  
25 families for services or programs under ch. 48 and subch. III of ch. 49, and subject

1 to the rules promulgated by the department of corrections for juvenile  
2 delinquency-related services or programs. In consultation with the county human  
3 services board under sub. (5) and subject to its approval, the county human services  
4 director shall prepare:

5 **SECTION 891.** 46.23 (6) (a) 3. of the statutes is amended to read:

6 46.23 (6) (a) 3. Such other reports as are required by the secretary of health and  
7 family services, by the secretary of corrections, or by the secretary of workforce  
8 development children and families and the county board of supervisors in a county  
9 with a single-county department of human services or the county boards of  
10 supervisors in counties with a multicounty department of human services.

11 **SECTION 892.** 46.24 of the statutes is renumbered 48.375 (9) and amended to  
12 read:

13 48.375 (9) ASSISTANCE TO MINORS CONCERNING PARENTAL CONSENT FOR ABORTION.  
14 If a minor who is contemplating an abortion requests assistance from a county  
15 department under s. 46.215, 46.22 or 46.23 in seeking the consent of the minor's  
16 parent, guardian, or legal custodian, or in seeking the consent of an adult family  
17 member, ~~as defined in s. 48.375 (2) (b)~~, for the contemplated abortion or in seeking  
18 a waiver from the circuit court, the county department shall provide assistance,  
19 including, if so requested, accompanying the minor as appropriate.

20 **SECTION 893.** 46.247 of the statutes is renumbered 49.345 (14) (g) and amended  
21 to read:

22 49.345 (14) (g) ~~Application of child support standard for certain children.~~ For  
23 purposes of determining child support under s. ~~46.10 (14) par.~~ (b), the department  
24 shall promulgate rules related to the application of the standard established by the  
25 department of ~~workforce development~~ under s. 49.22 (9) to a child support obligation

1 for the care and maintenance of a child who is placed by a court order under s. 48.355  
2 or 48.357 in a residential, nonmedical facility. The rules shall take into account the  
3 needs of any person, including dependent children other than the child, whom either  
4 parent is legally obligated to support.

5 **SECTION 894.** 46.261 (title) of the statutes is renumbered 48.645 (title).

6 **SECTION 895.** 46.261 (1) of the statutes is renumbered 48.645 (1).

7 **SECTION 896.** 46.261 (2) (title) of the statutes is renumbered 48.645 (2) (title).

8 **SECTION 897.** 46.261 (2) (a) (intro.) of the statutes is renumbered 48.645 (2) (a)  
9 (intro.).

10 **SECTION 898.** 46.261 (2) (a) 1. of the statutes is renumbered 48.645 (2) (a) 1. and  
11 amended to read:

12 48.645 (2) (a) 1. A nonrelative who cares for the dependent child in a foster  
13 home or treatment foster home having a license under s. 48.62, in a foster home or  
14 treatment foster home located within the boundaries of a federally recognized  
15 American Indian reservation in this state and licensed by the tribal governing body  
16 of the reservation or in a group home licensed under s. 48.625, a subsidized guardian  
17 or interim caretaker under s. 48.62 (5) who cares for the dependent child, or a minor  
18 custodial parent who cares for the dependent child, regardless of the cause or  
19 prospective period of dependency. The state shall reimburse counties pursuant to the  
20 procedure under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set  
21 forth in s. ~~46.495~~ 48.569 (1) (d) for aid granted under this section except that if the  
22 child does not have legal settlement in the granting county, state reimbursement  
23 shall be at 100%. The county department under s. 46.215 ~~or~~, 46.22, or 46.23 or the  
24 department under s. 48.48 (17) shall determine the legal settlement of the child. A



1 child under one year of age shall be eligible for aid under this subsection irrespective  
2 of any other residence requirement for eligibility within this section.

3 **SECTION 899.** 46.261 (2) (a) 2. of the statutes is renumbered 48.645 (2) (a) 2. and  
4 amended to read:

5 48.645 (2) (a) 2. A county or, in a county having a population of 500,000 or more,  
6 the department, on behalf of a child in the legal custody of a county department under  
7 s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or on behalf of a child  
8 who was removed from the home of a relative, ~~as defined under s. 48.02 (15),~~ as a  
9 result of a judicial determination that continuance in the home of a relative would  
10 be contrary to the child's welfare for any reason when such the child is placed in a  
11 licensed ~~child caring institution~~ residential care center for children and youth by the  
12 county department or the department. Reimbursement shall be made by the state  
13 pursuant to as provided in subd. 1.

14 **SECTION 900.** 46.261 (2) (a) 3. of the statutes is renumbered 48.645 (2) (a) 3. and  
15 amended to read:

16 48.645 (2) (a) 3. A county or, in a county having a population of 500,000 or more,  
17 the department, when the child is placed in a licensed foster home, treatment foster  
18 home, group home, or residential care center for children and youth or in a subsidized  
19 guardianship home by a licensed child welfare agency or by a federally recognized  
20 American Indian tribal governing body in this state or by its designee, if the child is  
21 in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the  
22 department under s. 48.48 (17) or if the child was removed from the home of a  
23 relative, ~~as defined under s. 48.02 (15),~~ as a result of a judicial determination that  
24 continuance in the home of the relative would be contrary to the child's welfare for

1 any reason and the placement is made pursuant to under an agreement with the  
2 county department or the department.

3 **SECTION 901.** 46.261 (2) (a) 4. of the statutes is renumbered 48.645 (2) (a) 4. and  
4 amended to read:

5 48.645 (2) (a) 4. A licensed foster home, treatment foster home, group home,  
6 or residential care center for children and youth or a subsidized guardianship home  
7 when the child is in the custody or guardianship of the state, when the child is a ward  
8 of an American Indian tribal court in this state and the placement is made under an  
9 agreement between the department and the tribal governing body, or when the child  
10 was part of the state's direct service case load and was removed from the home of a  
11 relative, ~~as defined under s. 48.02 (15),~~ as a result of a judicial determination that  
12 continuance in the home of a relative would be contrary to the child's welfare for any  
13 reason and the child is placed by the department.

14 **SECTION 902.** 46.261 (2) (b) of the statutes is renumbered 48.645 (2) (b).

15 **SECTION 903.** 46.261 (3) of the statutes is renumbered 48.645 (3).

16 **SECTION 904.** 46.27 (4) (am) of the statutes is amended to read:

17 46.27 (4) (am) ~~If a local long-term care council in a county~~ the governing board  
18 of a resource center assumes under s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. the duties of the  
19 county long-term support planning committee under this subsection, the county  
20 long-term support planning committee for the county is dissolved.

21 **SECTION 905.** 46.27 (4) (c) (intro.) of the statutes is amended to read:

22 46.27 (4) (c) (intro.) The planning committee shall develop, or, if ~~a local~~  
23 ~~long-term care council~~ the governing board of a resource center has under s. ~~46.282~~  
24 ~~(3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the local

1 ~~long-term care council~~ governing board of the resource center shall recommend a  
2 community options plan for participation in the program. The plan shall include:

3 **SECTION 906.** 46.27 (4) (c) 5. of the statutes is amended to read:

4 46.27 (4) (c) 5. A description of the method to be used by the committee or, if  
5 ~~a local long-term care council~~ the governing board of a resource center has under  
6 s. ~~46.282 (3) (b)~~ 46.283 (6) (b) 10. assumed the duties of the planning committee, the  
7 ~~local long-term care council~~ governing board of the resource center to monitor the  
8 implementation of the program.

9 **SECTION 907.** 46.27 (4) (c) 8. of the statutes is amended to read:

10 46.27 (4) (c) 8. If a contract with an entity under s. ~~46.281 (1) (e) 1.~~ 46.284 (2)  
11 is established in the county, a description of how the activities of the entity relate to  
12 and are coordinated with the county's proposed program.

13 **SECTION 908.** 46.27 (5) (am) of the statutes is amended to read:

14 46.27 (5) (am) Organize assessment activities specified in sub. (6). The county  
15 department or aging unit shall utilize persons for each assessment who can  
16 determine the needs of the person being assessed and who know the availability  
17 within the county of services alternative to placement in a nursing home. If any  
18 hospital patient is referred to a nursing home for admission, these persons shall work  
19 with the hospital discharge planner in performing the activities specified in sub. (6).  
20 The county department or aging unit shall coordinate the involvement of  
21 representatives from the county departments under ss. 46.215, 46.22, 51.42 and  
22 51.437, health service providers and the county commission on aging in the  
23 assessment activities specified in sub. (6), as well as the person being assessed and  
24 members of the person's family or the person's guardian. This paragraph does not

1 apply to a county department or aging unit in a county in which the department has  
2 contracted with an entity under s. ~~46.281 (1) (e) 1~~ 46.284 (2).

3 **SECTION 909.** 46.27 (5) (j) of the statutes is created to read:

4 46.27 (5) (j) Within the time period specified by the department, offer  
5 counseling, that is specified by the department, concerning public and private  
6 benefit programs to prospective residents of community-based residential facilities  
7 who are referred to the county department or aging unit under s. 50.035 (4n).

8 **SECTION 910.** 46.27 (6) (a) 3. of the statutes is amended to read:

9 46.27 (6) (a) 3. In each participating county, except in counties in which the  
10 department has contracted with an entity under s. ~~46.281 (1) (e) 1~~, 46.284 (2),  
11 assessments shall be conducted for those persons and in accordance with the  
12 procedures described in the county's community options plan. The county may elect  
13 to establish assessment priorities for persons in target groups identified by the  
14 county in its plan regarding gradual implementation. If a person who is already  
15 admitted to a nursing home requests an assessment and if funds allocated for  
16 assessments under sub. (7) (am) are available, the county shall conduct the  
17 assessment.

18 **SECTION 911.** 46.27 (6g) (intro.) of the statutes is amended to read:

19 46.27 (6g) FISCAL RESPONSIBILITY. (intro.) Except as provided in s. 51.40, and  
20 within the limitations under sub. (7) (b), the fiscal responsibility of a county for an  
21 assessment, unless the assessment is performed by an entity under a contract as  
22 specified under s. ~~46.281 (1) (e) 1~~, 46.284 (2), case plan, or services provided to a  
23 person under this section is as follows:

24 **SECTION 912.** 46.27 (6u) (c) 1. a. of the statutes is amended to read:

1           46.27 (6u) (c) 1. a. Eligible for medical assistance under s. 49.46, 49.468 ~~or~~,  
2           49.47, or 49.471 (4) (a).

3           **SECTION 913.** 46.27 (6u) (d) (intro.) of the statutes is amended to read:

4           46.27 (6u) (d) (intro.) In determining financial eligibility under par. (c) 1. and  
5           in calculating the amount under par. (c) 2., the county department or aging unit shall  
6           include as the assets for any person, except those persons who are eligible for medical  
7           assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471 (4) (a), any portion of assets that  
8           the person or the person's spouse has, after August 12, 1993, transferred to another  
9           as specified in par. (b), unless one of the following conditions applies:

10          **SECTION 914.** 46.27 (7) (am) of the statutes is amended to read:

11          46.27 (7) (am) From the appropriation under s. 20.435 (7) (bd), the department  
12          shall allocate funds to each county or private nonprofit agency with which the  
13          department contracts to pay assessment and case plan costs under sub. (6) not  
14          otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse  
15          counties for the cost of assessing persons eligible for medical assistance under s.  
16          49.46, 49.468, ~~or 49.47, or 49.471 (4) (a)~~ as part of the administrative services of  
17          medical assistance, payable under s. 49.45 (3) (a). Counties may use unspent funds  
18          allocated under this paragraph to pay the cost of long-term community support  
19          services and for a risk reserve under par. (fr).

20          **SECTION 915.** 46.27 (7) (b) of the statutes is amended to read:

21          46.27 (7) (b) From the appropriations under s. 20.435 (7) (bd) and (im), the  
22          department shall allocate funds to each county to pay the cost of providing long-term  
23          community support services under sub. (5) (b) not otherwise paid under s. 49.45 to  
24          persons eligible for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 (4) (a) or  
25          to persons whom the county department or aging unit administering the program

1 finds likely to become medically indigent within 6 months by spending excess income  
2 or assets for medical or remedial care. The average per person reimbursement under  
3 this paragraph may not exceed the state share of the average per person payment  
4 rate the department expects under s. 49.45 (6m). The county department or aging  
5 unit administering the program may spend funds received under this paragraph  
6 only in accordance with the case plan and service contract created for each person  
7 receiving long-term community support services. Counties may use unspent funds  
8 allocated under this paragraph from the appropriation under s. 20.435 (7) (bd) for a  
9 risk reserve under par. (fr).

10 **SECTION 916.** 46.27 (7) (cj) 3. a. of the statutes is repealed.

11 **SECTION 917.** 46.27 (7) (fr) 3. c. of the statutes is amended to read:

12 46.27 (7) (fr) 3. c. If approved by a resolution of the county board of supervisors,  
13 to transfer funds to a family long-term care district.

14 **SECTION 918.** 46.27 (9) (a) of the statutes is amended to read:

15 46.27 (9) (a) The department may select up to 5 counties that volunteer to  
16 participate in a pilot project under which they will receive certain funds allocated for  
17 long-term care. The department shall allocate a level of funds to these counties  
18 equal to the amount that would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, ~~or~~ (w),  
19 or (xd) to nursing homes for providing care because of increased utilization of nursing  
20 home services, as estimated by the department. In estimating these levels, the  
21 department shall exclude any increased utilization of services provided by state  
22 centers for the developmentally disabled. The department shall calculate these  
23 amounts on a calendar year basis under sub. (10).

24 **SECTION 919.** 46.27 (9) (c) of the statutes is amended to read:

1           46.27 (9) (c) All long-term community support services provided under this  
2 pilot project in lieu of nursing home care shall be consistent with those services  
3 described in the participating county's community options plan under sub. (4) (c) 1.  
4 and provided under sub. (5) (b). Unless the department has contracted under s.  
5 ~~46.281 (1) (e) 1.~~ 46.284 (2) with an entity other than the county department, each  
6 county participating in the pilot project shall assess persons under sub. (6).

7           **SECTION 920.** 46.27 (10) (a) 1. of the statutes is amended to read:

8           46.27 (10) (a) 1. The department shall determine for each county participating  
9 in the pilot project under sub. (9) a funding level of state medical assistance  
10 expenditures to be received by the county. This level shall equal the amount that the  
11 department determines would otherwise be paid under s. 20.435 (4) (b), ~~(gp)~~, ~~or (w)~~,  
12 or (xd), or because of increased utilization of nursing home services, as estimated by  
13 the department.

14           **SECTION 921.** 46.27 (11) (c) 5n. a. of the statutes is repealed.

15           **SECTION 922.** 46.275 (1m) (a) of the statutes is amended to read:

16           46.275 (1m) (a) "Medical assistance" means aid provided under subch. IV of ch.  
17 49, except s. ss. 49.468 and 49.471.

18           **SECTION 923.** 46.275 (5) (a) of the statutes is amended to read:

19           46.275 (5) (a) Medical Assistance reimbursement for services a county, or the  
20 department under sub. (3r), provides under this program is available from the  
21 appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd). If 2 or more  
22 counties jointly contract to provide services under this program and the department  
23 approves the contract, Medical Assistance reimbursement is also available for  
24 services provided jointly by these counties.

25           **SECTION 924.** 46.275 (5) (c) of the statutes is amended to read:

1           46.275 (5) (c) The total allocation under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and  
2           (xd) to counties and to the department under sub. (3r) for services provided under  
3           this section may not exceed the amount approved by the federal department of health  
4           and human services. A county may use funds received under this section only to  
5           provide services to persons who meet the requirements under sub. (4) and may not  
6           use unexpended funds received under this section to serve other developmentally  
7           disabled persons residing in the county.

8           **SECTION 926.** 46.277 (1m) (a) of the statutes is amended to read:

9           46.277 (1m) (a) “Medical assistance” means aid provided under subch. IV of ch.  
10          49, except s. ss. 49.468 and 49.471.

11          **SECTION 927.** 46.277 (3) (d) of the statutes is created to read:

12          46.277 (3) (d) The county department or aging unit that administers the  
13          program under this section shall, within the time period specified by the department,  
14          offer counseling, that is specified by the department, concerning public and private  
15          benefit programs to prospective residents of community-based residential facilities  
16          who are referred to the county department or aging unit under s. 50.035 (4n).

17          **SECTION 928.** 46.277 (5) (d) 1n. a. of the statutes is repealed.

18          **SECTION 930.** 46.278 (1m) (b) of the statutes is amended to read:

19          46.278 (1m) (b) “Medical assistance” means aid provided under subch. IV of ch.  
20          49, except s. ss. 49.468 and 49.471.

21          **SECTION 931.** 46.278 (6) (d) of the statutes is amended to read:

22          46.278 (6) (d) If a county makes available nonfederal funds equal to the state  
23          share of service costs under a waiver received under sub. (3), the department may,  
24          from the appropriation under s. 20.435 (4) (o), provide reimbursement for services  
25          that the county provides under this section to persons who are in addition to those



1 who may be served under this section with funds from the appropriation account  
2 under s. 20.435 (4) (b) ~~or~~, (w), or (xd).

3 **SECTION 932.** 46.2785 (5) (a) of the statutes is amended to read:

4 46.2785 (5) (a) Medical assistance reimbursement for services a county or  
5 private agency contracts for or provides under the waiver program shall be made  
6 from the appropriation accounts under s. 20.435 (4) (b) ~~and~~, (o), and (xd).

7 **SECTION 933.** 46.28 (1) (f) of the statutes is amended to read:

8 46.28 (1) (f) "Victim of domestic abuse" means an individual who has  
9 encountered domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a).

10 **SECTION 934.** 46.2803 (2) of the statutes is created to read:

11 46.2803 (2) Notwithstanding s. 46.27 (7), a county in which a care management  
12 organization is operating pursuant to a contract under s. 46.284 (2) or a county in  
13 which a program described under s. 46.2805 (1) (a) or (b) is administered may use  
14 funds appropriated under 20.435 (7) (bd) and allocated to the county under s. 46.27  
15 (7) to provide community mental health or substance abuse services and supports for  
16 persons with mental illness or persons in need of services or supports for substance  
17 abuse and to provide services under the Family Support Program under s. 46.985.

18 **SECTION 935.** 46.2804 (title) of the statutes is amended to read:

19 **46.2804** (title) ~~Managed care programs for Client management of~~  
20 managed care long-term care services benefit.

21 **SECTION 936.** 46.2804 (1) of the statutes is repealed.

22 **SECTION 937.** 46.2804 (2) of the statutes is renumbered 46.2804.

23 **SECTION 938.** 46.2805 (5) of the statutes is renumbered 46.2805 (7r) and  
24 amended to read:

1           46.2805 (7r) “Family Long-term care district” means a special purpose district  
2           created under s. 46.2895 (1).

3           **SECTION 939.** 46.2805 (6) of the statutes is renumbered 46.2805 (7u) and  
4           amended to read:

5           46.2805 (7u) “Family Long-term care district board” means the governing  
6           board of a family long-term care district.

7           **SECTION 940.** 46.2805 (6m) of the statutes is created to read:

8           46.2805 (6m) “Family member” means a spouse or an individual related by  
9           blood, marriage, or adoption within the 3rd degree of kinship as computed under s.  
10          990.001 (16).

11          **SECTION 941.** 46.2805 (6r) of the statutes is created to read:

12          46.2805 (6r) “Financial and cost-sharing screening” means a screening to  
13          determine financial eligibility under s. 46.286 (1) (b) and cost-sharing under s.  
14          46.286 (2) using a uniform tool prescribed by the department.

15          **SECTION 942.** 46.2805 (6v) of the statutes is created to read:

16          46.2805 (6v) “Frail elder” means an individual who is 65 years of age or older  
17          and has a physical disability or irreversible dementia that restricts the individual’s  
18          ability to perform normal daily tasks or that threatens the capacity of the individual  
19          to live independently.

20          **SECTION 943.** 46.2805 (7) of the statutes is amended to read:

21          46.2805 (7) “~~Functional and financial screen~~ screening” means a screen  
22          ~~prescribed by the department that is used~~ screening to determine functional  
23          eligibility under s. 46.286 (1) (a) ~~and financial eligibility under s. 46.286 (1) (b) using~~  
24          a uniform tool prescribed by the department.

25          **SECTION 944.** 46.2805 (7m) of the statutes is repealed.

1           **SECTION 944r.** 46.281 (title) of the statutes is amended to read:

2           **46.281 (title) Powers and duties of the department and the, secretary,**  
3           **and counties; long-term care.**

4           **SECTION 945.** 46.281 (1) (intro.) of the statutes is renumbered 46.281 (1n)  
5 (intro.), and 46.281 (1n) (title), as renumbered, is amended to read:

6           46.281 (1n) (title) ~~DUTIES~~ OTHER DUTIES OF THE DEPARTMENT.

7           **SECTION 946.** 46.281 (1) (c) of the statutes is renumbered 46.281 (1d) and  
8 amended to read:

9           46.281 (1d) WAIVER REQUEST. Request The department shall request from the  
10 secretary of the federal department of health and human services any waivers of  
11 federal medicaid laws necessary to permit the use of federal moneys to provide the  
12 family care benefit to recipients of medical assistance. The department shall  
13 implement any waiver that is approved and that is consistent with ss. 46.2805 to  
14 46.2895. Regardless of whether a waiver is approved, the department may  
15 implement operation of resource centers, care management organizations, and the  
16 family care benefit.

17           **SECTION 947m.** 46.281 (1) (d) of the statutes is renumbered 46.281 (1g) (b) and  
18 amended to read:

19           46.281 (1g) (b) ~~In geographic areas in which, in the aggregate, resides no more~~  
20 ~~than 29 percent of the state population that is eligible for the family care benefit,~~  
21 ~~contract with a county, a family care district, a tribe or band, the Great Lakes~~  
22 ~~Inter-Tribal Council, Inc., or with 2 or more of these entities to manage all long-term~~  
23 ~~care programs and administer the family care benefit as care management~~  
24 ~~organizations. If the department proposes to contract with these entities to~~  
25 ~~administer care management organizations~~ the family care benefit in geographic

1 areas in which, in the aggregate, resides more than 29 percent but less than 50  
2 percent of the state population that is eligible for the family care benefit, the  
3 department shall first notify the joint committee on finance in writing of the  
4 proposed contract. The notification shall include the contract proposal; and an  
5 estimate of the fiscal impact of the proposed addition that demonstrates that the  
6 addition will be cost neutral, including startup, transitional, and ongoing  
7 operational costs and any proposed county contribution. The notification shall also  
8 include, for each county affected by the proposal, documentation that the county  
9 consents to administration of the family care benefit in the county, the amount of the  
10 county's payment or reduction in community aids under s. 46.281 (4), and a proposal  
11 by the county for using any savings in county expenditures on long-term care that  
12 result from administration of the family care benefit in the county. If the  
13 cochairpersons of the committee do not notify the department within 14 working  
14 days after the date of the department's notification that the committee has scheduled  
15 a meeting for the purpose of reviewing the proposed contract, the department may  
16 enter into the proposed contract. If within 14 working days after the date of the  
17 department's notification the cochairpersons of the committee notify the department  
18 that the committee has scheduled a meeting for the purpose of reviewing the  
19 proposed contract, the department may enter into the proposed contract only upon  
20 approval of if the committee. ~~The department may contract with these entities to~~  
21 ~~administer care management organizations in geographic areas in which, in the~~  
22 ~~aggregate, resides 50 percent or more of the state population that is eligible for the~~  
23 ~~family care benefit only if specifically authorized by the legislature and if the~~  
24 ~~legislature appropriates necessary funding~~ approves the proposed contract or if the

1 committee fails to act on the proposed contract within 59 working days after the date  
2 of the department's notification.

3 **SECTION 948.** 46.281 (1) (e) of the statutes is repealed.

4 **SECTION 949.** 46.281 (1) (f) of the statutes is renumbered 46.281 (1n) (a).

5 **SECTION 950.** 46.281 (1) (g) of the statutes is renumbered 46.281 (1n) (b).

6 **SECTION 951.** 46.281 (1) (h) of the statutes is renumbered 46.281 (1n) (c).

7 **SECTION 952.** 46.281 (1) (i) of the statutes is repealed.

8 **SECTION 952m.** 46.281 (1g) (title) of the statutes is created to read:

9 46.281 (**1g**) (title) CONTRACTING FOR RESOURCE CENTERS AND CARE MANAGEMENT  
10 ORGANIZATIONS.

11 **SECTION 953.** 46.281 (1g) (a) of the statutes is created to read:

12 46.281 (**1g**) (a) Subject to par. (b), the department may contract with entities  
13 as provided under s. 46.283 (2) to provide the services under s. 46.283 (3) and (4) as  
14 resource centers in any geographic area in the state, and may contract with entities  
15 as provided under s. 46.284 (2) to administer the family care benefit as care  
16 management organizations in any geographic area in the state.

17 **SECTION 954.** 46.281 (1n) (d) of the statutes is created to read:

18 46.281 (**1n**) (d) 1. Establish regions for long-term care advisory committees  
19 under s. 46.2825, periodically review the boundaries of the regions, and, as  
20 appropriate, revise the boundaries.

21 2. Specify the number of members that each governing board of a resource  
22 center shall appoint to a regional long-term care advisory committee. The total  
23 number of committee members shall not exceed 25, and the department shall allot  
24 committee membership equally among the governing boards of resource centers  
25 operating within the boundaries of the regional long-term care advisory committee.

1           3. Provide information and staff assistance to assist regional long-term care  
2 advisory committees in performing the duties under s. 46.2825 (2).

3           **SECTION 954m.** 46.281 (1n) (e) of the statutes is created to read:

4           46.281 (1n) (e) Contract with a person to provide the advocacy services  
5 described under s. 16.009 (2) (p) 1. to 5. to actual or potential recipients of the family  
6 care benefit who are under age 60 or to their families or guardians. The department  
7 may not contract under this paragraph with a county or with a person who has a  
8 contract with the department to provide services under s. 46.283 (3) and (4) as a  
9 resource center or to administer the family care benefit as a care management  
10 organization. The contract under this paragraph shall include as a goal that the  
11 provider of advocacy services provide one advocate for every 2,500 individuals under  
12 age 60 who receive the family care benefit. The department shall allocate \$190,000  
13 for the contract under this paragraph in fiscal year 2007–08 and \$525,000 in each  
14 subsequent fiscal year.

15           **SECTION 954mb.** 46.281 (1n) (f) of the statutes is created to read:

16           46.281 (1n) (f) From the appropriation under s. 20.435 (7) (b), provide \$75,000  
17 annually to Grant County to provide, with respect to issues concerning family care  
18 benefits, liaison services between the county and a managed care organization and  
19 advocacy services on behalf of the county.

20           **SECTION 955.** 46.281 (2) (title) of the statutes is amended to read:

21           46.281 (2) (title) ~~POWERS~~ OTHER POWERS OF THE DEPARTMENT.

22           **SECTION 956.** 46.281 (3) of the statutes is amended to read:

23           46.281 (3) DUTY OF THE SECRETARY. The secretary shall certify to each county,  
24 hospital, nursing home, community-based residential facility, adult family home  
25 and residential care apartment complex the date on which a resource center that

1 serves the area of the county, hospital, nursing home, community-based residential  
2 facility, adult family home or residential care apartment complex is first available  
3 to ~~provide a~~ perform functional screenings and financial ~~screen~~ and cost-sharing  
4 screenings. To facilitate phase-in of services of resource centers, the secretary may  
5 certify that the resource center is available for specified groups of eligible individuals  
6 or for specified facilities in the county.

7 **SECTION 956g.** 46.281 (4) of the statutes is created to read:

8 46.281 (4) COUNTY CONTRIBUTION. (a) In this subsection, "base amount" means  
9 the amount that a county expended in calendar year 2006, as determined by the  
10 department, to provide long-term care services to individuals who would have been  
11 eligible for the family care benefit in calendar year 2006 if the family care benefit had  
12 been available to residents of the county.

13 (b) Except as provided in par. (c), each county in which the department has a  
14 contract with an entity to administer the family care benefit shall in each year of the  
15 contract either pay the department the following amount or agree to reduce the  
16 community aids distribution to the county under s. 46.40 (2) by the following amount:

17 1. If the base amount for the county is less than or equal to 22 percent of the  
18 calendar year 2006 community aids distribution to the county under s. 46.40 (2), the  
19 base amount.

20 2. If the base amount for the county is greater than 22 percent of the calendar  
21 year 2006 community aids distribution to the county under s. 46.40 (2), the following  
22 amounts in the following years:

23 a. For the first year that the department contracts for administration of the  
24 family care benefit in the county, the base amount for the county.

1           b. For the 2nd, 3rd, and 4th years that the department contracts for  
2 administration of the family care benefit in the county, the amount from the previous  
3 year minus 25 percent of the difference between the base amount for the county and  
4 22 percent of the calendar year 2006 community aids distribution to the county under  
5 s. 46.40 (2).

6           c. For the 5th year and each subsequent year that the department contracts for  
7 administration of the family care benefit in the county, 22 percent of the calendar  
8 year 2006 community aids distribution to the county under s. 46.40 (2).

9           (c) Each county in which the department has a contract with an entity to  
10 administer the family care benefit, and in which the department had such a contract  
11 before January 1, 2006, shall annually either pay the department or agree to reduce  
12 the community aids distribution to the county under s. 46.40 (2) by the amount that  
13 the county paid the department, or by which the county's community aids  
14 distribution was reduced, in calendar year 2006 to fund the program under ss.  
15 46.2805 to 46.2895.

16           (d) The department shall deposit payments made by counties under this  
17 subsection in the appropriation account under s. 20.435 (7) (g).

18           **SECTION 957.** 46.282 (title) of the statutes is repealed.

19           **SECTION 958.** 46.282 (2) of the statutes is repealed.

20           **SECTION 959.** 46.282 (3) (title) of the statutes is repealed.

21           **SECTION 960.** 46.282 (3) (a) (intro.) of the statutes is repealed.

22           **SECTION 961.** 46.282 (3) (a) 1. of the statutes is repealed.

23           **SECTION 962.** 46.282 (3) (a) 2. of the statutes is repealed.

24           **SECTION 963.** 46.282 (3) (a) 3. of the statutes is repealed.

25           **SECTION 964.** 46.282 (3) (a) 4. of the statutes is repealed.



1           **SECTION 965.** 46.282 (3) (a) 5. of the statutes is repealed.

2           **SECTION 966.** 46.282 (3) (a) 6. of the statutes is repealed.

3           **SECTION 967.** 46.282 (3) (a) 7. of the statutes is repealed.

4           **SECTION 968.** 46.282 (3) (a) 8. of the statutes is renumbered 46.2825 (2) (e) and  
5 amended to read:

6           46.2825 (2) (e) Monitor ~~the pattern of~~ enrollments and disenrollments in local  
7 care management organizations that provide services in the committee's region.

8           **SECTION 969.** 46.282 (3) (a) 9. of the statutes is renumbered 46.283 (6) (b) 3. and  
9 amended to read:

10           46.283 (6) (b) 3. Identify any gaps in services, living arrangements, and  
11 community resources ~~and develop strategies to build local capacity to serve older~~  
12 ~~persons and persons with physical or developmental disabilities~~ needed by  
13 individuals belonging to the client groups served by the resource center, especially  
14 those with long-term care needs.

15           **SECTION 970.** 46.282 (3) (a) 10. of the statutes is renumbered 46.2825 (2) (g) and  
16 amended to read:

17           46.2825 (2) (g) Perform long-range planning on long-term care policy for ~~older~~  
18 ~~persons and persons with physical or developmental disabilities~~ individuals  
19 belonging to the client groups served by the resource center.

20           **SECTION 971.** 46.282 (3) (a) 11. of the statutes is renumbered 46.283 (6) (b) 8.  
21 and amended to read:

22           46.283 (6) (b) 8. Annually review interagency agreements between ~~a the~~  
23 ~~resource center and care management organization or organizations~~ that provide  
24 services in the area served by the resource center and make recommendations, as  
25 appropriate, on the interaction between the resource center and the care

1 management ~~organization or~~ organizations to assure coordination between or  
2 among them and to assure access to and timeliness in provision of services by the  
3 resource center and the care management organizations.

4 **SECTION 972.** 46.282 (3) (a) 12. of the statutes is renumbered 46.283 (6) (b) 9.  
5 and amended to read:

6 46.283 (6) (b) 9. ~~Annually review~~ Review the number and types of complaints  
7 and grievances ~~about~~ and appeals concerning the long-term care system by persons  
8 ~~who receive or may receive care under the system~~ in the area served by the resource  
9 center, to determine if a need exists for system changes, and recommend system or  
10 other changes if appropriate.

11 **SECTION 973.** 46.282 (3) (a) 13. of the statutes is renumbered 46.283 (6) (b) 6.  
12 and amended to read:

13 46.283 (6) (b) 6. Identify potential new sources of community resources and  
14 funding for needed services for ~~older persons and persons with physical or~~  
15 ~~developmental disabilities~~ individuals belonging to the client groups served by the  
16 resource center.

17 **SECTION 974.** 46.282 (3) (a) 14. of the statutes is repealed.

18 **SECTION 975.** 46.282 (3) (a) 15. of the statutes is repealed.

19 **SECTION 976.** 46.282 (3) (b) of the statutes is renumbered 46.283 (6) (b) 10. and  
20 amended to read:

21 46.283 (6) (b) 10. ~~A local long-term care council may, within the local~~  
22 ~~long-term care council's area~~ If directed to do so by the county board, assume the  
23 duties of the county long-term community support planning committee as specified  
24 under s. 46.27 (4) for a county served by the resource center.

25 **SECTION 977.** 46.2825 of the statutes is created to read:

1           **46.2825 Regional long-term care advisory committees. (1) CREATION.**

2           The governing board of each resource center operating in a region established by the  
3           department under s. 46.281 (1n) (d) 1. shall appoint the number of its members that  
4           is specified by the department under s. 46.281 (1n) (d) 2. to a regional long-term care  
5           advisory committee. At least 50 percent of the persons a resource center board  
6           appoints to a regional long-term care advisory committee shall be older persons or  
7           persons with a physical or developmental disability or their family members,  
8           guardians, or other advocates.

9           **(2) DUTIES.** A regional long-term care advisory committee shall do all of the  
10          following:

11          (a) Evaluate the performance of care management organizations and entities  
12          that operate a program described under s. 46.2805 (1) (a) or (b) in the committee's  
13          region with respect to responsiveness to recipients of their services, fostering choices  
14          for recipients, and other issues affecting recipients; and make recommendations  
15          based on the evaluation to the department and to the care management  
16          organizations and entities, as appropriate.

17          (b) Evaluate the performance of resource centers operating in the committee's  
18          region and, as appropriate, make recommendations, concerning their performance  
19          to the department and the resource centers.

20          (c) Monitor grievances and appeals made to care management organizations  
21          or entities that operate a program described under s. 46.2805 (1) (a) or (b) within the  
22          committee's region.

23          (d) Review utilization of long-term care services in the committee's region.

24          (f) Using information gathered under s. 46.283 (6) (b) 2. by governing boards  
25          of resources centers operating in the committee's region and other available

1 information, identify any gaps in the availability of services, living arrangements,  
2 and community resources needed by older persons and persons with physical or  
3 developmental disabilities, and develop strategies to build capacity to provide those  
4 services, living arrangements, and community resources in the committee's region.

5 (h) Annually report to the department regarding significant achievements and  
6 problems relating to the provision of long-term care services in the committee's  
7 region.

8 **SECTION 978.** 46.283 (1) (a) 2. of the statutes is amended to read:

9 46.283 (1) (a) 2. Whether to create a family long-term care district to apply to  
10 the department for a contract to operate a resource center.

11 **SECTION 979.** 46.283 (2) (a) of the statutes is repealed.

12 **SECTION 980.** 46.283 (2) (b) of the statutes is renumbered 46.283 (2), and 46.283  
13 (2) (intro.) and (b), as renumbered, are amended to read:

14 46.283 (2) (intro.) ~~After June 30, 2001, the~~ The department may, ~~if the~~  
15 ~~applicable review conditions under s. 46.281 (1) (e) 2. are satisfied,~~ contract to  
16 operate a resource center with counties, family long-term care districts, or the  
17 governing body of a tribe or band or the Great Lakes Inter-Tribal Council, Inc., under  
18 a joint application of any of these, or with a private nonprofit organization if the  
19 department determines that the organization has no significant connection to an  
20 entity that operates a care management organization and if any of the following  
21 applies:

22 (b) A county agency or a family long-term care district applies for a contract  
23 but fails to meet the standards specified in sub. (3).

24 **SECTION 981.** 46.283 (3) (h) of the statutes is repealed.

25 **SECTION 982.** 46.283 (3) (i) of the statutes is repealed.

1           **SECTION 983.** 46.283 (3) (k) of the statutes is amended to read:

2           46.283 (3) (k) A determination of eligibility for state supplemental payments  
3           under s. 49.77, medical assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471, or the  
4           federal food stamp program under 7 USC 2011 to 2029.

5           **SECTION 984.** 46.283 (4) (e) of the statutes is amended to read:

6           46.283 (4) (e) ~~Within 6 months after the family care benefit is available to all~~  
7           ~~eligible persons in the area of the resource center, provide~~ Provide information about  
8           the services of the resource center, including the services specified in sub. (3) (d),  
9           about assessments under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c) and  
10          about the family care benefit to all older persons and persons with a physical  
11          disability who are residents of nursing homes, community-based residential  
12          facilities, adult family homes and residential care apartment complexes in the area  
13          of the resource center.

14          **SECTION 985.** 46.283 (4) (f) of the statutes is amended to read:

15          46.283 (4) (f) ~~Provide~~ Perform a functional screening and a financial screen to  
16          and cost-sharing screening for any resident, as specified in par. (e), who requests a  
17          ~~screen~~ screening and assist any resident who is eligible and chooses to enroll in a care  
18          management organization to do so.

19          **SECTION 986.** 46.283 (4) (g) of the statutes is amended to read:

20          46.283 (4) (g) ~~Provide~~ Perform a functional screening and a financial screen to  
21          and cost-sharing screening for any person seeking admission to a nursing home,  
22          community-based residential facility, residential care apartment complex, or adult  
23          family home if the secretary has certified that the resource center is available to the  
24          person and the facility and the person is determined by the resource center to have  
25          a condition that is expected to last at least 90 days that would require care,

1 assistance, or supervision. A resource center may not require a financial ~~screen~~ and  
2 cost-sharing screening for a person seeking admission or about to be admitted on a  
3 private pay basis who waives the requirement for a financial ~~screen~~ and cost-sharing  
4 screening under this paragraph, unless the person is expected to become eligible for  
5 medical assistance within 6 months. A resource center need not ~~provide~~ perform a  
6 functional ~~screen~~ for screening for a person seeking admission or about to be  
7 admitted ~~who has received a screen for~~ whom a functional eligibility under s. 46.286  
8 ~~(1) (a)~~ screening was performed within the previous 6 months.

9 **SECTION 987.** 46.283 (4) (j) of the statutes is created to read:

10 46.283 (4) (j) Target any outreach, education, and prevention services it  
11 provides and any service development efforts it conducts on the basis of findings  
12 made by the governing board of the resource center under sub. (6) (b) 2. and 3.

13 **SECTION 988.** 46.283 (5) of the statutes is amended to read:

14 46.283 (5) FUNDING. From the appropriation accounts under s. 20.435 (4) (b),  
15 (bm), ~~(gp)~~, (pa), and (w), and (xd) and (7) (b), (bd), and (md), the department may  
16 contract with organizations that meet standards under sub. (3) for performance of  
17 the duties under sub. (4) and shall distribute funds for services provided by resource  
18 centers.

19 **SECTION 989.** 46.283 (6) of the statutes is amended to read:

20 46.283 (6) GOVERNING BOARD. (a) 1. A resource center shall have a governing  
21 board that reflects the ethnic and economic diversity of the geographic area served  
22 by the resource center.

23 2. At least one-fourth of the members of the governing board shall ~~be older~~  
24 ~~persons or persons with physical or developmental disabilities~~ individuals who  
25 belong to a client group served by the resource center or their family members,

1 guardians, or other advocates. The proportion of these board members who belong  
2 to each client group, or their family members, guardians, or advocates, shall be the  
3 same, respectively, as the proportion of individuals in this state who receive services  
4 under s. 46.2805 to 46.2895 and belong to each client group.

5 **SECTION 990.** 46.283 (6) (a) 3. of the statutes is created to read:

6 46.283 (6) (a) 3. An individual who has a financial interest in, or serves on the  
7 governing board of, a care management organization or an organization that  
8 administers a program described under s. 46.2805 (1) (a) or (b) or a managed care  
9 program under s. 49.45 for individuals who are eligible to receive supplemental  
10 security income under 42 USC 1381 to 1383c, which serves any geographic area also  
11 served by a resource center, and the individual's family members, may not serve as  
12 members of the governing board of the resource center.

13 **SECTION 991.** 46.283 (6) (b) of the statutes is created to read:

14 46.283 (6) (b) The governing board of a resource center shall do all of the  
15 following:

16 1. Determine the structure, policies, and procedures of, and oversee the  
17 operations of, the resource center. The operations of a resource center that is  
18 operated by a county are subject to the county's ordinances and budget.

19 2. Annually gather information from consumers and providers of long-term  
20 care services and other interested persons concerning the adequacy of long-term  
21 care services offered in the area served by the resource center. The board shall  
22 provide well-advertised opportunities for persons to participate in the board's  
23 information gathering activities conducted under this subdivision.

24 4. Report findings made under subsds. 2. and 3. to the applicable regional  
25 long-term care advisory committee.

1           5. Recommend strategies for building local capacity to serve older persons and  
2 persons with physical or developmental disabilities, as appropriate, to local elected  
3 officials, the regional long-term care advisory committee, or the department.

4           7. Appoint members to the regional long-term care advisory committee, as  
5 provided under s. 46.2825 (1).

6           **SECTION 992.** 46.284 (1) (a) (intro.) of the statutes is amended to read:

7           46.284 (1) (a) (intro.) ~~After considering recommendations of the local~~  
8 ~~long-term care council under s. 46.282 (3) (a) 1., a~~ A county board of supervisors and,  
9 in a county with a county executive or a county administrator, the county executive  
10 or county administrator, may decide all of the following:

11           **SECTION 993.** 46.284 (1) (a) 2. of the statutes is amended to read:

12           46.284 (1) (a) 2. Whether to create a family long-term care district to apply to  
13 the department for a contract to operate a care management organization.

14           **SECTION 994.** 46.284 (2) (b) (intro.) of the statutes is repealed.

15           **SECTION 995.** 46.284 (2) (b) 1. of the statutes is repealed.

16           **SECTION 996.** 46.284 (2) (b) 2. of the statutes is repealed.

17           **SECTION 997.** 46.284 (2) (b) 3. of the statutes is renumbered 46.284 (2) (bm) and  
18 amended to read:

19           46.284 (2) (bm) ~~After December 31, 2003, the~~ The department may contract  
20 with counties, family long-term care districts, the governing body of a tribe or band  
21 or the Great Lakes inter-tribal council, inc., or under a joint application of any of  
22 these, or with a private organization that has no significant connection to an entity  
23 that operates a resource center. Proposals for contracts under this subdivision shall  
24 be solicited under a competitive sealed proposal process under s. 16.75 (2m) and,  
25 ~~after consulting with the local long-term care council for the county or counties, the~~



1 department shall evaluate the proposals primarily as to the quality of care that is  
2 proposed to be provided, certify those applicants that meet the requirements  
3 specified in sub. (3) (a), select certified applicants for contract and contract with the  
4 selected applicants.

5 **SECTION 997m.** 46.284 (2) (c) of the statutes is created to read:

6 46.284 (2) (c) The department shall require, as a term of any contract with a  
7 care management organization under this section, that the care management  
8 organization contract for the provision of services that are covered under the family  
9 care benefit with any community-based residential facility under s. 50.01 (1g),  
10 residential care apartment complex under s. 50.01 (1d), nursing home under s. 50.01  
11 (3), intermediate care facility for the mentally retarded under s. 50.14 (1) (b),  
12 community rehabilitation program, home health agency under s. 50.49 (1) (a),  
13 provider of day services, or provider of personal care, as defined in s. 50.01 (4o), that  
14 agrees to accept the reimbursement rate that the care management organization  
15 pays under contract to similar providers for the same service and that satisfies any  
16 applicable quality of care, utilization, or other criteria that the care management  
17 organization requires of other providers with which it contracts to provide the same  
18 service.

19 **SECTION 998.** 46.284 (3) (a) of the statutes is amended to read:

20 46.284 (3) (a) If an entity meets the requirements under par. (b) and applicable  
21 rules of the department and submits to the department an application for initial  
22 certification or certification renewal, the department shall certify that the entity  
23 meets the requirements for a care management organization. ~~An application shall~~  
24 ~~include comments about the applicant and recommendations about the application~~

1 that are provided by the appropriate local long-term care council, as specified under  
2 s. 46.282 (3) (a) 3.

3 **SECTION 999.** 46.284 (5) (a) of the statutes is amended to read:

4 46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g), ~~(gp)~~,  
5 (im), (o), and (w), and (xd) and (7) (b) and (bd), and (g), the department shall provide  
6 funding on a capitated payment basis for the provision of services under this section.  
7 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is  
8 under contract with the department may expend the funds, consistent with this  
9 section, including providing payment, on a capitated basis, to providers of services  
10 under the family care benefit.

11 **SECTION 1000.** 46.284 (6) of the statutes is amended to read:

12 46.284 (6) GOVERNING BOARD. A care management organization shall have a  
13 governing board that reflects the ethnic and economic diversity of the geographic  
14 area served by the care management organization. At least one-fourth of the  
15 members of the governing board shall be ~~older persons or persons with physical or~~  
16 ~~developmental disabilities or their family members, guardians or other advocates~~  
17 ~~who are~~ representative of the client group or groups whom the care management  
18 organization's enrollee organization is contracted to serve or those clients' family  
19 members, guardians, or other advocates.

20 **SECTION 1001.** 46.285 (1) of the statutes is renumbered 46.285, and 46.285  
21 (intro.), (1) and (2), as renumbered, are amended to read:

22 **46.285** (intro.) In order to meet federal requirements and assure federal  
23 financial participation in funding of the family care benefit, a county, a tribe or band,  
24 a family long-term care district or an organization, including a private, nonprofit

1 corporation, may not directly operate both a resource center and a care management  
2 organization, except as follows:

3 (1) For an entity with which the department has contracted under s. 46.281 (1)  
4 (e) 1., 2005 stats., provision of the services specified under s. 46.283 (3) (b), (e), (f) and  
5 (g) shall be structurally separate from the provision of services of the care  
6 management organization by January 1, 2001.

7 (2) The department may approve separation of the functions of a resource  
8 center from those of a care management organization by a means other than those  
9 specified in sub. (2) creating a long-term care district under s. 46.2895 to serve either  
10 as a resource center or a care management organization.

11 **SECTION 1002.** 46.285 (2) of the statutes is repealed.

12 **SECTION 1003.** 46.286 (1) (intro.) of the statutes is amended to read:

13 46.286 (1) ELIGIBILITY. (intro.) A person is eligible for, but not necessarily  
14 entitled to, the family care benefit if the person is at least 18 years of age; has a  
15 physical disability, as defined in s. 15.197 (4) (a) 2., or a developmental disability, as  
16 defined in s. 51.01 (5) (a), or ~~degenerative brain disorder, as defined in s. 55.01 (1v)~~  
17 is a frail elder; and meets all of the following criteria:

18 **SECTION 1004.** 46.286 (1) (a) 1. of the statutes is amended to read:

19 46.286 (1) (a) 1. The person's ~~functional capacity~~ level of care need is at either  
20 of the following levels:

21 a. The comprehensive nursing home level, if the person has a long-term or  
22 irreversible condition, expected to last at least 90 days or result in death within one  
23 year of the date of application, and requires ongoing care, assistance or supervision.

24 b. The intermediate non-nursing home level, if the person has a condition that  
25 is expected to last at least 90 days or result in death within 12 months after the date

1 of application, and is at risk of losing his or her independence or functional capacity  
2 unless he or she receives assistance from others.

3 **SECTION 1005.** 46.286 (1) (b) (intro.) of the statutes is amended to read:

4 46.286 (1) (b) *Financial eligibility.* (intro.) A person is financially eligible if  
5 all any of the following apply:

6 **SECTION 1006.** 46.286 (1) (b) 1. (intro.) of the statutes is repealed.

7 **SECTION 1007.** 46.286 (1) (b) 1. a. of the statutes is renumbered 46.286 (1) (b)  
8 3. and amended to read:

9 46.286 (1) (b) 3. The person was receiving the family care benefit on the  
10 effective date of this subdivision .... [revisor inserts date], the person would qualify  
11 for medical assistance except for financial or disability criteria, and the projected cost  
12 of the person's care plan, as calculated by the department or its designee, exceeds the  
13 person's gross monthly income, plus one-twelfth of his or her countable assets, less  
14 deductions and allowances permitted by rule by the department.

15 **SECTION 1008.** 46.286 (1) (b) 1. b. and 2. of the statutes are consolidated,  
16 renumbered 46.286 (1) (b) 1m. and amended to read:

17 46.286 (1) (b) 1m. The person is eligible under ch. 49 for medical assistance.  
18 ~~2. If subd. 1. b. applies, the person accepts medical assistance and,~~ unless he or she  
19 is exempt from ~~the acceptance under rules promulgated by the department,~~ accepts  
20 medical assistance.

21 **SECTION 1009.** 46.286 (3) (a) (intro.) of the statutes is amended to read:

22 46.286 (3) (a) (intro.) Subject to ~~pars. par. (c) and (d),~~ a person is entitled to and  
23 may receive the family care benefit through enrollment in a care management  
24 organization if he or she all of the following apply:

25 1m. The person is at least 18 years of age,

1           2m. The person has a physical disability, as defined in s. 15.197 (4) (a) 2., a  
2           developmental disability, as defined in s. 51.01 (5) (a), or ~~degenerative brain disorder,~~  
3           ~~as defined in s. 55.01 (1v),~~ is a frail elder.

4           4m. The person is financially eligible, under sub. (1) (b) 1m., and fulfills any  
5           applicable cost-sharing requirements ~~and meets any of the following criteria.:~~

6           **SECTION 1010.** 46.286 (3) (a) 1. of the statutes is repealed.

7           **SECTION 1011.** 46.286 (3) (a) 2. of the statutes is repealed.

8           **SECTION 1012.** 46.286 (3) (a) 3. of the statutes is repealed.

9           **SECTION 1013.** 46.286 (3) (a) 3m. of the statutes is created to read:

10          46.286 (3) (a) 3m. The person is functionally eligible under sub. (1) (a).

11          **SECTION 1014.** 46.286 (3) (a) 4. of the statutes is repealed.

12          **SECTION 1015.** 46.286 (3) (a) 6. of the statutes is repealed.

13          **SECTION 1016.** 46.286 (3) (d) of the statutes is repealed.

14          **SECTION 1017.** 46.286 (3m) of the statutes is repealed and recreated to read:

15          46.286 (3m) INFORMATION ABOUT ENROLLEES. The department shall obtain and  
16          share information about family care enrollees as provided in s. 49.475.

17          **SECTION 1018.** 46.288 (2) (intro.) of the statutes is amended to read:

18          46.288 (2) (intro.) Criteria and procedures for determining functional  
19          eligibility under s. 46.286 (1) (a), financial eligibility under s. 46.286 (1) (b), and cost  
20          sharing under s. 46.286 (2) (a) ~~and entitlement under s. 46.286 (3).~~ The rules for  
21          determining functional eligibility under s. 46.286 (1) (a) 1. a. shall be substantially  
22          similar to eligibility criteria for receipt of the long-term support community options  
23          program under s. 46.27. Rules under this subsection shall include definitions of the  
24          following terms applicable to s. 46.286:

25          **SECTION 1019.** 46.289 (title) of the statutes is renumbered 46.2803 (title).

1           **SECTION 1020.** 46.289 of the statutes is renumbered 46.2803 (1).

2           **SECTION 1021.** 46.2895 (title) of the statutes is amended to read:

3           **46.2895** (title) **Family Long-term care district.**

4           **SECTION 1022.** 46.2895 (1) (a) (intro.) of the statutes is amended to read:

5           46.2895 (1) CREATION. (a) (intro.) A county ~~board of supervisors, a tribe or band,~~  
6           or any combination of counties or tribes or bands, may create a special purpose  
7           district that is termed a “family long-term care district”, that is a local unit of  
8           government, that is separate and distinct from, and independent of, the state and the  
9           county or tribe or band that created it, and that has the powers and duties specified  
10          in this section, if ~~the~~ each county ~~board~~ or tribe or band that participates in creating  
11          the district does all of the following:

12           **SECTION 1023.** 46.2895 (1) (a) 1. a. of the statutes is amended to read:

13           46.2895 (1) (a) 1. a. Declares the need for establishing the family long-term  
14          care district.

15           **SECTION 1024.** 46.2895 (1) (a) 1. b. of the statutes is amended to read:

16           46.2895 (1) (a) 1. b. Specifies the family long-term care district’s primary  
17          purpose, which shall be to operate, under contract with the department, ~~either a~~  
18          resource center under s. 46.283 ~~or,~~ a care management organization under s. 46.284,  
19          ~~but not both,~~ or a program described under s. 46.2805 (1) (a) or (b).

20           **SECTION 1025.** 46.2895 (1) (a) 1. c. of the statutes is created to read:

21           46.2895 (1) (a) 1. c. Specifies the number of individuals who shall be appointed  
22          as members of the long-term care district board, the length of their terms, and, if the  
23          long-term care district is created by more than one county or tribe or band, how many  
24          members shall be appointed by each county or tribe or band.

25           **SECTION 1026.** 46.2895 (1) (b) of the statutes is repealed.

1           **SECTION 1027.** 46.2895 (1) (c) of the statutes is created to read:

2           46.2895 (1) (c) A long-term care district may not operate a care management  
3 organization under s. 46.284 or a program described under s. 46.2805 (1) (a) or (b)  
4 if the district operates a resource center under s. 46.283.

5           **SECTION 1028.** 46.2895 (1) (d) of the statutes is created to read:

6           46.2895 (1) (d) A county or tribe or band may create more than one long-term  
7 care district.

8           **SECTION 1029.** 46.2895 (1) (e) of the statutes is created to read:

9           46.2895 (1) (e) A long-term care district may change its primary purpose  
10 specified under par. (a) 1. b. if all the counties or tribes or bands that created the  
11 district and that have not withdrawn or been removed from the district under sub.  
12 (14), adopt a resolution approving the change in primary purpose and if the change  
13 in purpose does not violate par. (c) or any provision of a contract between the  
14 department and the district.

15           **SECTION 1030.** 46.2895 (2) of the statutes is amended to read:

16           46.2895 (2) JURISDICTION. A family long-term care district's jurisdiction is the  
17 geographical area of the county or counties ~~of the county board or boards of~~  
18 ~~supervisors who~~ that created the family long-term care district and the geographic  
19 area of the reservation of, or lands held in trust for, any tribe or band that created  
20 the long-term care district.

21           **SECTION 1031.** 46.2895 (3) (title) of the statutes is amended to read:

22           46.2895 (3) (title) ~~FAMILY~~ LONG-TERM CARE DISTRICT BOARD.

23           **SECTION 1032.** 46.2895 (3) (a) 1. of the statutes is renumbered 46.2895 (3) (a)  
24 and amended to read:

1           46.2895 (3) (a) The county board of supervisors of a county or, in a county with  
2 a county administrator or county executive, the county administrator or county  
3 executive shall appoint the ~~members of the family~~ long-term care district board,  
4 ~~which is the governing board of a family care district under sub. (1) (a)~~ members  
5 whom the county is allotted, by resolutions adopted under sub. (1) (a) 1. c., to appoint.

6           **SECTION 1033.** 46.2895 (3) (a) 2. of the statutes is repealed.

7           **SECTION 1034.** 46.2895 (3) (b) 1. of the statutes is amended to read:

8           46.2895 (3) (b) 1. ~~The family care district board appointed under par. (a) 1. shall~~  
9 ~~consist of 15 persons who are residents of the area of jurisdiction of the family care~~  
10 ~~district.~~ At least one-fourth of the members of a long-term care district board shall  
11 be representative of the client group or groups whom it is the family long-term care  
12 district's primary purpose to serve or those clients' family members, guardians, or  
13 other advocates.

14           **SECTION 1035.** 46.2895 (3) (b) 2. of the statutes is repealed.

15           **SECTION 1036.** 46.2895 (3) (b) 3. of the statutes is amended to read:

16           46.2895 (3) (b) 3. Membership of ~~the family~~ a long-term care district board  
17 ~~under subd. 1. or 2.~~ shall reflect the ethnic and economic diversity of in the area of  
18 jurisdiction of the family long-term care district. ~~Up to one-fourth of the members~~  
19 ~~of the board may be elected or appointed officials or employees of the county or~~  
20 ~~counties that created the family care district.~~

21           4. No member of the a long-term care district board may have a private  
22 financial interest in or profit directly or indirectly from any contract or other  
23 business of the family long-term care district.

24           **SECTION 1037.** 46.2895 (3) (b) 5. of the statutes is created to read:



1           46.2895 (3) (b) 5. Only individuals who reside within the jurisdiction of a  
2 long-term care district may serve as members of the long-term care district board.

3           **SECTION 1038.** 46.2895 (3) (c) of the statutes is repealed.

4           **SECTION 1039.** 46.2895 (3) (d) of the statutes is amended to read:

5           46.2895 (3) (d) As soon as possible after the appointment of the initial members  
6 of the family long-term care district board, the board shall organize for the  
7 transaction of business and elect a chairperson and other necessary officers. Each  
8 chairperson shall be elected by the board from time to time for the term of that  
9 chairperson's office as a member of the board or for the term of 3 years, whichever  
10 is shorter, and shall be eligible for reelection. A majority of the board shall constitute  
11 a quorum. The Unless specified otherwise in a bylaw adopted by the board, the board  
12 may act based on the affirmative vote of a majority of a quorum.

13           **SECTION 1040.** 46.2895 (4) (intro.) of the statutes is amended to read:

14           46.2895 (4) POWERS. (intro.) Subject to sub. (1) (a) ~~1. b. (c)~~, a family long-term  
15 care district has all the powers necessary or convenient to carry out the purposes and  
16 provisions of ss. 46.2805 to 46.2895. In addition to all these powers, a family  
17 long-term care district may do all of the following:

18           **SECTION 1041.** 46.2895 (4) (b) of the statutes is amended to read:

19           46.2895 (4) (b) Adopt bylaws and policies and procedures for the regulation of  
20 its affairs and the conduct of its business. The bylaws, policies and procedures shall  
21 be consistent with ss. 46.2805 to 46.2895 and, if the family long-term care district  
22 contracts with the department under par. (d) or (dm), with the terms of that contract.

23           **SECTION 1042.** 46.2895 (4) (dm) of the statutes is created to read:

1           46.2895 (4) (dm) Subject to sub. (1) (c), enter into a contract with the  
2 department to operate a program described under s. 46.2805 (1) (a) or (b) and provide  
3 services related to the contracted services.

4           **SECTION 1043.** 46.2895 (4) (g) of the statutes is amended to read:

5           46.2895 (4) (g) Subject to sub. (8), employ any agent, employee, or special  
6 adviser that the family long-term care district finds necessary, fix and regulate his  
7 or her compensation and provide, either directly or subject to an agreement under  
8 s. 66.0301 as a participant in a benefit plan of another governmental entity, any  
9 employee benefits, including an employee pension plan.

10          **SECTION 1044.** 46.2895 (4) (h) of the statutes is amended to read:

11          46.2895 (4) (h) Mortgage, pledge or otherwise encumber the family long-term  
12 care district's property or funds.

13          **SECTION 1045.** 46.2895 (4) (k) of the statutes is amended to read:

14          46.2895 (4) (k) Create a risk reserve or other special reserve as the family  
15 long-term care district board desires or as the department requires under the  
16 contract with the department that is specified under par. (d).

17          **SECTION 1046.** 46.2895 (4) (L) of the statutes is amended to read:

18          46.2895 (4) (L) Accept aid, including loans, to accomplish the purpose of the  
19 family long-term care district from any local, state or federal governmental agency  
20 or accept gifts, loans, grants or bequests from individuals or entities, if the conditions  
21 under which the aid, loan, gift, grant or bequest is furnished are not in conflict with  
22 this section.

23          **SECTION 1047.** 46.2895 (4) (m) of the statutes is amended to read:

24          46.2895 (4) (m) Make and execute other instruments necessary or convenient  
25 to exercise the powers of the family long-term care district.

1           **SECTION 1048.** 46.2895 (5) of the statutes is amended to read:

2           46.2895 (5) LIMITATION ON POWERS. A family long-term care district may not  
3 issue bonds or levy a tax or assessment.

4           **SECTION 1049.** 46.2895 (6) (intro.) of the statutes is amended to read:

5           46.2895 (6) DUTIES. (intro.) The family long-term care district board shall do  
6 all of the following:

7           **SECTION 1050.** 46.2895 (6) (b) of the statutes is amended to read:

8           46.2895 (6) (b) Subject to sub. (8), develop and implement a personnel  
9 structure and other employment policies for employees of the family long-term  
10 care district.

11          **SECTION 1051.** 46.2895 (6) (c) of the statutes is amended to read:

12          46.2895 (6) (c) Assure compliance with the terms of any contract with the  
13 department under sub. (4) (d) or (dm).

14          **SECTION 1052.** 46.2895 (6) (d) of the statutes is amended to read:

15          46.2895 (6) (d) Establish a fiscal operating year and annually adopt a budget  
16 for the family long-term care district.

17          **SECTION 1053.** 46.2895 (6) (e) of the statutes is amended to read:

18          46.2895 (6) (e) Contract for any legal services required for the family long-term  
19 care district.

20          **SECTION 1054.** 46.2895 (7) (a) of the statutes is amended to read:

21          46.2895 (7) (a) Manage the property and business of the family long-term care  
22 district and manage the employees of the district, subject to the general control of the  
23 family long-term care district board.

24          **SECTION 1055.** 46.2895 (7) (b) of the statutes is amended to read:

1           46.2895 (7) (b) Comply with the bylaws and direct enforcement of all policies  
2 and procedures adopted by the family long-term care district board.

3           **SECTION 1056.** 46.2895 (7) (c) of the statutes is amended to read:

4           46.2895 (7) (c) Perform duties in addition to those specified in pars. (a) and (b)  
5 as are prescribed by the family long-term care district board.

6           **SECTION 1057.** 46.2895 (8) (a) (intro.) of the statutes is amended to read:

7           46.2895 (8) (a) (intro.) A family long-term care district board that is created  
8 at least in part by a county shall do all of the following:

9           **SECTION 1058.** 46.2895 (8) (a) 1. of the statutes is amended to read:

10          46.2895 (8) (a) 1. If the family long-term care district offers employment to any  
11 individual who was previously employed by the a county, which participated in  
12 creating the district and at the time of the offer had not withdrawn or been removed  
13 from the district under sub. (14), and who while employed by the county performed  
14 duties relating to the same or a substantially similar function for which the  
15 individual is offered employment by the district and whose wages, hours and  
16 conditions of employment were established in a collective bargaining agreement  
17 with the county under subch. IV of ch. 111 that is in effect on the date that the  
18 individual commences employment with the district, with respect to that individual,  
19 abide by the terms of the collective bargaining agreement concerning the individual's  
20 compensation and benefits wages and, if applicable, vacation allowance, sick leave  
21 accumulation, sick leave bank, holiday allowance, funeral leave allowance, personal  
22 day allowance, or paid time off allowance until the time of the expiration of that  
23 collective bargaining agreement or adoption of a collective bargaining agreement  
24 with the district under subch. IV of ch. 111 covering the individual as an employee  
25 of the district, whichever occurs first.

1           **SECTION 1059.** 46.2895 (8) (a) 2. of the statutes is repealed.

2           **SECTION 1060.** 46.2895 (8) (a) 3. of the statutes is amended to read:

3           46.2895 (8) (a) 3. If the ~~family~~ long-term care district offers employment to any  
4 individual who was previously employed by ~~the a county, which participated in~~  
5 creating the district and at the time of the offer had not withdrawn or been removed  
6 from the district under sub. (14), and who while employed by the county performed  
7 duties relating to the same or a substantially similar function for which the  
8 individual is offered employment by the district, with respect to that individual,  
9 recognize all years of service with the county for any benefit provided or program  
10 operated by the district for which an employee's years of service may affect the  
11 provision of the benefit or the operation of the program.

12           **SECTION 1061.** 46.2895 (8) (a) 4. of the statutes is amended to read:

13           46.2895 (8) (a) 4. If the county has not established its own retirement system  
14 for county employees, adopt a resolution that the ~~family~~ long-term care district be  
15 included within the provisions of the Wisconsin retirement system under s. 40.21 (1).  
16 In this resolution, the ~~family~~ long-term care district shall agree to recognize 100%  
17 of the prior creditable service of its employees earned by the employees while  
18 employed by the district.

19           **SECTION 1062.** 46.2895 (8) (b) (intro.) of the statutes is amended to read:

20           46.2895 (8) (b) (intro.) The county board of supervisors of ~~the area of~~  
21 ~~jurisdiction of the family~~ each county that creates a long-term care district shall do  
22 all of the following:

23           **SECTION 1063.** 46.2895 (8) (b) 1. of the statutes is amended to read:

1           46.2895 (8) (b) 1. If the county has established its own retirement system for  
2 county employees, provide that family long-term care district employees are eligible  
3 to participate in the county retirement system.

4           **SECTION 1064.** 46.2895 (8) (b) 2. of the statutes is repealed.

5           **SECTION 1065.** 46.2895 (8) (b) 2m. of the statutes is created to read:

6           46.2895 (8) (b) 2m. If the long-term care district employs any individual who  
7 was previously employed by the county, provide the individual health care coverage  
8 that is similar to the health care coverage that the county provided the individual  
9 when he or she was employed by the county.

10          **SECTION 1066.** 46.2895 (8) (b) 3. of the statutes is repealed.

11          **SECTION 1067.** 46.2895 (8) (c) of the statutes is created to read:

12          46.2895 (8) (c) A long-term care district and any county that created the  
13 district and has not withdrawn from or been removed from the district under sub.  
14 (14) may enter into an agreement allocating the costs of providing benefits described  
15 under this section between the district and the county.

16          **SECTION 1068.** 46.2895 (9) of the statutes is amended to read:

17          46.2895 (9) CONFIDENTIALITY OF RECORDS. No record, as defined in s. 19.32 (2),  
18 of a family long-term care district that contains personally identifiable information,  
19 as defined in s. 19.62 (5), concerning an individual who receives services from the  
20 family long-term care district may be disclosed by the family long-term care district  
21 without the individual's informed consent, except as required to comply with s.  
22 16.009 (2) (p) or 49.45 (4).

23          **SECTION 1069.** 46.2895 (10) of the statutes is amended to read:

24          46.2895 (10) EXCHANGE OF INFORMATION. Notwithstanding sub. (9) and ss.  
25 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7),

1 253.07 (3) (c) and 938.78 (2) (a), a family long-term care district acting under this  
2 section may exchange confidential information about a client, as defined in s.  
3 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c),  
4 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283 (7), 46.284 (7), 51.42 (3) (e) or  
5 51.437 (4r) (b) in the jurisdiction of the family long-term care district, if necessary  
6 to enable the family long-term care district to perform its duties or to coordinate  
7 the delivery of services to the client.

8 **SECTION 1070.** 46.2895 (11) of the statutes is amended to read:

9 46.2895 (11) OBLIGATIONS AND DEBTS, AND RESPONSIBILITIES NOT THOSE OF COUNTY.

10 The obligations and debts of ~~the family a~~ long-term care district are not the  
11 obligations or debts of ~~the~~ any county that created the ~~family care~~ district. If a  
12 long-term care district is obligated by statute or contract to provide or pay for  
13 services or benefits, no county is responsible for providing or paying for those services  
14 or benefits.

15 **SECTION 1071.** 46.2895 (12) of the statutes is amended to read:

16 46.2895 (12) ASSISTANCE TO FAMILY LONG-TERM CARE DISTRICT. From moneys in  
17 ~~the a~~ county treasury that are not appropriated to some other purpose, the county  
18 board of supervisors under sub. (1) (a) or the county boards of supervisors under sub.  
19 (1) (b) may appropriate moneys to ~~the family a~~ long-term care district that the county  
20 participated in creating as a gift or may lend moneys to the family long-term care  
21 district.

22 **SECTION 1072.** 46.2895 (13) (intro.), (a) and (b) of the statutes are consolidated,  
23 renumbered 46.2895 (13) and amended to read:

24 46.2895 (13) **DISSOLUTION.** (intro.) Subject to the performance of the  
25 contractual obligations of a family long-term care district and if first approved by the

1 secretary of the department, the family long-term care district may be dissolved by  
2 the joint action of the family long-term care district board and each county board of  
3 supervisors ~~under sub. (1) (a) or the county boards of supervisors under sub. (1) (b)~~  
4 or tribe or band that created the family long-term care district and has not  
5 withdrawn or been removed from the district under sub. (14). If the family a  
6 long-term care district that is created by one county or tribe or band is dissolved, the  
7 property of the district shall be transferred to the county board of supervisors or tribe  
8 or band that created the family care district ~~except as follows: it. (a) If the family a~~  
9 long-term care district ~~was is~~ created ~~under sub. (1) (b), by more than one county or~~  
10 tribe or band, all of the county boards of supervisors counties or tribes or bands that  
11 created the district and that have not withdrawn or been removed from the district  
12 under sub. (14) shall agree on the apportioning of the family long-term care district's  
13 property before the district may be dissolved. ~~(b) If the family long-term~~ care district  
14 operates a care management organization under s. 46.284, disposition of any  
15 remaining funds in the risk reserve under s. 46.284 (5) (e) shall be made under the  
16 terms of the district's contract with the department.

17 **SECTION 1073.** 46.2895 (14) of the statutes is created to read:

18 46.2895 (14) WITHDRAWAL OR REMOVAL OF A COUNTY OR TRIBE OR BAND. Subject  
19 to approval from the department, a long-term care district may establish conditions  
20 for a county or tribe or band that participated with one or more counties or tribes or  
21 bands in creating the district to withdraw from the district or for the district to  
22 remove the county or tribe or band from the district.

23 **SECTION 1073v.** 46.29 (1) (intro.) of the statutes is amended to read:

24 46.29 (1) (intro.) From the appropriation under s. 20.435 (6) (a), the  
25 department shall allocate ~~up to \$10,000~~ at least \$16,100 in each fiscal year for



1 operation of the council on physical disabilities. The council on physical disabilities  
2 shall do all of the following:

3 **SECTION 1076.** 46.30 (title) of the statutes is renumbered 49.265 (title).

4 **SECTION 1077.** 46.30 (1) of the statutes is renumbered 49.265 (1).

5 **SECTION 1078.** 46.30 (2) of the statutes is renumbered 49.265 (2).

6 **SECTION 1079.** 46.30 (3) (title) of the statutes is renumbered 49.265 (3) (title).

7 **SECTION 1080.** 46.30 (3) (a) (intro.) of the statutes is renumbered 49.265 (3) (a)  
8 (intro.).

9 **SECTION 1081.** 46.30 (3) (a) 1. of the statutes is renumbered 49.265 (3) (a) 1.

10 **SECTION 1082.** 46.30 (3) (a) 2. of the statutes is renumbered 49.265 (3) (a) 2.

11 **SECTION 1083.** 46.30 (3) (a) 3. of the statutes is renumbered 49.265 (3) (a) 3.

12 **SECTION 1084.** 46.30 (3) (a) 4. of the statutes is renumbered 49.265 (3) (a) 4.

13 **SECTION 1085.** 46.30 (3) (a) 5. of the statutes is renumbered 49.265 (3) (a) 5.

14 **SECTION 1086.** 46.30 (3) (a) 6. of the statutes is renumbered 49.265 (3) (a) 6.

15 **SECTION 1087.** 46.30 (3) (a) 7. of the statutes is renumbered 49.265 (3) (a) 7.

16 **SECTION 1088.** 46.30 (3) (a) 8. of the statutes is renumbered 49.265 (3) (a) 8. and  
17 amended to read:

18 49.265 (3) (a) 8. Appoint a representative or representatives to the citizen  
19 advisory committee under s. ~~46.031~~ 49.325 (3) (a), in order to participate in  
20 developing and implementing programs designed to serve the poor.

21 **SECTION 1089.** 46.30 (3) (b) of the statutes is renumbered 49.265 (3) (b).

22 **SECTION 1090.** 46.30 (4) (title) of the statutes is renumbered 49.265 (4) (title).

23 **SECTION 1091.** 46.30 (4) (a) of the statutes is renumbered 49.265 (4) (a) and  
24 amended to read:

1           49.265 (4) (a) The department shall distribute the federal community services  
2 block grant funds received under 42 USC 9903 and deposited in the appropriations  
3 under s. ~~20.435 (3)~~ 20.437 (1) (mc) and (md).

4           **SECTION 1092.** 46.30 (4) (b) of the statutes is renumbered 49.265 (4) (b).

5           **SECTION 1093.** 46.30 (4) (c) of the statutes is renumbered 49.265 (4) (c).

6           **SECTION 1094.** 46.30 (4) (d) of the statutes is renumbered 49.265 (4) (d).

7           **SECTION 1095.** 46.30 (5) of the statutes is renumbered 49.265 (5).

8           **SECTION 1096.** 46.40 (1) (a) of the statutes is amended to read:

9           46.40 (1) (a) Within the limits of available federal funds and of the  
10 appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds  
11 for community social, mental health, developmental disabilities, and alcohol and  
12 other drug abuse services and for services under ss. ~~46.51~~, 46.87, 46.985, and 51.421  
13 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 and to  
14 county aging units, as provided in subs. (2), (2m), and (7) to (9).

15           **SECTION 1097.** 46.40 (1) (b) of the statutes is renumbered 48.563 (1) (b) and  
16 amended to read:

17           48.563 (1) (b) Notwithstanding s. ~~46.49~~ 48.568, if the department receives any  
18 federal moneys under 42 USC 670 to 679a in reimbursement of moneys allocated  
19 under par. (a) for the provision of foster care, the department shall distribute those  
20 federal moneys for services and projects to assist children and families and for the  
21 purposes specified in s. ~~46.46~~ 48.567.

22           **SECTION 1098.** 46.40 (1) (c) of the statutes is renumbered 48.563 (1) (c) and  
23 amended to read:

24           48.563 (1) (c) The Milwaukee County department of social services shall report  
25 to the department in a manner specified by the department on all children under the

1 supervision of the Milwaukee County department of social services who are placed  
2 in foster homes and whose foster parents receive funding for child care from the  
3 amounts distributed under par. (a) so that the department may claim federal foster  
4 care and adoption assistance reimbursement under 42 USC 670 to 679a for the  
5 amounts expended by the Milwaukee County department of social services for the  
6 provision of child care for those children. Notwithstanding s. ~~46.49~~ 48.568, if the  
7 department receives any federal moneys under 42 USC 670 to 679a in  
8 reimbursement of the amounts expended by the Milwaukee County department of  
9 social services for the provision of child care for children in foster care in 1996 and  
10 1997, the department shall distribute those federal moneys to the Milwaukee County  
11 department of social services for the provision of child care for children in foster care.

12 **SECTION 1099.** 46.40 (1) (d) of the statutes is amended to read:

13 46.40 (1) (d) If the department of health and family services receives any  
14 federal moneys under 42 USC 1396 to 1396v in reimbursement of the cost of  
15 preventing out-of-home placements of children, the department of health and  
16 family services shall transfer those moneys to the department of children and  
17 families, and the department of children and families shall use those moneys as the  
18 first source of moneys used to meet the amount of the allocation under sub. s. 48.563  
19 (2) that is budgeted from federal funds.

20 **SECTION 1100.** 46.40 (2) of the statutes is amended to read:

21 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
22 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
23 more than ~~\$242,078,700~~ \$242,725,500 in each fiscal year.

24 **SECTION 1101.** 46.40 (2) of the statutes, as affected by 2007 Wisconsin Act ....

25 (this act), is amended to read:

1           46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under  
2 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not  
3 more than ~~\$242,725,500~~ \$176,068,400 in each fiscal year.

4           **SECTION 1101p.** 46.40 (2m) (b) of the statutes is amended to read:

5           46.40 (2m) (b) *Community mental health services.* For community mental  
6 health services under 42 USC 300x to 300x-9, the department shall distribute ~~not~~  
7 ~~more than~~ \$2,513,400 in each fiscal year.

8           **SECTION 1102.** 46.40 (3) of the statutes is renumbered 48.563 (3) and amended  
9 to read:

10           48.563 (3) TRIBAL CHILD CARE. For child care services under 42 USC 9858, the  
11 department shall distribute not more than \$412,800 in each fiscal year from the  
12 appropriation account under s. ~~20.435 (7)~~ 20.437 (1) (b) to federally recognized  
13 American Indian tribes or bands. A tribe or band that receives funding under this  
14 subsection shall use that funding to provide child care for an eligible child, as defined  
15 in 42 USC 9858n (4).

16           **SECTION 1103.** 46.40 (7m) of the statutes is renumbered 48.563 (7m) and  
17 amended to read:

18           48.563 (7m) ~~USE BY COUNTY OF COMMUNITY CHILDREN AND FAMILY AIDS FUNDS TO~~  
19 ~~PAY PRIVATE ATTORNEYS FOR CERTAIN PROCEEDINGS UNDER THE CHILDREN'S CODE.~~ Upon  
20 application by a county department under s. 46.215, 46.22, or 46.23 to the  
21 department for permission to use funds allocated to that county department under  
22 sub. (2) to employ private counsel for the purposes specified in this subsection and  
23 a determination by the department that use of funds for those purposes does not  
24 affect any federal grants or federal funding allocated under this section, the  
25 department and the county department shall execute a contract authorizing the

1 county department to expend, as agreed upon in the contract, funds allocated to that  
2 county department under sub. (2) to permit the county department to employ private  
3 counsel to represent the interests of the state or county in proceedings under ~~ch. 48~~  
4 this chapter relating to child abuse or neglect cases, unborn child abuse cases,  
5 ~~proceedings to terminate, termination of parental rights, and any ch. 48 cases or~~  
6 ~~proceedings involving the Indian child welfare act~~ Child Welfare Act, 25 USC 1901  
7 to 1963.

8 **SECTION 1104a.** 46.40 (9) (a) of the statutes is renumbered 46.40 (9) (ar) and  
9 amended to read:

10 46.40 (9) (ar) *Transfer to family care program and adult protective services*  
11 *allocation.* If a care management organization under s. 46.284 is available in a  
12 county, the department may ~~dispose of not more than 21.3% of the amount allocated~~  
13 ~~under sub. (2) to that county as follows; and, of the amount allocated under sub. (8),~~  
14 ~~may dispose of the lesser of up to 60% or the amount remaining after subtracting an~~  
15 amount necessary to maintain funding for recipients under sub. (8) who, on  
16 September 1, 2001, are ineligible for the family care benefit under s. 46.286, to that  
17 county, as follows:

18 1. By transferring a portion of ~~those amounts~~ that amount, as determined by  
19 the department, to the family care program to fund the services of resource centers  
20 under s. 46.283 (5) and the services of care management organizations under s.  
21 46.284 (4).

22 2. By transferring a portion of ~~those amounts~~ that amount, as determined by  
23 the department, to the county's adult protective services allocation under par. (b).

24 **SECTION 1104c.** 46.40 (9) (ag) of the statutes is created to read:

1           46.40 (9) (ag) *Adjustment for family care.* If a care management organization  
2 under s. 46.284 is available in a county and the county has under s. 46.281 (4) agreed  
3 to a reduction in its distribution under sub. (2), the department shall use the amount  
4 established under s. 46.281 (4) to fund the services of care management  
5 organizations under s. 46.284 (4).

6           **SECTION 1104g.** 46.40 (9) (b) of the statutes is amended to read:

7           46.40 (9) (b) *Adult protective services allocation.* For adult protective services,  
8 the department shall distribute the amounts transferred under par. (a) ~~(a)~~ (ar) 2. in each  
9 fiscal year.

10          **SECTION 1106.** 46.45 (2) (a) of the statutes is renumbered 48.565 (2) (a) and  
11 amended to read:

12          48.565 (2) (a) Subject to par. (am), if on December 31 of any year there remains  
13 unspent or unencumbered in the allocation under s. ~~46.40~~ 48.563 (2) an amount that  
14 exceeds the amount received under 42 USC 670 to 679a and allocated under s. ~~46.40~~  
15 48.563 (2) in that year, the department shall carry forward the excess moneys and  
16 distribute not less than 50% of the excess moneys to counties having a population of  
17 less than 500,000 that are making a good faith effort, as determined by the  
18 department, to comply with s. 46.22 (1) (c) 8. f. for services and projects to assist  
19 children and families, notwithstanding the percentage limit specified in sub. (3) ~~(a)~~.  
20 A county shall use not less than 50% of the moneys distributed to the county under  
21 this subsection for services for children who are at risk of abuse or neglect to prevent  
22 the need for child abuse and neglect intervention services, except that in the calendar  
23 year in which a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2  
24 calendar years after that calendar year the county may use 100% of the moneys  
25 distributed under this paragraph to reimburse the department for the costs of

1 achieving that compliance. If a county does not comply with s. 46.22 (1) (c) 8. f. before  
2 July 1, 2005, the department may recover any amounts distributed to that county  
3 under this paragraph after June 30, 2001, by billing the county or deducting from  
4 that county's allocation under s. ~~46.40~~ 48.563 (2). All moneys received by the  
5 department under this paragraph shall be credited to the appropriation account  
6 under s. ~~20.435 (3)~~ 20.437 (1) (j).

7 **SECTION 1107.** 46.45 (2) (am) of the statutes is renumbered 48.565 (2) (am) and  
8 amended to read:

9 48.565 (2) (am) If on December 31 of any year a county is not using the  
10 centralized unit contracted for under s. ~~46.03~~ 48.47 (7) (h) for determining whether  
11 the cost of providing care for a child is eligible for reimbursement under 42 USC 670  
12 to 679a, the department shall reduce that county's distribution under par. (a) by 50%.

13 **SECTION 1108.** 46.45 (2) (b) of the statutes is renumbered 48.565 (2) (b).

14 **SECTION 1109.** 46.45 (2) (c) of the statutes is renumbered 48.565 (2) (c) and  
15 amended to read:

16 48.565 (2) (c) The department shall credit to the appropriation account under  
17 s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) any moneys carried forward under par. (a), but not  
18 distributed to counties, and may expend those moneys as provided in s. ~~46.46~~ 48.567.

19 **SECTION 1110.** 46.45 (3) (a) of the statutes is amended to read:

20 46.45 (3) (a) Except as provided in par. (b), at the request of a county, tribal  
21 governing body, or private nonprofit organization, the department shall carry  
22 forward up to 3% of the total amount allocated to the county, tribal governing body,  
23 or nonprofit organization for a calendar year, not including the amount allocated to  
24 the county under s. 46.40 (7), which amount may be carried forward as provided in  
25 par. (c). All funds carried forward for a tribal governing body or nonprofit

1 organization, all federal child welfare funds under 42 USC 620 to 626, and all funds  
2 allocated under s. 46.40 (2m) carried forward for a county shall be used for the  
3 purpose for which the funds were originally allocated. Other funds carried forward  
4 under this paragraph may be used for any purpose under s. 20.435 (7) (b), except that  
5 a county may not use any funds carried forward under this paragraph for  
6 administrative or staff costs. An allocation of carried-forward funding under this  
7 paragraph does not affect a county's base allocations under s. 46.40 (2), (2m), (8), and  
8 (9).

9 **SECTION 1111.** 46.46 (1) of the statutes is amended to read:

10 46.46 (1) From the appropriation account under s. 20.435 (8) (mb), the  
11 department shall support costs that are exclusively related to the ongoing and  
12 recurring operational costs of augmenting the amount of moneys received under 42  
13 USC 670 to 679a, 42 USC 1395 to 1395ddd, and 42 USC 1396 to 1396v and to any  
14 other purpose provided for by the legislature by law or in budget determinations and  
15 shall distribute moneys to counties as provided in sub. (1g). In addition, the  
16 department may expend moneys from the appropriation account under s. 20.435 (8)  
17 (mb) as provided in ~~subs. (1m) and sub.~~ (2).

18 **SECTION 1112.** 46.46 (1m) of the statutes is renumbered 48.567 (1m) and  
19 amended to read:

20 48.567 (1m) In addition to expending moneys from the appropriation account  
21 under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) for the augmentation activities specified in  
22 sub. (1), the department may expend moneys received under 42 USC 1396 to 1396v  
23 in reimbursement of the cost of providing targeted case management services to  
24 children whose care is not eligible for reimbursement under 42 USC 670 to 679a and  
25 credited to the appropriation account under s. ~~20.435 (8) (mb)~~ 20.437 (3) (mp) to



1 support the counties' share of implementing the statewide automated child welfare  
2 information system under s. 46.22 (1) (c) 8. f. and to provide services to children and  
3 families under s. 48.48 (17).

4 **SECTION 1113.** 46.46 (2) of the statutes is amended to read:

5 46.46 (2) If the department proposes to use any moneys from the appropriation  
6 account under s. 20.435 (8) (mb) for any purpose other than the purposes specified  
7 in subs. (1), ~~(1g)~~, and ~~(1m)~~ and (1g), the department shall submit a plan for the  
8 proposed use of those moneys to the secretary of administration by September 1 of  
9 the fiscal year after the fiscal year in which those moneys were received. If the  
10 secretary of administration approves the plan, he or she shall submit the plan to the  
11 joint committee on finance by October 1 of the fiscal year after the fiscal year in which  
12 those moneys were received. If the cochairpersons of the committee do not notify the  
13 secretary of administration within 14 working days after the date of submittal of the  
14 plan that the committee has scheduled a meeting for the purpose of reviewing the  
15 plan, the department may implement the plan. If within 14 working days after the  
16 date of the submittal by the secretary of administration the cochairpersons of the  
17 committee notify him or her that the committee has scheduled a meeting for the  
18 purpose of reviewing the plan, the department may implement the plan only with the  
19 approval of the committee.

20 **SECTION 1114.** 46.48 (9) of the statutes is created to read:

21 46.48 (9) **QUALITY HOME CARE PROGRAM.** The department shall distribute at least  
22 \$167,000 in each fiscal year as a grant to an organization to provide services to  
23 consumers and providers of supportive home care and personal care.

24 **SECTION 1115.** 46.48 (11m) (b) of the statutes is amended to read:

1           46.48 **(11m)** (b) The department shall award not more than \$83,800 in fiscal  
2 year ~~2005-06~~ and not more than \$106,400 in fiscal year ~~2006-07~~ annually as a grant  
3 to an organization or a group of organizations to provide services for female prisoners  
4 and offenders from Milwaukee County and their children, if the prisoners or  
5 offenders have been convicted of nonviolent crimes.

6           **SECTION 1116e.** 46.48 (18) of the statutes is created to read:

7           46.48 **(18)** OUTREACH SERVICES. The department shall distribute \$84,000 in  
8 each fiscal year as grants to community organizations in southeastern and south  
9 central Wisconsin to provide outreach services relating to health, mental health,  
10 housing, assisted living, domestic violence, and other services.

11           **SECTION 1117.** 46.481 (intro.) of the statutes is renumbered 48.481 (intro.) and  
12 amended to read:

13           **48.481 Grants for children's community programs.** (intro.) From the  
14 appropriation under s. ~~20.435 (3)~~ 20.437 (1) (bc), the department shall distribute the  
15 following grants for children's community programs:

16           **SECTION 1118.** 46.481 (1) (title) of the statutes is renumbered 48.481 (1) (title).

17           **SECTION 1119.** 46.481 (1) (a) of the statutes is renumbered 48.481 (1) (a) and  
18 amended to read:

19           48.481 **(1)** (a) The department shall distribute \$497,200 in each fiscal year to  
20 counties for the purpose of supplementing payments for the care of an individual who  
21 attains age 18 after 1986 and who resided in a foster home, as defined in s. ~~48.02 (6)~~,  
22 or a treatment foster home, as defined in s. ~~48.02 (17q)~~, for at least 2 years  
23 immediately prior to attaining age 18 and, for at least 2 years, received exceptional  
24 foster care or treatment foster care payments in order to avoid institutionalization,  
25 as provided under rules promulgated by the department, so that the individual may

1 live in a family home or other noninstitutional situation after attaining age 18. No  
2 county may use funds provided under this paragraph to replace funds previously  
3 used by the county for this purpose.

4 **SECTION 1120.** 46.481 (1) (b) of the statutes is renumbered 48.481 (1) (b).

5 **SECTION 1121.** 46.481 (3) of the statutes is renumbered 48.481 (3).

6 **SECTION 1122.** 46.485 (2g) (intro.) of the statutes is amended to read:

7 46.485 (**2g**) (intro.) From the appropriation ~~accounts~~ account under s. 20.435  
8 (4) (b) ~~and (gp)~~, the department may in each fiscal year transfer funds to the  
9 appropriation under s. 20.435 (7) (kb) for distribution under this section and from the  
10 appropriation account under s. 20.435 (7) (mb) the department ~~may not~~ shall  
11 distribute ~~more than~~ \$1,330,500 in each fiscal year to applying counties in this state  
12 that meet all of the following requirements, as determined by the department:

13 **SECTION 1123.** 46.485 (3g) of the statutes is amended to read:

14 46.485 (**3g**) The amount that the department may transfer under sub. (2g) for  
15 counties may not exceed the estimated state share of payments under s. 49.45, 49.46  
16 ~~or, 49.47, or 49.471~~ for mental health care and treatment that is provided in inpatient  
17 facilities for children with severe emotional disturbances.

18 **SECTION 1124.** 46.49 (title) of the statutes is amended to read:

19 **46.49 (title) Allocation of federal funds for community aids and child**  
20 **welfare.**

21 **SECTION 1125.** 46.49 (1) of the statutes is amended to read:

22 46.49 (**1**) ~~Subject to s. 46.40 (1) (b) and (c), if~~ If the department receives  
23 unanticipated federal community mental health services block grant funds under 42  
24 USC 300x to 300x-9, or federal prevention and treatment of substance abuse block  
25 grant funds under 42 USC 300x-21 to 300x-35, ~~or foster care and adoption~~

1 assistance payments under ~~42 USC 670 to 679a~~ and it if the department proposes to  
2 allocate the unanticipated funds so that an allocation limit in s. 46.40 is exceeded,  
3 the department shall submit a plan for the proposed allocation to the secretary of  
4 administration. If the secretary of administration approves the plan, he or she shall  
5 submit it to the joint committee on finance. If the cochairpersons of the committee  
6 do not notify the secretary of administration that the committee has scheduled a  
7 meeting for the purpose of reviewing the plan within 14 working days after the date  
8 of his or her submittal, the department may implement the plan, notwithstanding  
9 any allocation limits under s. 46.40. If within 14 working days after the date of the  
10 submittal by the secretary of administration the cochairpersons of the committee  
11 notify him or her that the committee has scheduled a meeting for the purpose of  
12 reviewing the plan, the department may implement the plan, notwithstanding s.  
13 46.40, only with the approval of the committee.

14 **SECTION 1125m.** 46.495 (1) (d) of the statutes is amended to read:

15 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
16 department shall distribute the funding for social services, including funding for  
17 foster care, treatment foster care, or subsidized guardianship care of a child on whose  
18 behalf aid is received under s. 46.261, to county departments under ss. 46.215, 46.22,  
19 and 46.23 as provided under s. 46.40. County matching funds are required for the  
20 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
21 distribution under s. 46.40 (2) shall be specified in a schedule established annually  
22 by the department of health and family services. Each county's required match for  
23 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
24 distributions under s. 46.40 (8) for that year for which matching funds are required  
25 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for

1 juvenile delinquency-related services from its distribution for 1987. Each county's  
2 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of  
3 that county's amounts described in s. 46.40 (9) (a) ~~(ar)~~ (intro.) for that year. Matching  
4 funds may be from county tax levies, federal and state revenue sharing funds, or  
5 private donations to the county that meet the requirements specified in s. 51.423 (5).  
6 Private donations may not exceed 25% of the total county match. If the county match  
7 is less than the amount required to generate the full amount of state and federal  
8 funds distributed for this period, the decrease in the amount of state and federal  
9 funds equals the difference between the required and the actual amount of county  
10 matching funds.

11 **SECTION 1126.** 46.495 (1) (d) of the statutes, as affected by 2007 Wisconsin Act  
12 .... (this act), is amended to read:

13 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the  
14 department shall distribute the funding for social services, ~~including funding for~~  
15 ~~foster care, treatment foster care, or subsidized guardianship care of a child on whose~~  
16 ~~behalf aid is received under s. 46.261,~~ to county departments under ss. 46.215, 46.22,  
17 and 46.23 as provided under s. 46.40. County matching funds are required for the  
18 distributions under s. 46.40 (2), (8), and (9) (b). Each county's required match for the  
19 distribution under s. 46.40 (2) shall be specified in a schedule established annually  
20 by the department of ~~health and family services~~. Each county's required match for  
21 the distribution under s. 46.40 (8) for a year equals 9.89% of the total of the county's  
22 distributions under s. 46.40 (8) for that year for which matching funds are required  
23 plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for  
24 juvenile delinquency-related services from its distribution for 1987. Each county's  
25 required match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of

1 that county's amounts described in s. 46.40 (9) (ar) (intro.) for that year. Matching  
2 funds may be from county tax levies, federal and state revenue sharing funds, or  
3 private donations to the county that meet the requirements specified in s. 51.423 (5).  
4 Private donations may not exceed 25% of the total county match. If the county match  
5 is less than the amount required to generate the full amount of state and federal  
6 funds distributed for this period, the decrease in the amount of state and federal  
7 funds equals the difference between the required and the actual amount of county  
8 matching funds.

9 **SECTION 1127.** 46.51 (title) of the statutes is renumbered 48.986 (title).

10 **SECTION 1128.** 46.51 (1) of the statutes is renumbered 48.986 (1) and amended  
11 to read:

12 48.986 (1) From the amounts distributed under s. ~~46.40~~ 48.563 (1) for services  
13 for children and families, the department shall distribute funds to eligible counties  
14 for services related to child abuse and neglect and to unborn child abuse, including  
15 child abuse and neglect and unborn child abuse prevention, investigation, and  
16 treatment.

17 **SECTION 1129.** 46.51 (3) of the statutes is renumbered 48.986 (3).

18 **SECTION 1130.** 46.51 (4) of the statutes is renumbered 48.986 (4).

19 **SECTION 1131.** 46.51 (5) of the statutes is renumbered 48.986 (5).

20 **SECTION 1132.** 46.513 of the statutes is repealed.

21 **SECTION 1133.** 46.515 (title) of the statutes is renumbered 48.983 (title).

22 **SECTION 1134.** 46.515 (1) (intro.) of the statutes is renumbered 48.983 (1)  
23 (intro.).

24 **SECTION 1135.** 46.515 (1) (a) of the statutes is repealed.

1           **SECTION 1136.** 46.515 (1) (b) (intro.) of the statutes is renumbered 48.983 (1)  
2 (b) (intro.).

3           **SECTION 1137.** 46.515 (1) (b) 1. (intro.) of the statutes is renumbered 48.983 (1)  
4 (b) 1. (intro.).

5           **SECTION 1138.** 46.515 (1) (b) 1. a. of the statutes is renumbered 48.983 (1) (b)  
6 1. a.

7           **SECTION 1139.** 46.515 (1) (b) 1. b. of the statutes is renumbered 48.983 (1) (b)  
8 1. b.

9           **SECTION 1140.** 46.515 (1) (b) 1. c. of the statutes is renumbered 48.983 (1) (b)  
10 1. c. and amended to read:

11           48.983 (1) (b) 1. c. A family that includes a person who has contacted a county  
12 department, ~~as defined in s. 48.02 (2g),~~ or an Indian tribe that has been awarded a  
13 grant under this section or, in a county having a population of 500,000 or more that  
14 has been awarded a grant under this section, the department or a licensed child  
15 welfare agency under contract with the department requesting assistance to prevent  
16 abuse or neglect of a child in the person's family and with respect to which an  
17 individual responding to the request has determined that all of the conditions in  
18 subd. 2. exist.

19           **SECTION 1141.** 46.515 (1) (b) 2. of the statutes is renumbered 48.983 (1) (b) 2.

20           **SECTION 1142.** 46.515 (1) (c) of the statutes is repealed.

21           **SECTION 1143.** 46.515 (1) (cm) of the statutes is renumbered 48.983 (1) (cm).

22           **SECTION 1144.** 46.515 (1) (d) of the statutes is renumbered 48.983 (1) (d).

23           **SECTION 1145.** 46.515 (1) (e) of the statutes is renumbered 48.983 (1) (e).

24           **SECTION 1146.** 46.515 (1) (f) of the statutes is renumbered 48.983 (1) (f).

25           **SECTION 1147.** 46.515 (1) (g) of the statutes is renumbered 48.983 (1) (g).

1           **SECTION 1148.** 46.515 (1) (h) of the statutes is renumbered 48.983 (1) (h).

2           **SECTION 1149.** 46.515 (1) (i) of the statutes is renumbered 48.983 (1) (i).

3           **SECTION 1150.** 46.515 (1) (j) of the statutes is renumbered 48.983 (1) (j).

4           **SECTION 1151.** 46.515 (2) of the statutes is renumbered 48.983 (2) and amended  
5 to read:

6           48.983 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected  
7 by the department under sub. (5) to participate in the program under this section,  
8 the department shall award, from the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
9 (ab), a grant annually to be used only for the purposes specified in sub. (4) (a) and  
10 (am). The minimum amount of a grant is \$10,000. The department shall determine  
11 the amount of a grant awarded to a county, other than a county with a population of  
12 500,000 or more, or Indian tribe in excess of the minimum amount based on the  
13 number of births that are funded by medical assistance under subch. IV of ch. 49 in  
14 that county or the reservation of that Indian tribe in proportion to the number of  
15 births that are funded by medical assistance under subch. IV of ch. 49 in all of the  
16 counties and the reservations of all of the Indian tribes to which grants are awarded  
17 under this section. The department shall determine the amount of a grant awarded  
18 to a county with a population of 500,000 or more in excess of the minimum amount  
19 based on 60% of the number of births that are funded by medical assistance under  
20 subch. IV of ch. 49 in that county in proportion to the number of births that are  
21 funded by medical assistance under subch. IV of ch. 49 in all of the counties and the  
22 reservations of all of the Indian tribes to which grants are awarded under this  
23 section.

24           **SECTION 1152.** 46.515 (3) of the statutes is renumbered 48.983 (3).

25           **SECTION 1153.** 46.515 (4) of the statutes is renumbered 48.983 (4).



1           **SECTION 1154.** 46.515 (5) of the statutes is renumbered 48.983 (5) and amended  
2 to read:

3           48.983 **(5)** SELECTION OF COUNTIES AND INDIAN TRIBES. The department shall  
4 provide competitive application procedures for selecting counties and Indian tribes  
5 for participation in the program under this section. The department shall establish  
6 a method for ranking applicants for selection based on the quality of their  
7 applications. In ranking the applications submitted by counties, the department  
8 shall give favorable consideration to a county that has indicated under sub. (6) (d)  
9 2. that it is willing to use a portion of any moneys distributed to the county under s.  
10 ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
11 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
12 that is a case and that has explained under sub. (6) (d) 2. how the county plans to use  
13 that portion of those moneys to promote the provision of those services for the case  
14 by using a wraparound process so as to provide those services in a flexible,  
15 comprehensive and individualized manner in order to reduce the necessity for  
16 court-ordered services. The department shall also provide application requirements  
17 and procedures for the renewal of a grant awarded under this section. The  
18 application procedures and the renewal application requirements and procedures  
19 shall be clear and understandable to the applicants. The department need not  
20 promulgate as rules under ch. 227 the application procedures, the renewal  
21 application requirements or procedures or the method for ranking applicants  
22 established under this subsection.

23           **SECTION 1155.** 46.515 (6) (intro.) of the statutes is renumbered 48.983 (6)  
24 (intro.).

25           **SECTION 1156.** 46.515 (6) (a) of the statutes is renumbered 48.983 (6) (a).

1           **SECTION 1157.** 46.515 (6) (b) of the statutes is renumbered 48.983 (6) (b).

2           **SECTION 1158.** 46.515 (6) (c) of the statutes is renumbered 48.983 (6) (c).

3           **SECTION 1159.** 46.515 (6) (d) (title) of the statutes is renumbered 48.983 (6) (d)  
4 (title).

5           **SECTION 1160.** 46.515 (6) (d) 1. of the statutes is renumbered 48.983 (6) (d) 1.

6           **SECTION 1161.** 46.515 (6) (d) 2. of the statutes is renumbered 48.983 (6) (d) 2.  
7 and amended to read:

8           48.983 (6) (d) 2. The applicant indicates in the grant application whether the  
9 applicant is willing to use a portion of any moneys distributed to the applicant under  
10 s. ~~46.45~~ 48.565 (2) (a) to provide case management services to a medical assistance  
11 beneficiary under s. 49.45 (25) (am) 9. who is a case or who is a member of a family  
12 that is a case. If the applicant is so willing, the applicant shall explain how the  
13 applicant plans to use that portion of those moneys to promote the provision of those  
14 services for the case by using a wraparound process so as to provide those services  
15 in a flexible, comprehensive and individualized manner in order to reduce the  
16 necessity for court-ordered services.

17           **SECTION 1162.** 46.515 (6) (e) of the statutes is renumbered 48.983 (6) (e).

18           **SECTION 1163.** 46.515 (6g) of the statutes is renumbered 48.983 (6g).

19           **SECTION 1164.** 46.515 (6m) of the statutes is renumbered 48.983 (6m) and  
20 amended to read:

21           48.983 (6m) NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT.  
22 If a person who is providing services under a home visitation program under sub. (4)  
23 (b) 1. determines that he or she is required or permitted to make a report under s.  
24 48.981 (2) about a child in a family to which the person is providing those services,  
25 the person shall, prior to making the report under s. 48.981 (2), make a reasonable

1 effort to notify the child's parent that a report under s. 48.981 (2) will be made and  
2 to encourage the parent to contact a county department ~~under s. 46.22 or 46.23~~ to  
3 request assistance. The notification requirements under this subsection do not affect  
4 the reporting requirements under s. 48.981 (2).

5 **SECTION 1165.** 46.515 (6r) of the statutes is renumbered 48.983 (6r).

6 **SECTION 1166.** 46.515 (7) of the statutes is renumbered 48.983 (7).

7 **SECTION 1167.** 46.515 (8) of the statutes is renumbered 48.983 (8).

8 **SECTION 1167n.** 46.54 of the statutes is amended to read:

9 **46.54 Consumer and family self-help and peer-support programs.**

10 From the appropriation under s. 20.435 (7) (md), the department ~~may not~~ shall  
11 distribute ~~more than~~ \$874,000 in each fiscal year to increase support for mental  
12 health family support projects, employment projects operated by consumers of  
13 mental health services, mental health crisis intervention and drop-in projects, and  
14 public mental health information activities.

15 **SECTION 1168.** 46.75 (title) of the statutes is renumbered 49.171 (title).

16 **SECTION 1169.** 46.75 (1) of the statutes is renumbered 49.171 (1).

17 **SECTION 1170.** 46.75 (2) (title) of the statutes is renumbered 49.171 (2) (title).

18 **SECTION 1171.** 46.75 (2) (a) of the statutes is renumbered 49.171 (2) (a) and  
19 amended to read:

20 49.171 (2) (a) From the appropriation under s. ~~20.435 (5)~~ 20.437 (2) (dn), the  
21 department shall award grants to agencies to operate food distribution programs  
22 that qualify for participation in the emergency food assistance program under P.L.  
23 98-8, as amended.

24 **SECTION 1172.** 46.75 (2) (b) of the statutes is renumbered 49.171 (2) (b).

25 **SECTION 1173.** 46.75 (3) of the statutes is renumbered 49.171 (3).

1           **SECTION 1174.** 46.76 (intro.) of the statutes is renumbered 49.172 (intro.).

2           **SECTION 1175.** 46.76 (1) of the statutes is renumbered 49.172 (1).

3           **SECTION 1176.** 46.76 (2) of the statutes is renumbered 49.172 (2).

4           **SECTION 1176d.** 46.76 (4) of the statutes is renumbered 49.172 (4).

5           **SECTION 1176f.** 46.76 (5) of the statutes is renumbered 49.172 (5).

6           **SECTION 1179.** 46.766 of the statutes is repealed.

7           **SECTION 1180.** 46.77 of the statutes is renumbered 49.1715 and amended to  
8 read:

9           **49.1715 Food distribution administration.** From the appropriation under  
10 s. ~~20.435 (5)~~ 20.437 (2) (dn), the department shall allocate funds to eligible recipient  
11 agencies, as defined in the emergency food assistance act, P.L. 98–8, section 201A,  
12 as amended, for the storage, transportation, and distribution of commodities  
13 provided under the hunger prevention act of 1988, P.L. 100–435, as amended.

14           **SECTION 1181.** 46.95 (title) of the statutes is renumbered 49.165 (title).

15           **SECTION 1182.** 46.95 (1) of the statutes is renumbered 49.165 (1).

16           **SECTION 1183.** 46.95 (2) (title) of the statutes is renumbered 49.165 (2) (title).

17           **SECTION 1185.** 46.95 (2) (a) of the statutes is renumbered 49.165 (2) (a) and  
18 amended to read:

19           49.165 (2) (a) The secretary shall make grants from the ~~appropriations~~  
20 appropriation accounts under s. ~~20.435 (3)~~ 20.437 (1) (cd) and (hh) to organizations  
21 for the provision of any of the services specified in sub. (1) (d). Grants may be made  
22 to organizations which have provided those domestic abuse services in the past or to  
23 organizations which propose to provide those services in the future. No grant may  
24 be made to fund services for child or unborn child abuse or abuse of elderly persons.

25           **SECTION 1186.** 46.95 (2) (b) of the statutes is renumbered 49.165 (2) (b).

1           **SECTION 1187.** 46.95 (2) (c) of the statutes is renumbered 49.165 (2) (c).

2           **SECTION 1188.** 46.95 (2) (d) of the statutes is renumbered 49.165 (2) (d).

3           **SECTION 1189.** 46.95 (2) (e) of the statutes is renumbered 49.165 (2) (e).

4           **SECTION 1190.** 46.95 (2) (f) (intro.) of the statutes is renumbered 49.165 (2) (f)  
5 (intro.) and amended to read:

6           49.165 (2) (f) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cd)  
7 and (hh), the department shall do all of the following:

8           **SECTION 1191.** 46.95 (2) (f) 1. of the statutes is renumbered 49.165 (2) (f) 1.

9           **SECTION 1192.** 46.95 (2) (f) 5. of the statutes is renumbered 49.165 (2) (f) 5.

10          **SECTION 1193.** 46.95 (2) (f) 6. of the statutes is renumbered 49.165 (2) (f) 6.

11          **SECTION 1194.** 46.95 (2) (f) 7. of the statutes is renumbered 49.165 (2) (f) 7.

12          **SECTION 1195.** 46.95 (2) (f) 8. of the statutes is renumbered 49.165 (2) (f) 8.

13          **SECTION 1196.** 46.95 (2) (f) 9. of the statutes is renumbered 49.165 (2) (f) 9.

14          **SECTION 1197.** 46.95 (2) (f) 10. of the statutes is renumbered 49.165 (2) (f) 10.

15          **SECTION 1198.** 46.95 (2m) of the statutes is renumbered 49.165 (2m).

16          **SECTION 1199.** 46.95 (3) of the statutes is renumbered 49.165 (3).

17          **SECTION 1200.** 46.95 (4) of the statutes is renumbered 49.165 (4).

18          **SECTION 1201.** 46.976 of the statutes is repealed.

19          **SECTION 1202.** 46.985 (2) (a) 2. of the statutes is repealed.

20          **SECTION 1203.** 46.985 (2) (f) of the statutes is created to read:

21           46.985 (2) (f) Establish criteria for priority of services that take into account  
22 urgency of need, statewide consistency, developmental impact on eligible children,  
23 and other factors, so as to ensure that available funds are used consistently and  
24 effectively.

25          **SECTION 1204.** 46.99 (title) of the statutes is renumbered 48.545 (title).

1           **SECTION 1205.** 46.99 (1) of the statutes is renumbered 48.545 (1).

2           **SECTION 1206.** 46.99 (2) (title) of the statutes is renumbered 48.545 (2) (title).

3           **SECTION 1207.** 46.99 (2) (a) (intro.) of the statutes is renumbered 48.545 (2) (a)  
4 (intro.) and amended to read:

5           48.545 (2) (a) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (eg)  
6 and (nL), the department shall distribute \$2,125,200 in each fiscal year to applying  
7 nonprofit corporations and public agencies operating in a county having a population  
8 of 500,000 or more and \$1,199,300 in each fiscal year to applying county departments  
9 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county  
10 having a population of 500,000 or more to provide programs to accomplish all of the  
11 following:

12           **SECTION 1208.** 46.99 (2) (a) 1. of the statutes is renumbered 48.545 (2) (a) 1.

13           **SECTION 1209.** 46.99 (2) (a) 2. of the statutes is renumbered 48.545 (2) (a) 2.

14           **SECTION 1210.** 46.99 (2) (a) 3. of the statutes is renumbered 48.545 (2) (a) 3.

15           **SECTION 1211.** 46.99 (2) (a) 4. of the statutes is renumbered 48.545 (2) (a) 4.

16           **SECTION 1212.** 46.99 (2) (a) 5. of the statutes is renumbered 48.545 (2) (a) 5.

17           **SECTION 1213.** 46.99 (2) (b) of the statutes is renumbered 48.545 (2) (b).

18           **SECTION 1214.** 46.99 (3) of the statutes is renumbered 48.545 (3).

19           **SECTION 1215.** 46.995 (title) of the statutes is renumbered 48.487 (title).

20           **SECTION 1216.** 46.995 (1m) of the statutes is renumbered 48.487 (1m) and  
21 amended to read:

22           48.487 (1m) TRIBAL ADOLESCENT SERVICES ALLOCATION. From the appropriation  
23 account under s. ~~20.435 (3)~~ 20.437 (1) (eg), the department may allocate \$210,000 in  
24 each fiscal year to provide the grants specified in subs. (2), (3) (b), and (4m) (b).

25           **SECTION 1217.** 46.995 (2) of the statutes is renumbered 48.487 (2).

1           **SECTION 1218.** 46.995 (3) of the statutes is renumbered 48.487 (3).

2           **SECTION 1219.** 46.995 (4m) of the statutes is renumbered 48.487 (4m).

3           **SECTION 1220.** 46.997 (title) of the statutes is renumbered 48.647 (title).

4           **SECTION 1221.** 46.997 (1) of the statutes is renumbered 48.647 (1).

5           **SECTION 1222.** 46.997 (2) (title) of the statutes is renumbered 48.647 (2) (title).

6           **SECTION 1223.** 46.997 (2) (a) of the statutes is renumbered 48.647 (2) (a) and  
7 amended to read:

8           48.647 (2) (a) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (f), the  
9 department shall distribute not more than \$0 in each fiscal year as grants to private  
10 agencies to provide 2nd-chance homes and related services to eligible persons who  
11 are placed under s. 48.63 (5) in 2nd-chance homes operated by those private  
12 agencies. A private agency that is awarded a grant under this paragraph may use  
13 the amount awarded under the grant to provide care and maintenance to eligible  
14 persons who are placed under s. 48.63 (5) in a 2nd-chance home operated by the  
15 private agency; provide services, including the services specified in sub. (3), to  
16 eligible persons who currently are or formerly were placed under s. 48.63 (5) in the  
17 2nd-chance home, to the children and families of those eligible persons, and to the  
18 noncustodial parents of the children of those eligible persons; and, in the first year  
19 of the grant period, pay for the start-up costs, other than capital costs, of the private  
20 agency's program funded under this paragraph.

21           **SECTION 1224.** 46.997 (2) (b) of the statutes is renumbered 48.647 (2) (b) and  
22 amended to read:

23           48.647 (2) (b) The department of ~~health and family services~~ shall award the  
24 grants under par. (a) on a competitive basis and according to request-for-proposal  
25 procedures that the department of ~~health and family services~~ shall prescribe in

1 consultation with ~~the department of workforce development~~, local health  
2 departments, as defined in s. 250.01 (4), and other providers of services to eligible  
3 persons. Those request-for-proposal procedures shall include a requirement that  
4 a private agency that applies for a grant under par. (a) include in its grant application  
5 proof that the private agency has the cultural competency to provide services under  
6 the grant to persons and families in the various cultures in the private agency's  
7 target population and that cultural competency is incorporated in the private  
8 agency's policies, administration, and practices. In awarding the grants under par.  
9 (a), ~~the department of health and family services~~ shall consider the need for those  
10 grants to be distributed both on a statewide basis and in the areas of the state with  
11 the greatest need for 2nd-chance homes and the need to provide placements for  
12 children who are voluntarily placed in a 2nd-chance home as well as for children who  
13 are placed in a 2nd-chance home by court order.

14 **SECTION 1225.** 46.997 (2) (c) of the statutes is renumbered 48.647 (2) (c).

15 **SECTION 1226.** 46.997 (2) (d) of the statutes is renumbered 48.647 (2) (d).

16 **SECTION 1227.** 46.997 (2) (e) of the statutes is renumbered 48.647 (2) (e).

17 **SECTION 1228.** 46.997 (3) of the statutes is renumbered 48.647 (3).

18 **SECTION 1229.** 46.997 (4) of the statutes is renumbered 48.647 (4) and amended  
19 to read:

20 48.647 (4) EVALUATION. From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
21 (f), the department shall conduct or shall select an evaluator to conduct an evaluation  
22 of the grant program under this section and, by June 1 of the 3rd calendar year  
23 beginning after the year in which the first grant under this section is awarded, shall  
24 submit a report on that evaluation to the governor and to the appropriate standing  
25 committees under s. 13.172 (3). The evaluation shall measure the economic



1 self-sufficiency, parenting skills, independent living skills, and life choice  
2 decision-making skills of the eligible persons who received services under the  
3 program and any other criteria that the department determines to be appropriate for  
4 evaluation.

5 **SECTION 1230.** 48.01 (1) (h) of the statutes is created to read:

6 48.01 (1) (h) To provide a just and humane program of services to nonmarital  
7 children, children and unborn children in need of protection or services, and the  
8 expectant mothers of those unborn children; to avoid duplication and waste of effort  
9 and money on the part of public and private agencies; and to coordinate and integrate  
10 a program of services to children and families.

11 **SECTION 1231.** 48.02 (4) of the statutes is amended to read:

12 48.02 (4) "Department" means the department of ~~health and family services~~  
13 children and families.

14 **SECTION 1232.** 48.02 (16) of the statutes is created to read:

15 48.02 (16) "Secretary" means the secretary of children and families.

16 **SECTION 1233.** 48.06 (4) of the statutes is amended to read:

17 48.06 (4) STATE AID. State aid to any county for court services under this section  
18 shall be at the same net effective rate that each county is reimbursed for county  
19 administration under s. ~~46.495~~ 48.569. Counties having a population of less than  
20 500,000 may use funds received under s. ~~46.495~~ 48.569 (1) (d), including county or  
21 federal revenue sharing funds allocated to match funds received under s. ~~46.495~~  
22 48.569 (1) (d), for the cost of providing court attached intake services in amounts not  
23 to exceed 50% of the cost of providing court attached intake services or \$30,000 per  
24 county per calendar year, whichever is less.

1           **SECTION 1234.** 48.21 (5) (b) 1. of the statutes is renumbered 48.21 (5) (b) 1. a.  
2 and amended to read:

3           48.21 (5) (b) 1. a. A finding that continued placement of the child in his or her  
4 home would be contrary to the welfare of the child. ~~Unless the judge or circuit court~~  
5 ~~commissioner finds that any of the circumstances specified in s. 48.355 (2d) (b) 1. to~~  
6 ~~5. applies, the order shall in addition include a-~~

7           b. A finding as to whether the person who took the child into custody and the  
8 intake worker have made reasonable efforts to prevent the removal of the child from  
9 the home, while assuring that the child’s health and safety are the paramount  
10 concerns, and a ~~unless the judge or circuit court commissioner finds that any of the~~  
11 circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies.

12           c. A finding as to whether the person who took the child into custody and the  
13 intake worker have made reasonable efforts to make it possible for the child to return  
14 safely home or, if,

15           1m. If for good cause shown sufficient information is not available for the judge  
16 or circuit court commissioner to make a finding as to whether those reasonable  
17 efforts were made to prevent the removal of the child from the home, while assuring  
18 that the child’s health and safety are the paramount concerns, a finding as to  
19 whether those reasonable efforts were made to make it possible for the child to return  
20 safely home and an order for the county department, department, in a county having  
21 a population of 500,000 or more, or agency primarily responsible for providing  
22 services to the child under the custody order to file with the court sufficient  
23 information for the judge or circuit court commissioner to make a finding as to  
24 whether those reasonable efforts were made to prevent the removal of the child from

1 the home by no later than 5 days, excluding Saturdays, Sundays, and legal holidays,  
2 after the date of on which the order is granted.

3 **SECTION 1235.** 48.21 (5) (b) 1. d. of the statutes is created to read:

4 48.21 (5) (b) 1. d. If the child is under the supervision of the county department  
5 or, in a county having a population of 500,000 or more, the department, an order  
6 ordering the child into the placement and care responsibility of the county  
7 department or department as required under 42 USC 672 (a) (2) and assigning the  
8 county department or department primary responsibility for providing services to  
9 the child.

10 **SECTION 1236.** 48.21 (5) (c) of the statutes is amended to read:

11 48.21 (5) (c) The judge or circuit court commissioner shall make the findings  
12 specified in par. (b) 1., 1m., and 3. on a case-by-case basis based on circumstances  
13 specific to the child and shall document or reference the specific information on  
14 which those findings are based in the custody order. A custody order that merely  
15 references par. (b) 1., 1m., or 3. without documenting or referencing that specific  
16 information in the custody order or an amended custody order that retroactively  
17 corrects an earlier custody order that does not comply with this paragraph is not  
18 sufficient to comply with this paragraph.

19 **SECTION 1237.** 48.235 (4) (b) of the statutes is amended to read:

20 48.235 (4) (b) The court shall order the agency identified under s. ~~48.355 (2) (b)~~  
21 ~~1.~~ 48.33 (1) (c) as primarily responsible for the provision of services to notify the  
22 guardian ad litem, if any, regarding actions to be taken under par. (a).

23 **SECTION 1238.** 48.235 (4m) (b) of the statutes is amended to read:

1           48.235 **(4m)** (b) The court shall order the agency identified under s. 48.355 ~~(2)~~  
2           ~~(b) 1. 48.33 (1) (c)~~ as primarily responsible for the provision of services to notify the  
3           guardian ad litem, if any, regarding actions to be taken under par. (a).

4           **SECTION 1239.** 48.275 (2) (d) 2. of the statutes is amended to read:

5           48.275 **(2)** (d) 2. In a county having a population of 500,000 or more,  
6           reimbursement payments shall be made to the clerk of courts of the county where the  
7           proceedings took place. Each payment shall be transmitted to the secretary of  
8           administration, who shall deposit the amount paid in the general fund and credit  
9           25% of the amount paid to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
10          (gx) and the remainder to the appropriation account under s. 20.550 (1) (L).

11          **SECTION 1240.** 48.30 (6) (b) of the statutes is amended to read:

12          48.30 **(6)** (b) If it appears to the court that disposition of the case may include  
13          placement of the child outside the child's home, the court shall order the child's  
14          parent to provide a statement of income, assets, debts, and living expenses to the  
15          court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
16          date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
17          court shall provide, without charge, to any parent ordered to provide a statement of  
18          income, assets, debts, and living expenses a document setting forth the percentage  
19          standard established by the department of ~~workforce development~~ under s. 49.22 (9)  
20          and the manner of its application established by the department of ~~health and family~~  
21          services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
22          consider under s. ~~46.10~~ 49.345 (14) (c).

23          **SECTION 1241.** 48.31 (7) (b) of the statutes is amended to read:

24          48.31 **(7)** (b) If it appears to the court that disposition of the case may include  
25          placement of the child outside the child's home, the court shall order the child's

1 parent to provide a statement of income, assets, debts, and living expenses to the  
2 court or the designated agency under s. 48.33 (1) at least 5 days before the scheduled  
3 date of the dispositional hearing or as otherwise ordered by the court. The clerk of  
4 court shall provide, without charge, to any parent ordered to provide a statement of  
5 income, assets, debts, and living expenses a document setting forth the percentage  
6 standard established by the department of workforce development under s. 49.22 (9)  
7 and the manner of its application established by the department of health and family  
8 services under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
9 consider under s. ~~46.10~~ 49.345 (14) (c).

10 **SECTION 1242.** 48.315 (2m) (a) 1. of the statutes is amended to read:

11 48.315 (**2m**) (a) 1. The court making an initial finding under s. 48.21 (5) (b) 1.  
12 or 1m., 48.355 (2) (b) 6., or 48.357 (2v) (a) 1. that reasonable efforts have been made  
13 to prevent the removal of the child from the home, while assuring that the child's  
14 health and safety are the paramount concerns, or an initial finding under s. 48.21  
15 (5) (b) 3., 48.355 (2) (b) 6r., or 48.357 (2v) (a) 3. that those efforts were not required  
16 to be made because a circumstance specified in s. 48.355 (2d) (b) 1. to 5. applies, more  
17 than 60 days after the date on which the child was removed from the home.

18 **SECTION 1243.** 48.32 (1) (b) 1. of the statutes is renumbered 48.32 (1) (b) 1.  
19 (intro.) and amended to read:

20 48.32 (**1**) (b) 1. (intro.) If at the time the consent decree is entered into the child  
21 is placed outside the home under a voluntary agreement under s. 48.63 or is  
22 otherwise living outside the home without a court order and if the consent decree  
23 maintains the child in that placement or other living arrangement, the consent  
24 decree shall include ~~a-~~ all of the following:

1           a. A finding that placement of the child in his or her home would be contrary  
2 to the welfare of the child,~~a.~~

3           b. A finding as to whether the county department, the department, in a county  
4 having a population of 500,000 or more, or the agency primarily responsible for  
5 providing services to the child has made reasonable efforts to prevent the removal  
6 of the child from the home, while assuring that the child’s health and safety are the  
7 paramount concerns, unless the judge or circuit court commissioner finds that any  
8 of the circumstances specified in s. 48.355 (2d) (b) 1. to 5. applies,~~and a.~~

9           c. A finding as to whether the county department, department, or agency has  
10 made reasonable efforts to achieve the goal of the child’s permanency plan, unless  
11 return of the child to the home is the goal of the permanency plan and the judge or  
12 circuit court commissioner finds that any of the circumstances specified in s. 48.355  
13 (2d) (b) 1. to 5. applies.

14           **SECTION 1244.** 48.32 (1) (b) 1. d. of the statutes is created to read:

15           48.32 (1) (b) 1. d. If the child’s placement or other living arrangement is under  
16 the supervision of the county department or, in a county having a population of  
17 500,000 or more, the department, an order ordering the child into the placement and  
18 care responsibility of the county department or department as required under 42  
19 USC 672 (a) (2) and assigning the county department or department primary  
20 responsibility for providing services to the child.

21           **SECTION 1245.** 48.33 (4m) (intro.) of the statutes is amended to read:

22           48.33 (4m) SUPPORT RECOMMENDATIONS; INFORMATION TO PARENTS. (intro.) In  
23 making a recommendation for an amount of child support under sub. (4), the agency  
24 shall consider the factors that the court considers under s. ~~46.10~~ 49.345 (14) (c) for

1 deviation from the percentage standard. Prior to the dispositional hearing under s.  
2 48.335, the agency shall provide the child's parent with all of the following:

3 **SECTION 1246.** 48.33 (4m) (b) of the statutes is amended to read:

4 48.33 (**4m**) (b) A written explanation of how the parent may request that the  
5 court modify the amount of child support under s. ~~46.10~~ 49.345 (14) (c).

6 **SECTION 1247.** 48.335 (3g) of the statutes is renumbered 48.335 (3g) (intro.) and  
7 amended to read:

8 48.335 (**3g**) (intro.) At hearings under this section, if the agency, as defined in  
9 s. 48.38 (1) (a), is recommending placement of the child in a foster home, treatment  
10 foster home, group home, or residential care center for children and youth or in the  
11 home of a relative other than a parent, the agency shall present as evidence specific  
12 information showing that all of the following:

13 (a) That continued placement of the child in his or her home would be contrary  
14 to the welfare of the child, ~~specific information showing that.~~

15 (b) That the county department, the department, in a county having a  
16 population of 500,000 or more, or the agency primarily responsible for providing  
17 services to the child has made reasonable efforts to prevent the removal of the child  
18 from the home, while assuring that the child's health and safety are the paramount  
19 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
20 applies, ~~and specific information showing that.~~

21 (c) That the county department, department, or agency has made reasonable  
22 efforts to achieve the goal of the child's permanency plan, unless return of the child  
23 to the home is the goal of the permanency plan and any of the circumstances specified  
24 in s. 48.355 (2d) (b) 1. to 5. applies.

25 **SECTION 1248.** 48.355 (2) (b) 1. of the statutes is amended to read:

1           48.355 (2) (b) 1. The specific services ~~or continuum of services~~ to be provided  
2 to the child and family, to the child expectant mother and family, or to the adult  
3 expectant mother, ~~the identity of the agencies which are to be primarily responsible~~  
4 ~~for the provision of the services ordered by the judge, the identity of the person or~~  
5 ~~agency who will provide case management or coordination of services, if any, and, if~~  
6 custody of the child is to be transferred to effect the treatment plan, the identity of  
7 the legal custodian.

8           **SECTION 1249.** 48.355 (2) (b) 6g. of the statutes is created to read:

9           48.355 (2) (b) 6g. If the child is placed outside the home under the supervision  
10 of the county department or, in a county having a population of 500,000 or more, the  
11 department, an order ordering the child into the placement and care responsibility  
12 of the county department or department as required under 42 USC 672 (a) (2) and  
13 assigning the county department or department primary responsibility for providing  
14 services to the child.

15           **SECTION 1250.** 48.357 (1) (am) 3. of the statutes is amended to read:

16           48.357 (1) (am) 3. If the court changes the child's placement from a placement  
17 outside the home to another placement outside the home, the change in placement  
18 order shall contain ~~one of the statements~~ the applicable order specified in sub. (2v)  
19 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

20           **SECTION 1251.** 48.357 (1) (c) 3. of the statutes is amended to read:

21           48.357 (1) (c) 3. If the court changes the child's placement from a placement in  
22 the child's home to a placement outside the child's home, the change in placement  
23 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements~~ the  
24 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
25 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances



1 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
2 determination specified in sub. (2v) (a) 3.

3 **SECTION 1252.** 48.357 (2m) (c) of the statutes is amended to read:

4 48.357 (2m) (c) If the court changes the child's placement from a placement in  
5 the child's home to a placement outside the child's home, the change in placement  
6 order shall contain the findings specified in sub. (2v) (a) 1., ~~one of the statements~~ the  
7 applicable order specified in sub. (2v) (a) 1m., the applicable statement specified in  
8 sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
9 specified in s. 48.355 (2d) (b) 1. to 5. applies with respect to a parent, the  
10 determination specified in sub. (2v) (a) 3. If the court changes the child's placement  
11 from a placement outside the home to another placement outside the home, the  
12 change in placement order shall contain the applicable order specified in sub. (2v)  
13 (a) 1m. and the applicable statement specified in sub. (2v) (a) 2.

14 **SECTION 1253.** 48.357 (2v) (a) 1m. of the statutes is created to read:

15 48.357 (2v) (a) 1m. If the change in placement order changes the placement of  
16 a child who is under the supervision of the county department or, in a county having  
17 a population of 500,000 or more, the department to a placement outside the child's  
18 home, whether from a placement in the home or from another placement outside the  
19 home, an order ordering the child into, or to be continued in, the placement and care  
20 responsibility of the county department or department as required under 42 USC  
21 672 (a) (2) and assigning the county department or department primary  
22 responsibility, or continued primary responsibility, for providing services to the  
23 child.

24 **SECTION 1254.** 48.357 (5m) (a) of the statutes is amended to read:

1           48.357 (5m) (a) If a proposed change in placement changes a child’s placement  
2 from a placement in the child’s home to a placement outside the child’s home, the  
3 court shall order the child’s parent to provide a statement of income, assets, debts  
4 and living expenses to the court or the person or agency primarily responsible for  
5 implementing the dispositional order by a date specified by the court. The clerk of  
6 court shall provide, without charge, to any parent ordered to provide a statement of  
7 income, assets, debts, and living expenses a document setting forth the percentage  
8 standard established by the department of ~~workforce development~~ under s. 49.22 (9)  
9 and the manner of its application established by the department of ~~health and family~~  
10 ~~services~~ under s. ~~46.247~~ 49.345 (14) (g) and listing the factors that a court may  
11 consider under s. ~~46.10~~ 49.345 (14) (c). If the child is placed outside the child’s home,  
12 the court shall determine the liability of the parent in the manner provided in s. ~~46.10~~  
13 49.345 (14).

14           **SECTION 1255.** 48.36 (1) (a) of the statutes is amended to read:

15           48.36 (1) (a) If legal custody is transferred from the parent or guardian or the  
16 court otherwise designates an alternative placement for the child by a disposition  
17 made under s. 48.345 or by a change in placement under s. 48.357, the duty of the  
18 parent or guardian or, in the case of a transfer of guardianship and custody under  
19 s. 48.839 (4), the duty of the former guardian to provide support shall continue even  
20 though the legal custodian or the placement designee may provide the support. A  
21 copy of the order transferring custody or designating alternative placement for the  
22 child shall be submitted to the agency or person receiving custody or placement and  
23 the agency or person may apply to the court for an order to compel the parent or  
24 guardian to provide the support. Support payments for residential services, when  
25 purchased or otherwise funded or provided by the department or a county

1 department under ~~s. 46.22, 46.23, 51.42 or 51.437~~, shall be determined under s. 46.10  
2 49.345 (14). Support payments for residential services, when purchased or otherwise  
3 funded by the department of health and family services or a county department  
4 under s. 51.42 or 51.437, shall be determined under s. 46.10 (14).

5 **SECTION 1256.** 48.36 (1) (b) of the statutes is amended to read:

6 48.36 (1) (b) In determining the amount of support under par. (a), the court may  
7 consider all relevant financial information or other information relevant to the  
8 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
9 department of ~~workforce development~~ or the county child support agency under s.  
10 59.53 (5). If the court has insufficient information with which to determine the  
11 amount of support, the court shall order the child's parent to furnish a statement of  
12 income, assets, debts, and living expenses, if the parent has not already done so, to  
13 the court within 10 days after the court's order transferring custody or designating  
14 an alternative placement is entered or at such other time as ordered by the court.

15 **SECTION 1257.** 48.36 (2) of the statutes is amended to read:

16 48.36 (2) If an expectant mother or a child whose legal custody has not been  
17 taken from a parent or guardian is given educational and social services, or medical,  
18 psychological or psychiatric treatment by order of the court, the cost of those services  
19 or that treatment, if ordered by the court, shall be a charge upon the county in a  
20 county having a population of less than 500,000 or the department in a county having  
21 a population of 500,000 or more. This section does not prevent recovery of reasonable  
22 contribution toward the costs from the parent or guardian of the child or from an  
23 adult expectant mother as the court may order based on the ability of the parent,  
24 guardian or adult expectant mother to pay. This subsection shall be subject to s.  
25 ~~46.03 (18)~~ 49.32 (1).

1           **SECTION 1258.** 48.361 (2) (c) of the statutes is amended to read:

2           48.361 (2) (c) Payment for alcohol and other drug abuse services by a county  
3 department under this section does not prohibit the county department from  
4 contracting with another county department or approved treatment facility for the  
5 provision of alcohol and other drug abuse services. Payment by the county under this  
6 section does not prevent recovery of reasonable contribution toward the costs of the  
7 court-ordered alcohol and other drug abuse services from the parent or adult  
8 expectant mother which is based upon the ability of the parent or adult expectant  
9 mother to pay. This subsection is subject to s. ~~46.03 (18)~~ 49.32 (1).

10           **SECTION 1259.** 48.362 (4) (c) of the statutes is amended to read:

11           48.362 (4) (c) A county department that pays for court-ordered special  
12 treatment or care under par. (a) may recover from the parent or adult expectant  
13 mother, based on the ability of the parent or adult expectant mother to pay, a  
14 reasonable contribution toward the costs of the court-ordered special treatment or  
15 care. This paragraph is subject to s. ~~46.03 (18)~~ 49.32 (1).

16           **SECTION 1260.** 48.363 (1) (c) of the statutes is amended to read:

17           48.363 (1) (c) If the proposed revision is for a change in the amount of child  
18 support to be paid by a parent, the court shall order the child's parent to provide a  
19 statement of income, assets, debts and living expenses to the court and the person  
20 or agency primarily responsible for implementing the dispositional order by a date  
21 specified by the court. The clerk of court shall provide, without charge, to any parent  
22 ordered to provide a statement of income, assets, debts, and living expenses a  
23 document setting forth the percentage standard established by the department of  
24 ~~workforce development~~ under s. 49.22 (9) and the manner of its application  
25 established by the department of ~~health and family services~~ under s. ~~46.247~~ 49.345

1     (14) (g) and listing the factors that a court may consider under s. ~~46.10~~ 49.345 (14)  
2     (c).

3             **SECTION 1261.** 48.363 (2) of the statutes is amended to read:

4             48.363 (2) If the court revises a dispositional order with respect to the amount  
5     of child support to be paid by a parent for the care and maintenance of the parent's  
6     minor child who has been placed by a court order under this chapter in a residential,  
7     nonmedical facility, the court shall determine the liability of the parent in the  
8     manner provided in s. ~~46.10~~ 49.345 (14).

9             **SECTION 1262.** 48.38 (2) (intro.) of the statutes is amended to read:

10            48.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),  
11     for each child living in a foster home, treatment foster home, group home, residential  
12     care center for children and youth, juvenile detention facility, or shelter care facility,  
13     the agency that placed the child or arranged the placement or the agency assigned  
14     primary responsibility for providing services to the child under s. 48.355 (2) (b) 6g,  
15     shall prepare a written permanency plan, if any of the following conditions exists,  
16     and, for each child living in the home of a relative other than a parent, that agency  
17     shall prepare a written permanency plan, if any of the conditions specified in pars.  
18     (a) to (e) exists:

19            **SECTION 1263.** 48.417 (2) (c) of the statutes is amended to read:

20            48.417 (2) (c) The agency primarily responsible for providing services to the  
21     ~~child and the family~~ under a court order, if required under s. 48.355 (2) (b) 6. to make  
22     reasonable efforts to make it possible for the child to return safely to his or her home,  
23     has not provided to the family of the child, consistent with the time period in the  
24     child's permanency plan, the services necessary for the safe return of the child to his  
25     or her home.

1           **SECTION 1264.** 48.425 (1) (c) of the statutes is amended to read:

2           48.425 (1) (c) If the child has been previously adjudicated to be in need of  
3 protection and services, a statement of the steps the agency or person responsible for  
4 provision of services has taken to remedy the conditions responsible for court  
5 intervention and the parent’s response to and cooperation with these services. If the  
6 child has been removed from the home, the report ~~should~~ shall also include a  
7 statement of the reasons why the child cannot be returned safely to the family; and  
8 the steps the person or agency has taken to effect this return. If a permanency plan  
9 has previously been prepared for the child, the report shall also include specific  
10 information showing that the agency primarily responsible for providing services to  
11 the child has made reasonable efforts to achieve the goal of the child’s permanency  
12 plan.

13           **SECTION 1265.** 48.43 (1) (am) of the statutes is created to read:

14           48.43 (1) (am) If the department or a county department receives guardianship  
15 or custody of the child under par. (a), an order ordering the child into the placement  
16 and care responsibility of the department or county department as required under  
17 42 USC 672 (a) (2) and assigning the department or county department primary  
18 responsibility for providing services to the child.

19           **SECTION 1266.** 48.43 (1) (cm) of the statutes is created to read:

20           48.43 (1) (cm) If a permanency plan has previously been prepared for the child,  
21 a finding as to whether the agency primarily responsible for providing services to the  
22 child has made reasonable efforts to achieve the goal of the child’s permanency plan.  
23 The court shall make the findings specified in this paragraph on a case-by-case basis  
24 based on circumstances specific to the child and shall document or reference the  
25 specific information on which those findings are based in the order. An order that

1 merely references this paragraph without documenting or referencing that specific  
2 information in the order or an amended order that retroactively corrects an earlier  
3 order that does not comply with this paragraph is not sufficient to comply with this  
4 paragraph.

5 **SECTION 1267.** Subchapter XI (title) of chapter 48 [precedes 48.468] of the  
6 statutes is amended to read:

7 **CHAPTER 48**

8 **SUBCHAPTER XI**

9 **PURPOSE, DUTIES, AND AUTHORITY**

10 **OF DEPARTMENT**

11 **SECTION 1267g.** 48.468 of the statutes is created to read:

12 **48.468 Purpose of department.** The purpose of the department is to focus  
13 on integrating the child welfare, child care, and child support services provided in  
14 this state and the services provided under the Wisconsin Works program and on  
15 increasing collaboration and efficiency in providing those services.

16 **SECTION 1268.** 48.47 (intro.) of the statutes is created to read:

17 **48.47 Duties of department.** (intro.) The department shall do all of the  
18 following:

19 **SECTION 1269.** 48.47 (3) of the statutes is created to read:

20 **48.47 (3) TRUSTEE DUTY.** When ordered by the court, act as trustee of funds paid  
21 for the support of any child if appointed by the court or a circuit court commissioner  
22 under s. 767.82 (7).

23 **SECTION 1270.** 48.47 (4) of the statutes is created to read:

24 **48.47 (4) EDUCATION AND PREVENTION.** Develop and maintain education and  
25 prevention programs that the department considers to be proper.

1           **SECTION 1271.** 48.47 (7) (title) of the statutes is created to read:

2           48.47 (7) (title) CHILDREN AND YOUTH.

3           **SECTION 1272.** 48.48 (2b) of the statutes is created to read:

4           48.48 (2b) To accept gifts, grants, or donations of money or of property from  
5 private sources to be administered by the department for the execution of its  
6 functions. All moneys so received shall be paid into the general fund and may be  
7 appropriated from that fund as provided in s. 20.437 (1) (i).

8           **SECTION 1273.** 48.48 (4) of the statutes is created to read:

9           48.48 (4) In order to discharge more effectively its responsibilities under this  
10 chapter and other relevant provisions of the statutes, to study causes and methods  
11 of prevention and treatment of problems among children and families and related  
12 social problems. The department may utilize all powers provided by the statutes,  
13 including the authority to accept grants of money or property from federal, state, or  
14 private sources, and enlist the cooperation of other appropriate agencies and state  
15 departments.

16           **SECTION 1274.** 48.48 (12) (a) of the statutes is amended to read:

17           48.48 (12) (a) To enter into an agreement to assist in the cost of care of a child  
18 after legal adoption when the department has determined that such assistance is  
19 necessary to assure the child's adoption. Agreements under this paragraph shall be  
20 made in accordance with s. 48.975. Payments shall be made from the appropriation  
21 under s. ~~20.435 (3)~~ 20.437 (1) (dd).

22           **SECTION 1275.** 48.48 (17) (am) of the statutes is created to read:

23           48.48 (17) (am) The requirement of statewide uniformity with respect to the  
24 organization and governance of human services does not apply to the administration  
25 of child welfare services under par. (a).



1           **SECTION 1276.** 48.48 (17) (c) (intro.) of the statutes is amended to read:

2           48.48 (17) (c) (intro.) From the appropriations under s. ~~20.435 (3)~~ 20.437 (1)  
3           (cx), (gx), (kw), and (mx), the department may provide funding for the maintenance  
4           of any child who meets all of the following criteria:

5           **SECTION 1277.** 48.48 (17) (c) 3. of the statutes is amended to read:

6           48.48 (17) (c) 3. Received funding under s. 20.437 (1) (cx) or 48.569 (1) (d) or  
7           under s. 20.435 (3) (cx), 2005 stats., or 46.495 (1) (d), 2005 stats., immediately prior  
8           to his or her 18th birthday.

9           **SECTION 1278.** 48.48 (17) (d) of the statutes is amended to read:

10          48.48 (17) (d) The funding provided for the maintenance of a child under par.  
11          (c) shall be in an amount equal to that which the child would receive under s. ~~20.435~~  
12          ~~(3)~~ 20.437 (1) (cx), (gx), (kw), and (mx) or ~~46.495~~ 48.569 (1) (d) if the child were 17  
13          years of age.

14          **SECTION 1279.** 48.48 (18) of the statutes is created to read:

15          48.48 (18) To contract with public or voluntary agencies or others for the  
16          following purposes:

17           (a) To purchase in full or in part care and services that the department is  
18           authorized by any statute to provide as an alternative to providing that care and  
19           those services itself.

20           (b) To purchase or provide in full or in part the care and services that county  
21           agencies may provide or purchase under any statute and to sell to county agencies  
22           such portions of that care and those services as the county agency may desire to  
23           purchase.

24           (d) To sell services, under contract, that the department is authorized to  
25           provide by statute, to any federally recognized tribal governing body.

1           **SECTION 1283.** 48.547 (2) of the statutes is amended to read:

2           48.547 (2) DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
3 under s. ~~20.435 (7)~~ 20.437 (1) (mb) that is available for the program, the department  
4 shall select counties to participate in the program. Unless a county department of  
5 human services has been established under s. 46.23 in the county that is seeking to  
6 implement a program, the application submitted to the department shall be a joint  
7 application by the county department that provides social services and the county  
8 department established under s. 51.42 or 51.437. The department shall select  
9 counties in accordance with the request for proposal procedures established by the  
10 department. The department shall give a preference to county applications that  
11 include a plan for case management.

12           **SECTION 1284g.** 48.55 (1) of the statutes is amended to read:

13           48.55 (1) The department shall establish a state adoption information  
14 exchange for the purpose of finding adoptive homes for children with special needs  
15 who do not have permanent homes and a state adoption center for the purposes of  
16 increasing public knowledge of adoption and promoting to adolescents and pregnant  
17 women the availability of adoption services. From the appropriation under s. ~~20.435~~  
18 ~~(3)~~ 20.437 (1) (dg), the department may provide not more than \$163,700 in fiscal year  
19 ~~2001-02 and not more than~~ \$171,300 in each fiscal year thereafter as grants to  
20 individuals and private agencies to provide adoption information exchange services  
21 and to operate the state adoption center.

22           **SECTION 1285.** 48.561 (3) (a) 1. of the statutes is amended to read:

23           48.561 (3) (a) 1. Through a reduction of \$37,209,200 from the amount amounts  
24 distributed to that county under s. ss. 46.40 (2) and 48.563 (2) in each state fiscal year.

25           **SECTION 1286.** 48.561 (3) (b) of the statutes is amended to read:

1           48.561 **(3)** (b) The department of administration shall collect the amount  
2 specified in par. (a) 3. from a county having a population of 500,000 or more by  
3 deducting all or part of that amount from any state payment due that county under  
4 s. 79.03, 79.04, 79.058, 79.06, or 79.08. The department of administration shall  
5 notify the department of revenue, by September 15 of each year, of the amount to be  
6 deducted from the state payments due under s. 79.03, 79.04, 79.058, 79.06, or 79.08.  
7 The department of administration shall credit all amounts collected under this  
8 paragraph to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kw) and shall  
9 notify the county from which those amounts are collected of that collection. The  
10 department may not expend any moneys from the appropriation account under s.  
11 ~~20.435 (3)~~ 20.437 (1) (cx) for providing services to children and families under s. 48.48  
12 (17) until the amounts in the appropriation account under s. ~~20.435 (3)~~ 20.437 (1)  
13 (kw) are exhausted.

14           **SECTION 1287.** 48.563 of the statutes is created to read:

15           **48.563 Children and family aids funding. (1) DISTRIBUTION LIMITS.** (a)  
16 Within the limits of available federal funds and of the appropriations under s. 20.437  
17 (1) (b) and (o), the department shall distribute funds for children and family services  
18 to county departments as provided in subs. (2), (3), and (7m) and s. 48.986.

19           (d) If the department receives from the department of health and family  
20 services under s. 46.40 (1) (d) any federal moneys under 42 USC 1396 to 1396v in  
21 reimbursement of the cost of preventing out-of-home placements of children, the  
22 department shall use those moneys as the first source of moneys used to meet the  
23 amount of the allocation under sub. (2) that is budgeted from federal funds.

24           **(2) BASIC COUNTY ALLOCATION.** For children and family services under s. 48.569  
25 (1) (d), the department shall distribute not more than \$67,756,000 in each fiscal year.

1           **(14m)** COUNTY CHILDREN AND FAMILY AIDS BUDGETS. Before December 1 of each  
2 year, each county department and each tribal governing body shall submit to the  
3 department a proposed budget for the expenditure of funds allocated under this  
4 section, distributed under s. 48.565 (2) (a), or carried forward under s. 48.565 (3). The  
5 proposed budget shall be submitted on a form developed by the department and  
6 approved by the department of administration.

7           **SECTION 1288.** 48.565 of the statutes is created to read:

8           **48.565 Carry-over of children and family aids funds.** Funds allocated by  
9 the department under s. 48.569 (1) (d) but not spent or encumbered by counties,  
10 governing bodies of federally recognized American Indian tribes, or private nonprofit  
11 organizations by December 31 of each year and funds recovered under s. 48.569 (2)  
12 (b) and deposited into the appropriation account under s. 20.437 (1) (b) lapse to the  
13 general fund on the succeeding January 1 unless carried forward to the next calendar  
14 year under s. 20.437 (1) (b) or as follows:

15           **(3)** At the request of a county, tribal governing body, or private nonprofit  
16 organization, the department shall carry forward up to 3 percent of the total amount  
17 allocated to the county, tribal governing body, or nonprofit organization for a  
18 calendar year. All funds carried forward for a tribal governing body or nonprofit  
19 organization and all federal child welfare funds under 42 USC 620 to 626 carried  
20 forward for a county shall be used for the purpose for which the funds were originally  
21 allocated. Other funds carried forward under this subsection may be used for any  
22 purpose under s. 20.437 (1) (b), except that a county may not use any funds carried  
23 forward under this subsection for administrative or staff costs. An allocation of  
24 carried-forward funding under this subsection does not affect a county's base  
25 allocation under s. 48.563 (2).

1           **(6)** The department may carry forward 10 percent of any funds specified in sub.  
2           (3) that are not carried forward under sub. (3) for emergencies, for justifiable unit  
3           services costs above planned levels, and for increased costs due to population shifts.  
4           An allocation of carried-forward funding under this subsection does not affect a  
5           county's base allocation under s. 48.563 (2).

6           **SECTION 1289.** 48.567 of the statutes is created to read:

7           **48.567 Expenditure of income augmentation services receipts. (1)**

8           From the appropriation account under s. 20.437 (3) (mp), the department shall  
9           support costs that are exclusively related to the ongoing and recurring operational  
10          costs of augmenting the amount of moneys received under 42 USC 670 to 679a and  
11          to any other purpose provided for by the legislature by law or in budget  
12          determinations. In addition, the department may expend moneys from the  
13          appropriation account under s. 20.437 (3) (mp) as provided in subs. (1m) and (2).

14          **(2)** If the department proposes to use any moneys from the appropriation  
15          account under s. 20.437 (3) (mp) for any purpose other than the purposes specified  
16          in subs. (1) and (1m), the department shall submit a plan for the proposed use of those  
17          moneys to the secretary of administration by September 1 of the fiscal year after the  
18          fiscal year in which those moneys were received. If the secretary of administration  
19          approves the plan, he or she shall submit the plan to the joint committee on finance  
20          by October 1 of the fiscal year after the fiscal year in which those moneys were  
21          received. If the cochairpersons of the committee do not notify the secretary of  
22          administration within 14 working days after the date of submittal of the plan that  
23          the committee has scheduled a meeting for the purpose of reviewing the plan, the  
24          department may implement the plan. If within 14 working days after the date of the  
25          submittal by the secretary of administration the cochairpersons of the committee

1 notify him or her that the committee has scheduled a meeting for the purpose of  
2 reviewing the plan, the department may implement the plan only with the approval  
3 of the committee.

4 **SECTION 1290.** 48.568 of the statutes is created to read:

5 **48.568 Allocation of federal funds for children and family aids and**  
6 **child welfare.** Subject to s. 48.563 (1) (b) and (c), if the department receives  
7 unanticipated federal foster care and adoption assistance payments under 42 USC  
8 670 to 679a and it proposes to allocate the unanticipated funds so that an allocation  
9 limit in s. 48.563 is exceeded, the department shall submit a plan for the proposed  
10 allocation to the secretary of administration. If the secretary of administration  
11 approves the plan, he or she shall submit it to the joint committee on finance. If the  
12 cochairpersons of the committee do not notify the secretary of administration that  
13 the committee has scheduled a meeting for the purpose of reviewing the plan within  
14 14 working days after the date of his or her submittal, the department may  
15 implement the plan, notwithstanding any allocation limits under s. 48.563. If within  
16 14 working days after the date of the submittal by the secretary of administration  
17 the cochairpersons of the committee notify him or her that the committee has  
18 scheduled a meeting for the purpose of reviewing the plan, the department may  
19 implement the plan, notwithstanding s. 48.563, only with the approval of the  
20 committee.

21 **SECTION 1291.** 48.569 of the statutes is created to read:

22 **48.569 Distribution of children and family aids funds to counties. (1)**  
23 (am) The department shall reimburse each county from the appropriations under  
24 s. 20.437 (1) (b) and (o) for children and family services as approved by the  
25 department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

1 (d) From the appropriations under s. 20.437 (1) (b) and (o), the department shall  
2 distribute the funding for children and family services, including funding for foster  
3 care, treatment foster care, or subsidized guardianship care of a child on whose  
4 behalf aid is received under s. 48.645 to county departments as provided under s.  
5 48.563. County matching funds are required for the distribution under s. 48.563 (2).  
6 Each county's required match for the distribution under s. 48.563 (2) shall be  
7 specified in a schedule established annually by the department. Matching funds  
8 may be from county tax levies, federal and state revenue sharing funds, or private  
9 donations to the county that meet the requirements specified in sub. (1m). Private  
10 donations may not exceed 25 percent of the total county match. If the county match  
11 is less than the amount required to generate the full amount of state and federal  
12 funds distributed for this period, the decrease in the amount of state and federal  
13 funds equals the difference between the required and the actual amount of county  
14 matching funds.

15 (dc) The department shall prorate the amount allocated to any county  
16 department under par. (d) to reflect actual federal funds available.

17 (f) 1. If any state matching funds allocated under par. (d) to match county funds  
18 are not claimed, the funds shall be redistributed for the purposes the department  
19 designates.

20 2. The county allocation to match aid increases shall be included in the contract  
21 under s. 49.325 (2g), and approved by January 1 of the year for which funds are  
22 allocated, in order to generate state aid matching funds. All funds allocated under  
23 par. (d) shall be included in the contract under s. 49.325 (2g) and approved.

24 **(1m)** (a) A private donation to a county may be used to match the state  
25 grant-in-aid under sub. (1) (d) only if the donation is both of the following:

1           1. Donated to a county department and the donation is under the  
2 administrative control of that county department.

3           2. Donated without restrictions as to use, unless the restrictions specify that  
4 the donation be used for a particular service and the donor neither sponsors nor  
5 operates the service.

6           (b) Voluntary federated fund-raising organizations are not sponsors or  
7 operators of services within the meaning of par. (a) 2. Any member agency of such  
8 an organization that sponsors or operates services is considered to be an autonomous  
9 entity separate from the organization unless the board membership of the  
10 organization and the agency interlock.

11           **(2)** (a) The county treasurer and each director of a county department shall  
12 monthly certify under oath to the department, in the manner the department  
13 prescribes, the claim of the county for state reimbursement under this section, and  
14 if the department approves the claim it shall certify to the department of  
15 administration for reimbursement to the county for amounts due under this section  
16 and payment claimed to be made to the counties monthly. The department may make  
17 advance payments prior to the beginning of each month equal to one-twelfth of the  
18 contracted amount.

19           (b) To facilitate prompt reimbursement, the certificate of the department may  
20 be based on the certified statements of the county officers filed under par. (a). Funds  
21 recovered from audit adjustments from a prior fiscal year may be included in  
22 subsequent certifications only to pay counties owed funds as a result of any audit  
23 adjustment. By September 30 of each year the department shall submit a report to  
24 the appropriate standing committees under s. 13.172 (3) on funds recovered and paid  
25 out during the previous calendar year as a result of audit adjustments.



1           **SECTION 1292.** 48.57 (1) (g) of the statutes is amended to read:

2           48.57 (1) (g) Upon request of the department of health and family services or  
3 the department of corrections, to provide service for any child or expectant mother  
4 of an unborn child in the care of those departments.

5           **SECTION 1293.** 48.57 (3) (a) 3. (intro.) of the statutes is amended to read:

6           48.57 (3) (a) 3. (intro.) Received funding under s. 48.569 (1) (d) or under s.  
7 46.495 (1) (d), 2005 stats., immediately prior to his or her 18th birthday; and

8           **SECTION 1294.** 48.57 (3) (b) of the statutes is amended to read:

9           48.57 (3) (b) The funding provided for the maintenance of a child under par. (a)  
10 shall be in an amount equal to that which the child would receive under s. ~~46.495~~  
11 48.569 (1) (d) if the child were 17 years of age.

12           **SECTION 1295.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

13           48.57 (3m) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
14 (kc), the department shall reimburse counties having populations of less than  
15 500,000 for payments made under this subsection and shall make payments under  
16 this subsection in a county having a population of 500,000 or more. A county  
17 department and, in a county having a population of 500,000 or more, the department  
18 shall make payments in the amount of \$215 per month to a kinship care relative who  
19 is providing care and maintenance for a child if all of the following conditions are met:

20           **SECTION 1296.** 48.57 (3m) (e) of the statutes is amended to read:

21           48.57 (3m) (e) The department shall determine whether the child is eligible  
22 for medical assistance under ss. 49.43 to ~~49.47~~ 49.471.

23           **SECTION 1297.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

24           48.57 (3n) (am) (intro.) From the appropriation under s. ~~20.435 (3)~~ 20.437 (1)  
25 (kc), the department shall reimburse counties having populations of less than

1 500,000 for payments made under this subsection and shall make payments under  
2 this subsection in a county having a population of 500,000 or more. A county  
3 department and, in a county having a population of 500,000 or more, the department  
4 shall make monthly payments for each child in the amount specified in sub. (3m)  
5 (am) (intro.) to a long-term kinship care relative who is providing care and  
6 maintenance for that child if all of the following conditions are met:

7 **SECTION 1298.** 48.57 (3n) (e) of the statutes is amended to read:

8 48.57 (3n) (e) The department shall determine whether the child is eligible for  
9 medical assistance under ss. 49.43 to ~~49.47~~ 49.471.

10 **SECTION 1299.** 48.57 (3p) (b) 1. of the statutes is amended to read:

11 48.57 (3p) (b) 1. After receipt of an application for payments under sub. (3m)  
12 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a  
13 population of 500,000 or more, the department of ~~health and family services~~, with  
14 the assistance of the department of justice, shall conduct a background investigation  
15 of the applicant.

16 **SECTION 1300.** 48.57 (3p) (b) 2. of the statutes is amended to read:

17 48.57 (3p) (b) 2. The county department or, in a county having a population of  
18 500,000 or more, the department of ~~health and family services~~, with the assistance  
19 of the department of justice, may conduct a background investigation of any person  
20 who is receiving payments under sub. (3m) at the time of review under sub. (3m) (d)  
21 or at any other time that the county department or department of ~~health and family~~  
22 ~~services~~ considers to be appropriate.

23 **SECTION 1301.** 48.57 (3p) (b) 3. of the statutes is amended to read:

24 48.57 (3p) (b) 3. The county department or, in a county having a population of  
25 500,000 or more, the department of ~~health and family services~~, with the assistance

1 of the department of justice, may conduct a background investigation of any person  
2 who is receiving payments under sub. (3n) or s. 48.62 (5) (a) or (b) at any time that  
3 the county department or department of ~~health and family services~~ considers to be  
4 appropriate.

5 **SECTION 1302.** 48.57 (3p) (c) 1. of the statutes is amended to read:

6 48.57 **(3p)** (c) 1. After receipt of an application for payments under sub. (3m)  
7 or (3n) or s. 48.62 (5) (a) or (b), the county department or, in a county having a  
8 population of 500,000 or more, the department of ~~health and family services~~, with  
9 the assistance of the department of justice, shall, in addition to the investigation  
10 under par. (b) 1., conduct a background investigation of all employees and  
11 prospective employees of the applicant who have or would have regular contact with  
12 the child for whom those payments are being made and of each adult resident.

13 **SECTION 1303.** 48.57 (3p) (c) 2. of the statutes is amended to read:

14 48.57 **(3p)** (c) 2. The county department or, in a county having a population of  
15 500,000 or more, the department of ~~health and family services~~, with the assistance  
16 of the department of justice, may conduct a background investigation of any of the  
17 employees or prospective employees of any person who is receiving payments under  
18 sub. (3m) who have or would have regular contact with the child for whom those  
19 payments are being made and of each adult resident at the time of review under sub.  
20 (3m) (d) or at any other time that the county department or department of ~~health and~~  
21 ~~family services~~ considers to be appropriate.

22 **SECTION 1304.** 48.57 (3p) (c) 2m. of the statutes is amended to read:

23 48.57 **(3p)** (c) 2m. The county department or, in a county having a population  
24 of 500,000 or more, the department of ~~health and family services~~, with the assistance  
25 of the department of justice, may conduct a background investigation of any of the

1 employees or prospective employees of any person who is receiving payments under  
2 sub. (3n) or s. 48.62 (5) (a) or (b) who have or would have regular contact with the child  
3 for whom payments are being made and of each adult resident at any time that the  
4 county department or department of ~~health and family services~~ considers to be  
5 appropriate.

6 **SECTION 1305.** 48.57 (3p) (c) 3. of the statutes is amended to read:

7 48.57 **(3p)** (c) 3. Before a person who is receiving payments under sub. (3m) or  
8 (3n) or s. 48.62 (5) (a) or (b) may employ any person in a position in which that person  
9 would have regular contact with the child for whom those payments are being made  
10 or permit any person to be an adult resident, the county department or, in a county  
11 having a population of 500,000 or more, the department of ~~health and family~~  
12 ~~services~~, with the assistance of the department of justice, shall conduct a background  
13 investigation of the prospective employee or prospective adult resident unless that  
14 person has already been investigated under subd. 1., 2. or 2m.

15 **SECTION 1306.** 48.57 (3p) (d) of the statutes is amended to read:

16 48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a  
17 nonresident, or at any time within the 5 years preceding the date of the application  
18 has been a nonresident, or if the county department or, in a county having a  
19 population of 500,000 or more, the department of ~~health and family services~~  
20 determines that the person's employment, licensing or state court records provide a  
21 reasonable basis for further investigation, the county department or department of  
22 ~~health and family services~~ shall require the person to be fingerprinted on 2  
23 fingerprint cards, each bearing a complete set of the person's fingerprints. The  
24 department of justice may provide for the submission of the fingerprint cards to the

1 federal bureau of investigation for the purposes of verifying the identity of the person  
2 fingerprinted and obtaining records of his or her criminal arrest and conviction.

3 **SECTION 1307.** 48.57 (3p) (e) (intro.) of the statutes is amended to read:

4 48.57 **(3p)** (e) (intro.) Upon request, a person being investigated under par. (b)  
5 or (c) shall provide the county department or, in a county having a population of  
6 500,000 or more, the department of ~~health and family services~~ with all of the  
7 following information:

8 **SECTION 1308.** 48.57 (3p) (fm) 1. of the statutes is amended to read:

9 48.57 **(3p)** (fm) 1. The county department or, in a county having a population  
10 of 500,000 or more, the department of ~~health and family services~~ may provisionally  
11 approve the making of payments under sub. (3m) based on the applicant's statement  
12 under sub. (3m) (am) 4m. The county department or department of ~~health and family~~  
13 ~~services~~ may not finally approve the making of payments under sub. (3m) unless the  
14 county department or department of ~~health and family services~~ receives information  
15 from the department of justice indicating that the conviction record of the applicant  
16 under the law of this state is satisfactory according to the criteria specified in par.  
17 (g) 1. to 3. or payment is approved under par. (h) 4. The county department or  
18 department of ~~health and family services~~ may make payments under sub. (3m)  
19 conditioned on the receipt of information from the federal bureau of investigation  
20 indicating that the person's conviction record under the law of any other state or  
21 under federal law is satisfactory according to the criteria specified in par. (g) 1. to 3.

22 **SECTION 1309.** 48.57 (3p) (fm) 1m. of the statutes is amended to read:

23 48.57 **(3p)** (fm) 1m. The county department or, in a county having a population  
24 of 500,000 or more, the department of ~~health and family services~~ may not enter into  
25 the agreement under sub. (3n) (am) 6. or make payments under s. 48.62 (5) (a) or (b)

1 unless the county department or department of ~~health and family services~~ receives  
2 information from the department of justice relating to the conviction record of the  
3 applicant under the law of this state and that record indicates either that the  
4 applicant has not been arrested or convicted or that the applicant has been arrested  
5 or convicted but the director of the county department or, in a county having a  
6 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
7 ~~family services~~ to review conviction records under this subdivision determines that  
8 the conviction record is satisfactory because it does not include any arrest or  
9 conviction that the director or person designated by the secretary determines is  
10 likely to adversely affect the child or the applicant's ability to care for the child. The  
11 county department or, in a county having a population of 500,000 or more, the  
12 department of ~~health and family services~~ may make payments under sub. (3n) or s.  
13 48.62 (5) (a) or (b) conditioned on the receipt of information from the federal bureau  
14 of investigation indicating that the person's conviction record under the law of any  
15 other state or under federal law is satisfactory because the conviction record does not  
16 include any arrest or conviction that the director of the county department or, in a  
17 county having a population of 500,000 or more, the person designated by the  
18 secretary of ~~health and family services~~ to review conviction records under this  
19 subdivision determines is likely to adversely affect the child or the applicant's ability  
20 to care for the child.

21 **SECTION 1310.** 48.57 (3p) (fm) 2. of the statutes is amended to read:

22 48.57 **(3p)** (fm) 2. A person receiving payments under sub. (3m) may  
23 provisionally employ a person in a position in which that person would have regular  
24 contact with the child for whom those payments are being made or provisionally  
25 permit a person to be an adult resident if the person receiving those payments states

1 to the county department or, in a county having a population of 500,000 or more, the  
2 department of ~~health and family services~~ that the employee or adult resident does  
3 not have any arrests or convictions that could adversely affect the child or the ability  
4 of the person receiving payments to care for the child. A person receiving payments  
5 under sub. (3m) may not finally employ a person in a position in which that person  
6 would have regular contact with the child for whom those payments are being made  
7 or finally permit a person to be an adult resident until the county department or, in  
8 a county having a population of 500,000 or more, the department of ~~health and family~~  
9 ~~services~~ receives information from the department of justice indicating that the  
10 person's conviction record under the law of this state is satisfactory according to the  
11 criteria specified in par. (g) 1. to 3. and the county department or, in a county having  
12 a population of 500,000 or more, the department of ~~health and family services~~ so  
13 advises the person receiving payments under sub. (3m) or until a decision is made  
14 under par. (h) 4. to permit a person who is receiving payments under sub. (3m) to  
15 employ a person in a position in which that person would have regular contact with  
16 the child for whom payments are being made or to permit a person to be an adult  
17 resident and the county department or, in a county having a population of 500,000  
18 or more, the department of ~~health and family services~~ so advises the person receiving  
19 payments under sub. (3m). A person receiving payments under sub. (3m) may finally  
20 employ a person in a position in which that person would have regular contact with  
21 the child for whom those payments are being made or finally permit a person to be  
22 an adult resident conditioned on the receipt of information from the county  
23 department or, in a county having a population of 500,000 or more, the department  
24 of ~~health and family services~~ that the federal bureau of investigation indicates that

1 the person's conviction record under the law of any other state or under federal law  
2 is satisfactory according to the criteria specified in par. (g) 1. to 3.

3 **SECTION 1311.** 48.57 (3p) (fm) 2m. of the statutes is amended to read:

4 48.57 (3p) (fm) 2m. A person receiving payments under sub. (3n) or s. 48.62 (5)  
5 (a) or (b) may provisionally employ a person in a position in which that person would  
6 have regular contact with the child for whom those payments are being made or  
7 provisionally permit a person to be an adult resident if the person receiving those  
8 payments states to the county department or, in a county having a population of  
9 500,000 or more, the department of ~~health and family services~~ that, to the best of his  
10 or her knowledge, the employee or adult resident does not have any arrests or  
11 convictions that could adversely affect the child or the ability of the person receiving  
12 payments to care for the child. A person receiving payment under sub. (3n) or s. 48.62  
13 (5) (a) or (b) may not finally employ a person in a position in which that person would  
14 have regular contact with the child for whom those payments are being made or  
15 finally permit a person to be an adult resident until the county department or, in a  
16 county having a population of 500,000 or more, the department of ~~health and family~~  
17 ~~services~~ receives information from the department of justice relating to the person's  
18 conviction record under the law of this state and that record indicates either that the  
19 person has not been arrested or convicted or that the person has been arrested or  
20 convicted but the director of the county department or, in a county having a  
21 population of 500,000 or more, the person designated by the secretary of ~~health and~~  
22 ~~family services~~ to review conviction records under this subdivision determines that  
23 the conviction record is satisfactory because it does not include any arrest or  
24 conviction that is likely to adversely affect the child or the ability of the person  
25 receiving payments to care for the child and the county department or department



1 of ~~health and family services~~ so advises the person receiving payments under sub.  
2 (3n) or s. 48.62 (5) (a) or (b). A person receiving payments under sub. (3n) or s. 48.62  
3 (5) (a) or (b) may finally employ a person in a position in which that person would  
4 have regular contact with the child for whom those payments are being made or  
5 finally permit a person to be an adult resident conditioned on the receipt of  
6 information from the county department or, in a county having a population of  
7 500,000 or more, the department of ~~health and family services~~ that the federal  
8 bureau of investigation indicates that the person's conviction record under the law  
9 of any other state or under federal law is satisfactory because the conviction record  
10 does not include any arrest or conviction that the director of the county department  
11 or, in a county having a population of 500,000 or more, the person designated by the  
12 secretary of ~~health and family services~~ to review conviction records under this  
13 subdivision determines is likely to adversely affect the child or the ability of the  
14 person receiving payments to care for the child.

15 **SECTION 1312.** 48.57 (3p) (g) (intro.) of the statutes is amended to read:

16 48.57 **(3p)** (g) (intro.) Except as provided in par. (h), the county department or,  
17 in a county having a population of 500,000 or more, the department of ~~health and~~  
18 ~~family services~~ may not make payments to a person applying for payments under  
19 sub. (3m) and a person receiving payments under sub. (3m) may not employ a person  
20 in a position in which that person would have regular contact with the child for whom  
21 those payments are being made or permit a person to be an adult resident if any of  
22 the following applies:

23 **SECTION 1313.** 48.57 (3p) (g) 3. of the statutes is amended to read:

24 48.57 **(3p)** (g) 3. The person has been convicted of a violation of ch. 940, 944,  
25 or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45, 948.63, or 948.70,

1 or of a violation of the law of any other state or federal law that would be a violation  
2 of ch. 940, 944, or 948, other than a violation of s. 940.291, 940.34, 944.36, 948.45,  
3 948.63, or 948.70, if committed in this state, except that a county department or, in  
4 a county having a population of 500,000 or more, the department of ~~health and family~~  
5 ~~services~~ may make payments to a person applying for payments under sub. (3m) and  
6 a person receiving payments under sub. (3m) may employ in a position in which the  
7 person would have regular contact with the child for whom those payments are being  
8 made or permit to be an adult resident a person who has been convicted of a violation  
9 of s. 944.30, 944.31, or 944.33 or of a violation of the law of any other state or federal  
10 law that would be a violation of s. 944.30, 944.31, or 944.33 if committed in this state,  
11 if that violation occurred 20 years or more before the date of the investigation.

12 **SECTION 1314.** 48.57 (3p) (h) 2. of the statutes is amended to read:

13 48.57 **(3p)** (h) 2. The request for review shall be filed with the director of the  
14 county department or, in a county having a population of 500,000 or more, with the  
15 person designated by the secretary of ~~health and family services~~ to receive requests  
16 for review filed under this subdivision. If the governing body of a federally  
17 recognized American Indian tribe or band has entered into an agreement under sub.  
18 (3t) to administer the program under this subsection and sub. (3m), the request for  
19 review shall be filed with the person designated by that governing body to receive  
20 requests for review filed under this subdivision.

21 **SECTION 1315.** 48.57 (3p) (h) 3. (intro.) of the statutes is amended to read:

22 48.57 **(3p)** (h) 3. (intro.) The director of the county department, the person  
23 designated by the governing body of a federally recognized American Indian tribe or  
24 band or, in a county having a population of 500,000 or more, the person designated  
25 by the secretary of ~~health and family services~~ shall review the denial of payments or

1 the prohibition on employment or being an adult resident to determine if the  
2 conviction record on which the denial or prohibition is based includes any arrests,  
3 convictions, or penalties that are likely to adversely affect the child or the ability of  
4 the kinship care relative to care for the child. In reviewing the denial or prohibition,  
5 the director of the county department, the person designated by the governing body  
6 of the federally recognized American Indian tribe or band or the person designated  
7 by the secretary of health and family services shall consider, but not be limited to,  
8 all of the following factors:

9 **SECTION 1316.** 48.57 (3p) (h) 4. of the statutes is amended to read:

10 48.57 **(3p)** (h) 4. If the director of the county department, the person designated  
11 by the governing body of the federally recognized American Indian tribe or band or,  
12 in a county having a population of 500,000 or more, the person designated by the  
13 secretary of health and family services determines that the conviction record on  
14 which the denial of payments or the prohibition on employment or being an adult  
15 resident is based does not include any arrests, convictions, or penalties that are likely  
16 to adversely affect the child or the ability of the kinship care relative to care for the  
17 child, the director of the county department, the person designated by the governing  
18 body of the federally recognized American Indian tribe or band, or the person  
19 designated by the secretary of health and family services may approve the making  
20 of payments under sub. (3m) or may permit a person receiving payments under sub.  
21 (3m) to employ a person in a position in which that person would have regular contact  
22 with the child for whom payments are being made or permit a person to be an adult  
23 resident.

24 **SECTION 1317.** 48.57 (3p) (i) of the statutes is amended to read:

1           48.57 **(3p)** (i) A county department and, in a county having a population of  
2           500,000 or more, the department of ~~health and family services~~ shall keep  
3           confidential all information received under this subsection from the department of  
4           justice or the federal bureau of investigation. Such information is not subject to  
5           inspection or copying under s. 19.35.

6           **SECTION 1318.** 48.57 (3p) (j) of the statutes is amended to read:

7           48.57 **(3p)** (j) A county department or, in a county having a population of  
8           500,000 or more, the department of ~~health and family services~~ may charge a fee for  
9           conducting a background investigation under this subsection. The fee may not  
10          exceed the reasonable cost of conducting the investigation.

11          **SECTION 1319.** 48.576 of the statutes is created to read:

12          **48.576 Shelter care facilities; general supervision and inspection by**  
13          **department. (1) GENERALLY.** The department shall investigate and supervise all  
14          shelter care facilities and familiarize itself with all the circumstances affecting their  
15          management and usefulness.

16          **(2) INSPECTIONS.** The department shall inquire into the methods of treatment,  
17          instruction, government, and management of children placed in shelter care  
18          facilities; the conduct of the trustees, managers, directors, superintendents, and  
19          other officers and employees of those facilities; the condition of the buildings,  
20          grounds, and all other property pertaining to those facilities; and all other matters  
21          pertaining to the usefulness and management of those facilities; and recommend to  
22          the officers in charge such changes and additional provisions as the department  
23          considers proper.

24          **(3) FREQUENCY OF INSPECTIONS.** The department shall inspect and investigate  
25          each shelter care facility at least annually and, when directed by the governor, the

1 department shall conduct a special investigation into a shelter care facility's  
2 management, or anything connected with its management, and report to the  
3 governor the testimony taken, the facts found, and conclusions drawn.

4 (4) ENFORCEMENT BY ATTORNEY GENERAL AND DISTRICT ATTORNEYS. Upon request  
5 of the department, the attorney general or the district attorney of the proper county  
6 shall aid in any investigation, inspection, hearing, or trial had under the provisions  
7 of this chapter relating to powers of the department, and shall institute and  
8 prosecute all necessary actions or proceedings for the enforcement of those  
9 provisions and for the punishment of violations of those provisions. The attorney  
10 general or district attorney so requested shall report or confer with the department  
11 regarding the request, within 30 days after the receipt of the request.

12 (5) OPPORTUNITY TO INSPECT. All trustees, managers, directors,  
13 superintendents, and other officers or employees of a shelter care facility shall at all  
14 times afford to every member of the department and its agents unrestrained facility  
15 for inspection of and free access to all parts of the buildings and grounds and to all  
16 books and papers of the shelter care facility, and shall give, either verbally or in  
17 writing, such information as the department requires. Any person who violates this  
18 subsection shall forfeit not less than \$10 nor more than \$100.

19 (6) TESTIMONIAL POWER; EXPENSES. The department or any person delegated by  
20 the department may administer oaths, take testimony, and cause depositions to be  
21 taken. All expenses of the investigations, including fees of officers and witnesses,  
22 shall be charged to the appropriation for the department.

23 (7) STATISTICS TO BE FURNISHED. Whenever the department is required to collect  
24 statistics, the person or agency shall furnish the required statistics on request.

25 **SECTION 1320.** 48.578 of the statutes is created to read:

1           **48.578 Shelter care facilities; establishment, approval, inspection. (1)**

2           The department shall fix reasonable standards and regulations for the design,  
3           construction, repair, and maintenance of shelter care facilities, with respect to their  
4           adequacy and fitness for the needs that they are to serve.

5           **(2)** The selection and purchase of the site, and the plans, specifications, and  
6           erection of buildings for shelter care facilities shall be subject to the review and  
7           approval of the department. Department review shall include review of the proposed  
8           program to be carried out by the shelter care facility.

9           **(3)** Before any shelter care facility is occupied, and at least annually thereafter,  
10          the department shall inspect the shelter care facility, with respect to safety,  
11          sanitation, adequacy, and fitness, and report to the authorities managing the shelter  
12          care facility any deficiency found, and order the necessary work to correct that  
13          deficiency. If within 6 months after the inspection the work is not commenced, or not  
14          completed within a reasonable period after commencement of the work, to the  
15          satisfaction of the department, the department shall suspend the allowance of state  
16          aid for, and prohibit the use of the shelter care facility, until the order is complied  
17          with.

18          **SECTION 1321.** 48.60 (3) of the statutes is amended to read:

19          48.60 **(3)** Before issuing or continuing any license to a child welfare agency  
20          under this section, the department of ~~health and family services~~ shall review the  
21          need for the additional placement resources that would be made available by  
22          licensing or continuing the license of any child welfare agency after August 5, 1973,  
23          providing care authorized under s. 48.61 (3). Neither the department of ~~health and~~  
24          ~~family services~~ nor the department of corrections may make any placements to any

1 child welfare agency where the departmental review required under this subsection  
2 has failed to indicate the need for the additional placement resources.

3 **SECTION 1322.** 48.62 (4) of the statutes is amended to read:

4 48.62 (4) Monthly payments in foster care shall be provided according to the  
5 age-related rates specified in this subsection. Beginning on January 1, 2006, the  
6 age-related rates are \$317 for a child under 5 years of age; \$346 for a child 5 to 11  
7 years of age; \$394 for a child 12 to 14 years of age; and \$411 2008, the age-related  
8 rates are \$333 for a child under 5 years of age; \$363 for a child 5 to 11 years of age;  
9 \$414 for a child 12 to 14 years of age; and \$432 for a child 15 years of age or over.  
10 Beginning on January 1, 2009, the age-related rates are \$349 for a child under 5  
11 years of age; \$381 for a child 5 to 11 years of age; \$433 for a child 12 to 14 years of  
12 age; and \$452 for a child 15 years of age or over. In addition to these grants for basic  
13 maintenance, the department shall make supplemental payments for special needs,  
14 exceptional circumstances, care in a treatment foster home, and initial clothing  
15 allowances according to rules promulgated by the department.

16 **SECTION 1323.** 48.62 (5) (d) of the statutes is amended to read:

17 48.62 (5) (d) The department shall request from the secretary of the federal  
18 department of health and human services a waiver of the requirements under 42  
19 USC 670 to 679a that would authorize the state to receive federal foster care and  
20 adoption assistance reimbursement under 42 USC 670 to 679a for the costs of  
21 providing care for a child who is in the care of a guardian who was licensed as the  
22 child's foster parent or treatment foster parent before the guardianship appointment  
23 and who has entered into a subsidized guardianship agreement with the county  
24 department or department. If the waiver is approved for a county having a  
25 population of 500,000 or more, the department shall provide the monthly payments

1 under par. (a) from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cx), (gx), (kw),  
2 and (mx). If the waiver is approved for any other county, the department shall  
3 determine which counties are authorized to provide monthly payments under par.  
4 (a) or (b), and the county departments of those counties shall provide those payments  
5 from moneys received under s. ~~46.495~~ 48.569 (1) (d).

6 **SECTION 1324.** 48.627 (2) (c) of the statutes is amended to read:

7 48.627 (2) (c) The department shall conduct a study to determine the  
8 cost-effectiveness of purchasing insurance to provide standard homeowner's or  
9 renter's liability insurance coverage for applicants who are granted a waiver under  
10 par. (b). If the department determines that it would be cost-effective to purchase  
11 such insurance, it may purchase the insurance from the appropriations under s.  
12 ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

13 **SECTION 1325.** 48.627 (2c) of the statutes is amended to read:

14 48.627 (2c) The department shall determine the cost-effectiveness of  
15 purchasing private insurance that would provide coverage to foster, treatment foster,  
16 and family-operated group home parents for acts or omissions by or affecting a child  
17 who is placed in a foster home, a treatment foster home, or a family-operated group  
18 home. If this private insurance is cost-effective and available, the department shall  
19 purchase the insurance from the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf)  
20 and (pd). If the insurance is unavailable, payment of claims for acts or omissions by  
21 or affecting a child who is placed in a foster home, a treatment foster home, or a  
22 family-operated group home shall be in accordance with subs. (2m) to (3).

23 **SECTION 1326.** 48.627 (2m) of the statutes is amended to read:

24 48.627 (2m) Within the limits of the appropriations under s. ~~20.435 (3)~~ 20.437  
25 (1) (cf) and (pd), the department shall pay claims to the extent not covered by any



1 other insurance and subject to the limitations specified in sub. (3), for bodily injury  
2 or property damage sustained by a licensed foster, treatment foster, or  
3 family-operated group home parent or a member of the foster, treatment foster, or  
4 family-operated group home parent's family as a result of the act of a child in the  
5 foster, treatment foster, or family-operated group home parent's care.

6 **SECTION 1327.** 48.627 (2s) (intro.) of the statutes is amended to read:

7 48.627 (2s) (intro.) Within the limits of the appropriations under s. ~~20.435 (3)~~  
8 20.437 (1) (cf) and (pd), the department may pay claims to the extent not covered by  
9 any other insurance and subject to the limitations specified in sub. (3), for all of the  
10 following:

11 **SECTION 1328.** 48.627 (3) (f) of the statutes is amended to read:

12 48.627 (3) (f) If the total amount of the claims approved during any calendar  
13 quarter exceeds 25% of the total funds available during the fiscal year for purposes  
14 of this subsection plus any unencumbered funds remaining from the previous  
15 quarter, the department shall prorate the available funds among the claimants with  
16 approved claims. The department shall also prorate any unencumbered funds  
17 remaining in the appropriation under s. ~~20.435 (3)~~ 20.437 (1) (cf) at the end of each  
18 fiscal year among the claimants whose claims were prorated during the fiscal year.  
19 Payment of a prorated amount from unencumbered funds remaining at the end of  
20 the fiscal year constitutes a complete payment of the claim for purposes of this  
21 program, but does not prohibit a foster parent or treatment foster parent from  
22 submitting a claim under s. 16.007 for the unpaid portion.

23 **SECTION 1329.** 48.627 (4) of the statutes is amended to read:

24 48.627 (4) Except as provided in s. 895.485, the department is not liable for any  
25 act or omission by or affecting a child who is placed in a foster home, treatment foster

1 home, or family-operated group home, but shall, as provided in this section, pay  
2 claims described under sub. (2m) and may pay claims described under sub. (2s) or  
3 may purchase insurance to cover such claims as provided for under sub. (2c), within  
4 the limits of the appropriations under s. ~~20.435 (3)~~ 20.437 (1) (cf) and (pd).

5 **SECTION 1330.** 48.63 (1) of the statutes is amended to read:

6 48.63 (1) Acting under court order or voluntary agreement, the child's parent  
7 or guardian or the department of ~~health and family services~~, the department of  
8 corrections, a county department, or a child welfare agency licensed to place children  
9 in foster homes, treatment foster homes, or group homes may place a child or  
10 negotiate or act as intermediary for the placement of a child in a foster home,  
11 treatment foster home, or group home. Voluntary agreements under this subsection  
12 may not be used for placements in facilities other than foster, treatment foster, or  
13 group homes and may not be extended. A foster home or treatment foster home  
14 placement under a voluntary agreement may not exceed 180 days from the date on  
15 which the child was removed from the home under the voluntary agreement. A group  
16 home placement under a voluntary agreement may not exceed 15 days from the date  
17 on which the child was removed from the home under the voluntary agreement,  
18 except as provided in sub. (5). These time limitations do not apply to placements  
19 made under s. 48.345, 938.183, 938.34, or 938.345. Voluntary agreements may be  
20 made only under this subsection and sub. (5) (b) and shall be in writing and shall  
21 specifically state that the agreement may be terminated at any time by the parent  
22 or guardian or by the child if the child's consent to the agreement is required. The  
23 child's consent to the agreement is required whenever the child is 12 years of age or  
24 older. If a county department, the department, or the department of corrections  
25 places a child or negotiates or acts as intermediary for the placement of a child under

1 this subsection, the voluntary agreement shall also specifically state that the county  
2 department, department, or department of corrections has placement and care  
3 responsibility for the child as required under 42 USC 672 (a) (2) and has primary  
4 responsibility for providing services to the child.

5 **SECTION 1331.** 48.64 (1) of the statutes is amended to read:

6 48.64 (1) DEFINITION. In this section, “agency” means the department of health  
7 and family services, the department of corrections, a county department, or a  
8 licensed child welfare agency authorized to place children in foster homes, treatment  
9 foster homes, or group homes.

10 **SECTION 1332.** 48.651 (1) (intro.) of the statutes is amended to read:

11 48.651 (1) (intro.) Each county department shall certify, according to the  
12 standards adopted by the department of workforce development under s. 49.155 (1d),  
13 each day care provider reimbursed for child care services provided to families  
14 determined eligible under s. 49.155, unless the provider is a day care center licensed  
15 under s. 48.65 or is established or contracted for under s. 120.13 (14). Each county  
16 may charge a fee to cover the costs of certification. To be certified under this section,  
17 a person must meet the minimum requirements for certification established by the  
18 department of workforce development under s. 49.155 (1d), meet the requirements  
19 specified in s. 48.685 and pay the fee specified in this section. The county shall certify  
20 the following categories of day care providers:

21 **SECTION 1333.** 48.651 (1) (a) of the statutes is amended to read:

22 48.651 (1) (a) Level I certified family day care providers, as established by the  
23 department of workforce development under s. 49.155 (1d). No county may certify  
24 a provider under this paragraph if the provider is a relative of all of the children for  
25 whom he or she provides care.

1           **SECTION 1334.** 48.651 (1) (b) of the statutes is amended to read:

2           48.651 (1) (b) Level II certified family day care providers, as established by the  
3 department of ~~workforce development~~, under s. 49.155 (1d).

4           **SECTION 1335.** 48.651 (2m) of the statutes is amended to read:

5           48.651 (2m) Each county department shall provide the department of health  
6 and family services with information about each person who is denied certification  
7 for a reason specified in s. 48.685 (4m) (a) 1. to 5.

8           **SECTION 1338.** 48.66 (1) (a) of the statutes is amended to read:

9           48.66 (1) (a) Except as provided in s. 48.715 (6) and (7), the department shall  
10 license and supervise child welfare agencies, as required by s. 48.60, group homes,  
11 as required by s. 48.625, shelter care facilities, as required by s. 938.22, and day care  
12 centers, as required by s. 48.65. The department may license foster homes or  
13 treatment foster homes, as provided by s. 48.62, and may license and supervise  
14 county departments in accordance with the procedures specified in this section and  
15 in ss. 48.67 to 48.74. In the discharge of this duty the department may inspect the  
16 records and visit the premises of all child welfare agencies, group homes, shelter care  
17 facilities, and day care centers and visit the premises of all foster homes and  
18 treatment foster homes in which children are placed.

19           **SECTION 1339.** 48.66 (2m) (a) 1. of the statutes is amended to read:

20           48.66 (2m) (a) 1. Except as provided in subd. 2., the department of ~~health and~~  
21 ~~family services~~ shall require each applicant for a license under sub. (1) (a) to operate  
22 a child welfare agency, group home, shelter care facility, or day care center who is an  
23 individual to provide that department with the applicant's social security number,  
24 and shall require each applicant for a license under sub. (1) (a) to operate a child  
25 welfare agency, group home, shelter care facility, or day care center who is not an

1 individual to provide that department with the applicant's federal employer  
2 identification number, when initially applying for or applying to continue the license.

3 **SECTION 1340.** 48.66 (2m) (a) 2. of the statutes is amended to read:

4 48.66 **(2m)** (a) 2. If an applicant who is an individual does not have a social  
5 security number, the applicant shall submit a statement made or subscribed under  
6 oath or affirmation to the department of ~~health and family services~~ that the  
7 applicant does not have a social security number. The form of the statement shall  
8 be prescribed by the department of ~~workforce development~~. A license issued in  
9 reliance upon a false statement submitted under this subdivision is invalid.

10 **SECTION 1341.** 48.66 (2m) (am) 2. of the statutes is amended to read:

11 48.66 **(2m)** (am) 2. If an applicant who is an individual does not have a social  
12 security number, the applicant shall submit a statement made or subscribed under  
13 oath or affirmation to the department of corrections that the applicant does not have  
14 a social security number. The form of the statement shall be prescribed by the  
15 department of ~~workforce development~~. A license issued in reliance upon a false  
16 statement submitted under this subdivision is invalid.

17 **SECTION 1342.** 48.66 (2m) (b) of the statutes is amended to read:

18 48.66 **(2m)** (b) If an applicant who is an individual fails to provide the  
19 applicant's social security number to the department of ~~health and family services~~  
20 or if an applicant who is not an individual fails to provide the applicant's federal  
21 employer identification number to ~~that~~ the department, that department may not  
22 issue or continue a license under sub. (1) (a) to operate a child welfare agency, group  
23 home, shelter care facility, or day care center to or for the applicant unless the  
24 applicant is an individual who does not have a social security number and the

1 applicant submits a statement made or subscribed under oath or affirmation as  
2 required under par. (a) 2.

3 **SECTION 1343.** 48.66 (2m) (c) of the statutes is amended to read:

4 48.66 **(2m)** (c) The subunit of the department of health and family services that  
5 obtains a social security number or a federal employer identification number under  
6 par. (a) 1. may not disclose any that information obtained under ~~par. (a) 1.~~ to any  
7 person except to the department of revenue for the sole purpose of requesting  
8 certifications under s. 73.0301 or on the request of the subunit of the department of  
9 workforce development that administers the child and spousal support program  
10 under s. 49.22 (2m).

11 **SECTION 1344.** 48.66 (2m) (cm) of the statutes is amended to read:

12 48.66 **(2m)** (cm) The department of corrections may not disclose any  
13 information obtained under par. (am) 1. to any person except on the request of the  
14 department of ~~workforce development~~ under s. 49.22 (2m).

15 **SECTION 1345.** 48.675 (3) (intro.) of the statutes is amended to read:

16 48.675 **(3)** SUPPORT SERVICES. (intro.) The department shall provide funds from  
17 the appropriation under s. ~~20.435 (6)~~ 20.437 (1) (a) to enable foster parents and  
18 treatment foster parents to attend education programs approved under sub. (2) and  
19 shall promulgate rules concerning disbursement of the funds. Moneys disbursed  
20 under this subsection may be used for the following purposes:

21 **SECTION 1346.** 48.685 (1) (bg) of the statutes is repealed.

22 **SECTION 1347.** 48.685 (1) (d) of the statutes is repealed.

23 **SECTION 1348.** 48.685 (2) (am) 5. of the statutes is amended to read:

24 48.685 **(2)** (am) 5. Information maintained by the department of health and  
25 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13

1 (14) regarding any denial to the person of a license, continuation or renewal of a  
2 license, certification, or a contract to operate an entity for a reason specified in sub.  
3 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract  
4 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
5 5. If the information obtained under this subdivision indicates that the person has  
6 been denied a license, continuation or renewal of a license, certification, a contract,  
7 employment, or permission to reside as described in this subdivision, the  
8 department, a county department, a child welfare agency or a school board need not  
9 obtain the information specified in subs. 1. to 4.

10 **SECTION 1349.** 48.685 (2) (b) 1. (intro.) of the statutes is amended to read:

11 48.685 (2) (b) 1. (intro.) Every entity shall obtain all of the following with  
12 respect to a caregiver specified in sub. (1) (ag) 1. a. of the entity:

13 **SECTION 1350.** 48.685 (2) (b) 1. e. of the statutes is amended to read:

14 48.685 (2) (b) 1. e. Information maintained by the department of health and  
15 family services under this section and under ss. 48.651 (2m), 48.75 (1m), and 120.13  
16 (14) regarding any denial to the person of a license, continuation or renewal of a  
17 license, certification, or a contract to operate an entity for a reason specified in sub.  
18 (4m) (a) 1. to 5. and regarding any denial to the person of employment at, a contract  
19 with, or permission to reside at an entity for a reason specified in sub. (4m) (b) 1. to  
20 5. If the information obtained under this subd. 1. e. indicates that the person has  
21 been denied a license, continuation or renewal of a license, certification, a contract,  
22 employment, or permission to reside as described in this subd. 1. e., the entity need  
23 not obtain the information specified in subd. 1. a. to d.

24 **SECTION 1351.** 48.685 (2) (c) of the statutes is created to read:

1           48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)  
2 is seeking an initial license to operate a foster home or treatment foster home or is  
3 seeking relicensure after a break in licensure, the department, county department,  
4 or child welfare agency shall request under 42 USC 16962 (b) a fingerprint-based  
5 check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
6 (A). The department, county department, or child welfare agency may release any  
7 information obtained under this subdivision only as permitted under 42 USC 16962  
8 (e).

9           2. If the person who is the subject of the search under par. (am) is seeking a  
10 license to operate a foster home or treatment foster home or is an adult nonclient  
11 resident of the foster home or treatment foster home and if the person is not, or at  
12 any time within the 5 years preceding the date of the search has not been, a resident  
13 of this state, the department, county department, or child welfare agency shall check  
14 any child abuse or neglect registry maintained by any state or other U.S. jurisdiction  
15 in which the person is a resident or was a resident within those 5 years for  
16 information that is equivalent to the information specified in par. (am) 4. The  
17 department, county department, or child welfare agency may not use any  
18 information obtained under this subdivision for any purpose other than a search of  
19 the person's background under par. (am).

20           **SECTION 1352.** 48.685 (3) (a) of the statutes is amended to read:

21           48.685 (3) (a) Every 4 years or at any time within that period that the  
22 department, a county department, a child welfare agency, or a school board considers  
23 appropriate, the department, county department, child welfare agency, or school  
24 board shall request the information specified in sub. (2) (am) 1. to 5. for all persons  
25 caregivers specified in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to



1 operate an entity, for all persons who are nonclient residents of an entity such a  
2 caregiver, and for all persons under 18 years of age, but not under 12 years of age,  
3 who are caregivers of a day care center that is licensed under s. 48.65 or established  
4 or contracted for under s. 120.13 (4) or of a day care provider that is certified under  
5 s. 48.651.

6 **SECTION 1353.** 48.685 (3) (b) of the statutes is amended to read:

7 48.685 (3) (b) Every 4 years or at any time within that period that an entity  
8 considers appropriate, the entity shall request the information specified in sub. (2)  
9 (b) 1. a. to e. for all persons who are caregivers specified in sub. (1) (ag) 1. a. of the  
10 entity other than persons under 18 years of age, but not under 12 years of age, who  
11 are caregivers of a day care center that is licensed under s. 48.65 or established or  
12 contracted for under s. 120.13 (14) or of a day care provider that is certified under s.  
13 48.651.

14 **SECTION 1354.** 48.685 (4m) (b) (intro.) of the statutes is amended to read:

15 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in  
16 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)  
17 (ag) 1. a. or permit a nonclient resident to reside at the entity if the entity knows or  
18 should have known any of the following:

19 **SECTION 1355.** 48.685 (5) (a) of the statutes is amended to read:

20 48.685 (5) (a) The Subject to par. (bm), the department may license to operate  
21 an entity, a county department may certify under s. 48.651, a county department or  
22 a child welfare agency may license under s. 48.62 and a school board may contract  
23 with under s. 120.13 (14) a person who otherwise may not be licensed, certified or  
24 contracted with for a reason specified in sub. (4m) (a) 1. to 5., and an entity may  
25 employ, contract with, or permit to reside at the entity a person who otherwise may

1 not be employed, contracted with, or permitted to reside at the entity for a reason  
2 specified in sub. (4m) (b) 1. to 5., if the person demonstrates to the department, the  
3 county department, the child welfare agency, or the school board or, in the case of an  
4 entity that is located within the boundaries of a reservation, to the person or body  
5 designated by the tribe under sub. (5d) (a) 3., by clear and convincing evidence and  
6 in accordance with procedures established by the department by rule or by the tribe  
7 that he or she has been rehabilitated.

8 **SECTION 1356.** 48.685 (5) (bm) (intro.) of the statutes is amended to read:

9 48.685 (5) (bm) (intro.) For purposes of licensing a foster home or treatment  
10 foster home for the placement of a child on whose behalf foster care maintenance  
11 payments under s. 48.62 (4) will be provided, no person who has been convicted of  
12 any of the following offenses may be permitted to demonstrate that he or she has been  
13 rehabilitated:

14 **SECTION 1357.** 48.685 (5c) (a) of the statutes is amended to read:

15 48.685 (5c) (a) Any person who is permitted but fails under sub. (5) (a) to  
16 demonstrate to the department or a child welfare agency that he or she has been  
17 rehabilitated may appeal to the secretary of ~~health and family services~~ or his or her  
18 designee. Any person who is adversely affected by a decision of the secretary or his  
19 or her designee under this paragraph has a right to a contested case hearing under  
20 ch. 227.

21 **SECTION 1358.** 48.685 (8) of the statutes is amended to read:

22 48.685 (8) The department, the department of health and family services, a  
23 county department, a child welfare agency, or a school board may charge a fee for  
24 obtaining the information required under sub. (2) (am) or (3) (a) or for providing  
25 information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b).

1 The fee may not exceed the reasonable cost of obtaining the information. No fee may  
2 be charged to a nurse's assistant, as defined in s. 146.40 (1) (d), for obtaining or  
3 maintaining information if to do so would be inconsistent with federal law.

4 **SECTION 1359.** 48.715 (6) of the statutes is amended to read:

5 48.715 (6) The department of ~~health and family services~~ shall deny, suspend,  
6 restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1) (a) or a  
7 probationary license under s. 48.69 to operate a child welfare agency, group home,  
8 shelter care facility, or day care center, and the department of corrections shall deny,  
9 suspend, restrict, refuse to renew, or otherwise withhold a license under s. 48.66 (1)  
10 (b) to operate a secured residential care center for children and youth, for failure of  
11 the applicant or licensee to pay court-ordered payments of child or family support,  
12 maintenance, birth expenses, medical expenses, or other expenses related to the  
13 support of a child or former spouse or for failure of the applicant or licensee to comply,  
14 after appropriate notice, with a subpoena or warrant issued by the department of  
15 ~~workforce development~~ or a county child support agency under s. 59.53 (5) and  
16 related to paternity or child support proceedings, as provided in a memorandum of  
17 understanding entered into under s. 49.857. Notwithstanding s. 48.72, an action  
18 taken under this subsection is subject to review only as provided in the memorandum  
19 of understanding entered into under s. 49.857 and not as provided in s. 48.72.

20 **SECTION 1360.** 48.743 of the statutes is created to read:

21 **48.743 Community living arrangements for children.** (1) In this section,  
22 "community living arrangement for children" means a residential care center for  
23 children and youth or a group home.

1           **(2)** Community living arrangements for children shall be subject to the same  
2 building and housing ordinances, codes, and regulations of the municipality or  
3 county as similar residences located in the area in which the facility is located.

4           **(3)** The department shall designate a subunit to keep records and supply  
5 information on community living arrangements for children under ss. 59.69 (15) (f),  
6 60.63 (7), and 62.23 (7) (i) 6. The subunit shall be responsible for receiving all  
7 complaints regarding community living arrangements for children and for  
8 coordinating all necessary investigatory and disciplinary actions under the laws of  
9 this state and under the rules of the department relating to the licensing of  
10 community living arrangements for children.

11           **(4)** A community living arrangement for children with a capacity for 8 or fewer  
12 persons shall be a permissible use for purposes of any deed covenant which limits use  
13 of property to single-family or 2-family residences. A community living  
14 arrangement for children with a capacity for 15 or fewer persons shall be a  
15 permissible use for purposes of any deed covenant which limits use of property to  
16 more than 2-family residences. Covenants in deeds which expressly prohibit use of  
17 property for community living arrangements for children are void as against public  
18 policy.

19           **(5)** If a community living arrangement for children is required to obtain special  
20 zoning permission, as defined in s. 59.69 (15) (g), the department shall, at the request  
21 of the unit of government responsible for granting the special zoning permission,  
22 inspect the proposed facility and review the program proposed for the facility. After  
23 such inspection and review, the department shall transmit to the unit of government  
24 responsible for granting the special zoning permission a statement that the proposed

1 facility and its proposed program have been examined and are either approved or  
2 disapproved by the department.

3 **SECTION 1361.** 48.745 (5) of the statutes is amended to read:

4 48.745 (5) If the county department designates the department to receive  
5 formal complaints, the subunit under s. ~~46.03 (22) (e)~~ 48.743 (3) shall receive the  
6 complaints and the department shall have all the powers and duties granted to the  
7 county department in this section.

8 **SECTION 1362.** 48.75 (1g) (c) 1. of the statutes is amended to read:

9 48.75 (1g) (c) 1. A statement that the public licensing agency issuing the license  
10 ~~is responsible~~ has placement and care responsibility for the child as required under  
11 42 USC 672 (a) (2) and has primary responsibility for providing services to the child  
12 who is placed in the foster home, as specified in the agreement.

13 **SECTION 1363.** 48.75 (1m) of the statutes is amended to read:

14 48.75 (1m) Each child welfare agency and public licensing agency shall provide  
15 ~~the subunit of the department that administers s. 48.685~~ of health and family  
16 services with information about each person who is denied a license for a reason  
17 specified in s. 48.685 (4m) (a) 1. to 5.

18 **SECTION 1364.** 48.78 (2) (h) of the statutes is amended to read:

19 48.78 (2) (h) Paragraph (a) does not prohibit the department, a county  
20 department, or a licensed child welfare agency from entering the content of any  
21 record kept or information received by the department, county department, or  
22 licensed child welfare agency into the statewide automated child welfare  
23 information system established under s. ~~46.03~~ 48.47 (7g).

24 **SECTION 1365.** 48.839 (1) (d) of the statutes is amended to read:

1           48.839 (1) (d) If custody of the child is transferred under sub. (4) (b) to a county  
2 department or child welfare agency before the child is adopted, the department shall  
3 periodically bill the guardian and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1)  
4 (b) or 49.345 for the cost of care and maintenance of the child until the child is adopted  
5 or becomes age 18, whichever is earlier. The guardian and surety shall also be liable  
6 under the bond for costs incurred by the department in enforcing the bond against  
7 the guardian and surety.

8           **SECTION 1366.** 48.839 (1) (e) of the statutes is amended to read:

9           48.839 (1) (e) This section does not preclude the department or any other  
10 agency given custody of a child under sub. (4) (b) from collecting under s. ~~46.03 (18)~~  
11 ~~(b) or 46.10~~ 49.32 (1) (b) or 49.345 from the former guardian for costs in excess of the  
12 amount recovered under the bond incurred in enforcing the bond and providing care  
13 and maintenance for the child until he or she reaches age 18 or is adopted.

14           **SECTION 1366m.** 48.84 (1) of the statutes, as created by 2005 Wisconsin Act  
15 293, is amended to read:

16           48.84 (1) Before a child may be placed under s. 48.833 for adoption by a  
17 proposed adoptive parent who has not previously adopted a child, before a proposed  
18 adoptive parent who has not previously adopted a child may petition for placement  
19 of a child for adoption under s. 48.837, and before a proposed adoptive parent who  
20 has not previously adopted a child may bring a child into this state for adoption under  
21 s. 48.839, the proposed adoptive parent shall complete the preadoption preparation  
22 required under this section. The preparation shall be provided by a licensed child  
23 welfare agency, a licensed private adoption agency, the state adoption information  
24 exchange under s. 48.55, the state adoption center under s. 48.55, a state-funded  
25 foster care and adoption resource center, ~~or~~ a state-funded postadoption resource

1     center, a technical college district school, or an institution or college campus within  
2     the University of Wisconsin System. If the proposed adoptive parent does not reside  
3     in this state, he or she may meet this requirement by obtaining equivalent  
4     preparation in his or her state of residence.

5             **SECTION 1367.** 48.88 (2) (am) of the statutes is created to read:

6             48.88 (2) (am) 1. If the petitioner was required to obtain an initial license to  
7     operate a foster home or treatment foster home before placement of the child for  
8     adoption or relicensure after a break in licensure, the agency making the  
9     investigation shall obtain a criminal history search from the records maintained by  
10    the department of justice and request under 42 USC 16962 (b) a fingerprint-based  
11    check of the national crime information databases, as defined in 28 USC 534 (f) (3)  
12    (A), with respect to the petitioner. The agency may release any information obtained  
13    under this subdivision only as permitted under 42 USC 16962 (e). In the case of a  
14    child on whose behalf adoption assistance payments will be provided under s. 48.975,  
15    if the petitioner has been convicted of any of the offenses specified in s. 48.685 (5) (bm)  
16    1. to 4., the agency may not report that the petitioner's home is suitable for the child.

17            2. If the petitioner was required to obtain a license to operate a foster home or  
18    treatment foster home before placement of the child for adoption, the agency making  
19    the investigation shall obtain information maintained by the department regarding  
20    any substantiated reports of child abuse or neglect against the petitioner and any  
21    other adult residing in the petitioner's home. If the petitioner or other adult residing  
22    in the petitioner's home is not, or at any time within the 5 years preceding the date  
23    of the search has not been, a resident of this state, the agency shall check any child  
24    abuse or neglect registry maintained by any state or other U.S. jurisdiction in which  
25    the petitioner or other adult is a resident or was a resident within those 5 years for

1 information that is equivalent to the information maintained by the department  
2 regarding substantiated reports of child abuse or neglect. The agency may not use  
3 any information obtained under this subdivision for any purpose other than a  
4 background search under this subdivision.

5 **SECTION 1368.** 48.93 (1d) of the statutes is amended to read:

6 48.93 (1d) All records and papers pertaining to an adoption proceeding shall  
7 be kept in a separate locked file and may not be disclosed except under sub. (1g) or  
8 (1r), s. ~~46.03 (29)~~, 48.432, 48.433, 48.434, 48.48 (17) (a) 9. or 48.57 (1) (j), or by order  
9 of the court for good cause shown.

10 **SECTION 1369.** 48.98 (2) (d) of the statutes is amended to read:

11 48.98 (2) (d) The department shall periodically bill the person who filed the  
12 bond and the surety under s. ~~46.03 (18) (b) or 46.10~~ 49.32 (1) (b) or 49.345 for the cost  
13 of care and maintenance of the child until the child is adopted or becomes age 18,  
14 whichever is earlier. The guardian and surety shall also be liable under the bond for  
15 costs incurred by the department in enforcing the bond.

16 **SECTION 1370.** 48.981 (3) (c) 8. of the statutes is amended to read:

17 48.981 (3) (c) 8. Using the format prescribed by the department, each county  
18 department shall provide the department with information about each report that  
19 the county department receives or that is received by a licensed child welfare agency  
20 that is under contract with the county department and about each investigation that  
21 the county department or a licensed child welfare agency under contract with the  
22 county department conducts. Using the format prescribed by the department, a  
23 licensed child welfare agency under contract with the department shall provide the  
24 department with information about each report that the child welfare agency  
25 receives and about each investigation that the child welfare agency conducts. This



1 ~~information shall be used by the~~ The department shall use the information to  
2 monitor services provided by county departments or licensed child welfare agencies  
3 under contract with county departments or the department. The department shall  
4 use nonidentifying information to maintain statewide statistics on child abuse and  
5 neglect and on unborn child abuse, and for planning and policy development  
6 purposes.

7 **SECTION 1371.** 48.981 (7) (dm) of the statutes is amended to read:

8 48.981 (7) (dm) Notwithstanding par. (a), an agency may enter the content of  
9 any report or record maintained by the agency into the statewide automated child  
10 welfare information system established under s. ~~46.03~~ 48.47 (7g).

11 **SECTION 1372.** 48.981 (8) (a) of the statutes is amended to read:

12 48.981 (8) (a) The department, the county departments, and a licensed child  
13 welfare agency under contract with the department in a county having a population  
14 of 500,000 or more to the extent feasible shall conduct continuing education and  
15 training programs for staff of the department, the county departments, licensed  
16 child welfare agencies under contract with the department or a county department,  
17 law enforcement agencies, and the tribal social services departments, persons and  
18 officials required to report, the general public, and others as appropriate. The  
19 programs shall be designed to encourage reporting of child abuse and neglect and of  
20 unborn child abuse, to encourage self-reporting and voluntary acceptance of services  
21 and to improve communication, cooperation, and coordination in the identification,  
22 prevention, and treatment of child abuse and neglect and of unborn child abuse.  
23 Programs provided for staff of the department, county departments, and licensed  
24 child welfare agencies under contract with county departments or the department  
25 whose responsibilities include the investigation or treatment of child abuse or

1 neglect shall also be designed to provide information on means of recognizing and  
2 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
3 department, the county departments, and a licensed child welfare agency under  
4 contract with the department in a county having a population of 500,000 or more  
5 shall develop public information programs about child abuse and neglect and about  
6 unborn child abuse.

7 **SECTION 1373.** 48.981 (8) (d) 1. of the statutes is amended to read:

8 48.981 (8) (d) 1. Each agency staff member and supervisor whose  
9 responsibilities include investigation or treatment of child abuse and neglect or of  
10 unborn child abuse shall successfully complete training in child abuse and neglect  
11 protective services and in unborn child abuse protective services approved by the  
12 department. The training shall include information on means of recognizing and  
13 appropriately responding to domestic abuse, as defined in s. ~~46.95~~ 49.165 (1) (a). The  
14 department shall monitor compliance with this subdivision according to rules  
15 promulgated by the department.

16 **SECTION 1374.** 48.982 (2) (g) (intro.) of the statutes is amended to read:

17 48.982 (2) (g) (intro.) In coordination with the ~~departments of health and family~~  
18 ~~services and department and the department of~~ public instruction:

19 **SECTION 1383.** 48.985 (1) of the statutes is amended to read:

20 48.985 (1) **FEDERAL PROGRAM OPERATIONS.** From the appropriation under s.  
21 ~~20.435 (3)~~ 20.437 (1) (n), the department shall expend not more than \$273,700 in each  
22 fiscal year of the moneys received under 42 USC 620 to 626 for the department's  
23 expenses in connection with administering the expenditure of funds received under  
24 42 USC 620 to 626 and for child abuse and neglect and unborn child abuse  
25 independent investigations.



1           49.001 (9) “Wisconsin ~~works~~ Works agency” means a person under contract  
2 under s. 49.143 to administer Wisconsin ~~works~~ Works under ss. 49.141 to 49.161. If  
3 no contract is awarded under s. 49.143, “Wisconsin ~~works~~ Works agency” means the  
4 department of ~~workforce development~~ children and families.

5           **SECTION 1391.** 49.02 (2) (c) of the statutes is repealed.

6           **SECTION 1392.** 49.025 (2) (a) 2. of the statutes is amended to read:

7           49.025 (2) (a) 2. The department shall subtract from the amount determined  
8 under subd. 1. amounts paid to hospitals in that county under s. 49.45 (6y) and (6z)  
9 in that year and amounts paid on behalf of individuals in that county under the  
10 demonstration project under s. 49.45 (23) in that year. If the amount determined  
11 under this subdivision is less than zero, the amount of the relief block grant is \$0.

12           **SECTION 1393.** 49.029 (3) of the statutes is amended to read:

13           49.029 (3) USE OF RELIEF BLOCK GRANT FUNDS. A tribal governing body may use  
14 moneys received as a relief block grant only for the purpose of providing health care  
15 services to dependent persons. Notwithstanding s. 49.01 (2g), health care services  
16 may include treatment services for alcohol and other drug abuse and mental health  
17 services.

18           **SECTION 1394.** Subchapter III (title) of chapter 49 [precedes 49.11] of the  
19 statutes is amended to read:

20   **CHAPTER 49**

21   SUBCHAPTER III

22   **ECONOMIC CHILDREN AND FAMILY**

23   **SUPPORT AND WORK PROGRAMS SERVICES**

24           **SECTION 1395.** 49.11 (1) of the statutes is amended to read:

1           49.11 (1) "Department" means the department of workforce development  
2 children and families.

3           **SECTION 1396.** 49.11 (2) of the statutes is amended to read:

4           49.11 (2) "Secretary" means the secretary of workforce development children  
5 and families.

6           **SECTION 1397.** 49.13 (title) of the statutes is renumbered 49.79 (9) (title).

7           **SECTION 1398.** 49.13 (1) of the statutes is repealed.

8           **SECTION 1399.** 49.13 (2) (a) of the statutes is renumbered 49.79 (9) (a) 1. and  
9 amended to read:

10           49.79 (9) (a) 1. The department shall ~~contract with the department of health~~  
11 ~~and family services as provided under s. 49.79 (10)~~ to administer an employment and  
12 training program for recipients under the food stamp program and may contract  
13 under s. 49.78 with county departments under ss. 46.215, 46.22, and 46.23, and with  
14 tribal governing bodies to carry out the administrative functions. The department  
15 may contract, or a county department or tribal governing body may subcontract, with  
16 a Wisconsin works Works agency or another provider to administer the employment  
17 and training program under this subsection. Except as provided in ~~pars. (b) and (bm)~~  
18 subds. 2. and 3., the department may require able individuals who are 18 to 60 years  
19 of age who are not participants in a Wisconsin works Works employment position to  
20 participate in the employment and training program under this subsection.

21           **SECTION 1400.** 49.13 (2) (b) of the statutes is renumbered 49.79 (9) (a) 2. and  
22 amended to read:

23           49.79 (9) (a) 2. The department may not require an individual who is a recipient  
24 under the food stamp program and who is the caretaker of a child ~~who is~~ under the

1 age of 12 weeks to participate in any employment and training program under ~~par.~~  
2 ~~(a) this subsection.~~

3 **SECTION 1401.** 49.13 (2) (bm) of the statutes is renumbered 49.79 (9) (a) 3. and  
4 amended to read:

5 49.79 (9) (a) 3. The department may not require an individual who is a recipient  
6 under the food stamp program to participate in any employment and training  
7 program under ~~par. (a) this subsection~~ if that individual is enrolled at least half time  
8 in a school, as defined in s. 49.26 (1) (a) 2., a training program, or an institution of  
9 higher education.

10 **SECTION 1402.** 49.13 (2) (cm) of the statutes is renumbered 49.79 (9) (a) 4.

11 **SECTION 1403.** 49.13 (2) (d) of the statutes is renumbered 49.79 (9) (a) 5. and  
12 amended to read:

13 49.79 (9) (a) 5. A participant in an employment and training program under  
14 this ~~section~~ subsection administered by the department is an employee of the  
15 department for purposes of worker's compensation coverage, except to the extent  
16 that the person for whom the participant is performing work provides worker's  
17 compensation coverage. A participant in an employment and training program  
18 under this ~~section~~ subsection administered by a Wisconsin ~~works~~ Works agency or  
19 another provider is an employee of the Wisconsin ~~works~~ Works agency or other  
20 provider for purposes of worker's compensation coverage, except to the extent that  
21 the person for whom the participant is performing work provides worker's  
22 compensation coverage.

23 **SECTION 1404.** 49.13 (3) (intro.) of the statutes is renumbered 49.79 (9) (b)  
24 (intro.) and amended to read:

1           49.79 (9) (b) (intro.) An individual who fails to comply with the work  
2 requirements under ~~sub. (2) par.~~ (a) without good cause is ineligible to participate in  
3 the food stamp program ~~under s. 49.79~~ as follows:

4           **SECTION 1405.** 49.13 (3) (a) of the statutes is renumbered 49.79 (9) (b) 1. and  
5 amended to read:

6           49.79 (9) (b) 1. For the first occurrence of noncompliance, one month, or until  
7 the person complies with the work requirements under ~~sub. (2) par.~~ (a), whichever  
8 is later.

9           **SECTION 1406.** 49.13 (3) (b) of the statutes is renumbered 49.79 (9) (b) 2. and  
10 amended to read:

11           49.79 (9) (b) 2. For the 2nd occurrence of noncompliance, 3 months, or until the  
12 person complies with the work requirements under ~~sub. (2) par.~~ (a), whichever is  
13 later.

14           **SECTION 1407.** 49.13 (3) (c) of the statutes is renumbered 49.79 (9) (b) 3. and  
15 amended to read:

16           49.79 (9) (b) 3. For the 3rd and subsequent occurrences of noncompliance, 6  
17 months, or until the person complies with the work requirements under ~~sub. (2) par.~~  
18 (a), whichever is later.

19           **SECTION 1407c.** 49.134 (2) (a) of the statutes is amended to read:

20           49.134 (2) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department shall  
21 make grants to local agencies to fund child care resource and referral services  
22 provided by those local agencies. The department shall provide an allocation formula  
23 to determine the amount of a grant awarded under this section.

24           **SECTION 1407e.** 49.136 (2) (a) of the statutes is amended to read:

1           49.136 (2) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
2 award grants for the start-up or expansion of child care services.

3           **SECTION 1407g.** 49.137 (2) (a) of the statutes is amended to read:

4           49.137 (2) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
5 award grants to child care providers that meet the quality of care standards  
6 established under s. 49.155 (1d) (b) to improve the retention of skilled and  
7 experienced child care staff. In awarding grants under this subsection, the  
8 department shall consider the applying child care provider's total enrollment of  
9 children and average enrollment of children who receive or are eligible for publicly  
10 funded care from the child care provider.

11           **SECTION 1407h.** 49.137 (3) (a) of the statutes is amended to read:

12           49.137 (3) (a) From the allocation under s. 49.155 (1g) ~~(d)~~, the department may  
13 award grants to child care providers for assistance in meeting the quality of care  
14 standards established under s. 49.155 (1d) (b).

15           **SECTION 1407i.** 49.137 (4) (intro.) of the statutes is amended to read:

16           49.137 (4) TRAINING AND TECHNICAL ASSISTANCE CONTRACTS. (intro.) From the  
17 allocation under s. 49.155 (1g) ~~(d)~~, the department may contract with one or more  
18 agencies for the provision of training and technical assistance to improve the quality  
19 of child care provided in this state. The training and technical assistance activities  
20 contracted for under this subsection may include any of the following activities:

21           **SECTION 1407j.** 49.137 (4m) of the statutes is amended to read:

22           49.137 (4m) LOCAL PASS-THROUGH GRANT PROGRAM. From the allocation under  
23 s. 49.155 (1g) ~~(d)~~, the department shall award grants to local governments and tribal  
24 governing bodies for programs to improve the quality of child care. The department



1 shall promulgate rules to administer the grant program, including rules that specify  
2 the eligibility criteria and procedures for awarding the grants.

3 **SECTION 1408.** 49.138 (1m) (intro.) of the statutes is amended to read:

4 49.138 **(1m)** (intro.) The department shall implement a program of emergency  
5 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or  
6 impending homelessness, or energy crisis. The department shall establish the  
7 maximum amount of aid to be granted, except for cases of energy crisis, per family  
8 member based on the funding available under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md).  
9 The department need not establish the maximum amount by rule under ch. 227. The  
10 department shall publish the maximum amount and annual changes to it in the  
11 Wisconsin administrative register. Emergency assistance provided to needy persons  
12 under this section may only be provided to a needy person once in a 12-month period.  
13 Emergency assistance provided to needy persons under this section in cases of  
14 homelessness or impending homelessness may be used only to obtain or retain a  
15 permanent living accommodation. For the purposes of this section, a family is  
16 considered to be homeless, or to be facing impending homelessness, if any of the  
17 following applies:

18 **SECTION 1409.** 49.143 (2) (b) of the statutes is amended to read:

19 49.143 **(2)** (b) Establish a children's services network. The children's services  
20 network shall provide information about community resources available to the  
21 dependent children in a Wisconsin works group, including charitable food and  
22 clothing centers; subsidized and low-income housing; transportation subsidies; the  
23 state supplemental food program for women, infants and children under s. ~~253.06~~  
24 49.17; and child care programs. In a county having a population of 500,000 or more,  
25 a children's services network shall, in addition, provide a forum for those persons

1 who are interested in the delivery of child welfare services and other services to  
2 children and families in the geographical area under sub. (6) served by that  
3 children's services network to communicate with and make recommendations to the  
4 providers of those services in that geographical area with respect to the delivery of  
5 those services in that area.

6 **SECTION 1409j.** 49.147 (2) (b) of the statutes is renumbered 49.147 (2) (a) 3. and  
7 amended to read:

8 49.147 (2) (a) 3. ~~Job search assistance.~~ A Wisconsin works Works agency shall  
9 assist a participant in his or her search for unsubsidized employment. ~~In~~  
10 ~~determining an appropriate placement for a participant, a Wisconsin works agency~~  
11 ~~shall give priority to placement in unsubsidized employment over placements under~~  
12 ~~subs. (3) to (5).~~

13 **SECTION 1409m.** 49.147 (2) (bm) of the statutes is created to read:

14 49.147 (2) (bm) *Case management services.* 1. In lieu of placing the individual  
15 in a Wisconsin Works employment position under subs. (3) to (5), the department  
16 may provide case management services, which may include those services specified  
17 in s. 49.1475, to an individual who applies for a Wisconsin Works employment  
18 position if the department determines all of the following:

- 19 a. The individual meets the eligibility requirements under s. 49.145 (2) and (3).  
20 b. The individual is willing to work and has no barriers to employment.  
21 c. The individual is job-ready, based on the individual's employment history or  
22 education.  
23 d. The most appropriate placement for the individual is in unsubsidized  
24 employment.

1           2. In determining an appropriate placement for an applicant, a Wisconsin  
2 Works agency shall give priority to placement in unsubsidized employment and  
3 providing case management services over placements under subs. (3) to (5).

4           **SECTION 1410.** 49.147 (3m) of the statutes is created to read:

5           49.147 **(3m)** REAL WORK, REAL PAY PILOT PROJECT. (a) *Administration and*  
6 *evaluation.* Except as provided in par. (d), the department shall conduct and  
7 evaluate a real work, real pay pilot project from January 1, 2008, to December 31,  
8 2009.

9           (b) *Eligibility and project limits.* 1. Except as specifically provided in this  
10 subsection, all general and nonfinancial eligibility requirements under s. 49.145  
11 apply to participants under this subsection, and all requirements under sub. (3), as  
12 they apply to Wisconsin Works agencies, employers, and participants, apply to  
13 Wisconsin Works agencies, employers, and participants under this subsection.

14           2. The project shall be limited to 100 individuals and shall be conducted in at  
15 least one of the geographical areas established by the department under s. 49.143 (6)  
16 that is in Milwaukee County and in at least 2 of those geographical areas that are  
17 not in Milwaukee County.

18           (c) *Employer subsidies and reimbursements.* The Wisconsin Works agency  
19 shall pay an employer that employs a participant under this subsection a monthly  
20 wage subsidy that does not exceed the federal minimum wage for no more than 30  
21 hours of work per week. Worksite training activities prescribed by the employer that  
22 are consistent with training provided to other employees at the worksite are  
23 considered work for purposes of calculating the wage subsidy under this paragraph.  
24 In addition to the wage subsidy, the Wisconsin Works agency shall reimburse the

1 employer for up to 100 percent of all of the following costs that are attributable to  
2 employment of the participant:

- 3 1. Federal social security taxes.
- 4 2. State and federal unemployment contributions or taxes, if any.
- 5 3. Worker’s compensation insurance premiums, if any.

6 (d) *Time-limited participation and payment extension.* An individual may  
7 participate in the project under this subsection for a maximum of 6 months, with an  
8 opportunity for an extension of up to 3 months. Notwithstanding the ending date for  
9 the project, payments under par. (c) for any participant who is accepted into the  
10 project before December 31, 2009, shall be made until the participant completes his  
11 or her 6-month participation period or any extension to it already commenced before  
12 that date.

13 (e) *Mentors and stipends.* The Wisconsin Works agency and employer of a  
14 participant under this subsection shall work together to find a mentor for the  
15 participant at the participant’s work site. The Wisconsin Works agency shall pay  
16 each mentor a monthly stipend of \$50.

17 (f) *Employer effort to retain, refer, or evaluate participant.* An employer that  
18 employs a participant under this subsection and receives a wage subsidy shall agree  
19 to make a good faith effort to retain the participant as a permanent unsubsidized  
20 employee after the wage subsidy ends if the participant successfully completes  
21 participation in the project under this subsection. An employer shall also agree that,  
22 if the employer does not retain a participant as a permanent unsubsidized employee,  
23 the employer will serve as an employment reference for the participant or provide  
24 to the Wisconsin Works agency a written performance evaluation of the participant,  
25 including recommendations for improvements.

1           **SECTION 1411.** 49.147 (6) (c) of the statutes is amended to read:

2           49.147 **(6)** (c) *Distribution and administration.* From the appropriation under  
3 s. ~~20.445 (3)~~ 20.437 (2) (jL), the department shall distribute funds for job access loans  
4 to a Wisconsin Works agency, which shall administer the loans in accordance with  
5 rules promulgated by the department.

6           **SECTION 1412.** 49.147 (6) (cm) 1. of the statutes is amended to read:

7           49.147 **(6)** (cm) 1. The department of ~~workforce development~~ may, in the  
8 manner provided in s. 49.85, collect job access loan repayments that are delinquent  
9 under the terms of a repayment agreement. The department of ~~workforce~~  
10 ~~development~~ shall credit all delinquent repayments collected by the department of  
11 revenue as a setoff under s. 71.93 to the appropriation account under s. ~~20.445 (3)~~  
12 20.437 (2) (jL). Use of the process under s. 49.85 does not preclude the department  
13 of ~~workforce development~~ from collecting delinquent repayments through other  
14 legal means.

15           **SECTION 1413c.** 49.148 (1m) (title) of the statutes is amended to read:

16           49.148 **(1m)** (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

17           **SECTION 1414c.** 49.148 (1m) (a) (intro.) of the statutes is created to read:

18           49.148 **(1m)** (a) (intro.) Any of the following may receive a monthly grant of  
19 \$673:

20           **SECTION 1415c.** 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a)  
21 1. and amended to read:

22           49.148 **(1m)** (a) 1. ~~A~~ An individual who meets the eligibility requirements  
23 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks  
24 old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may  
25 receive a monthly grant of \$673, unless another adult member of the custodial

1 parent's Wisconsin ~~works~~ Works group is participating in, or is eligible to participate  
2 in, a Wisconsin ~~works~~ Works employment position or is employed in unsubsidized  
3 employment, as defined in s. 49.147 (1) (c).

4 (bm) A Wisconsin ~~works~~ Works agency may not require a participant under this  
5 subsection to participate in any employment positions.

6 (c) 1. Receipt of a grant under this subsection by a participant under par. (a)  
7 1. does not constitute participation in a Wisconsin ~~works~~ Works employment position  
8 ~~for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (e), (4) (b) or (5)~~  
9 ~~(b) 2.~~ if the child is born to the participant not more than 10 months after the date  
10 that the participant was first determined to be eligible for assistance under s. 49.19  
11 or for a Wisconsin ~~works~~ Works employment position.

12 **SECTION 1416c.** 49.148 (1m) (a) 2. of the statutes is created to read:

13 49.148 **(1m)** (a) 2. An unmarried woman who would be eligible under s. 49.145  
14 except that she is not a custodial parent of a dependent child and who is in the 3rd  
15 trimester of a pregnancy that is medically verified and that is shown by medical  
16 documentation to be at risk and to render the woman unable to participate in the  
17 workforce.

18 **SECTION 1417c.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c)  
19 2. and amended to read:

20 49.148 **(1m)** (c) 2. Receipt of a grant under this subsection by a participant  
21 under par. (a) 1. constitutes participation in a Wisconsin ~~works~~ Works employment  
22 position ~~for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (e), (4)~~  
23 ~~(b) or (5) (b) 2.~~ if the child is born to the participant more than 10 months after the  
24 date that the participant was first determined to be eligible for assistance under s.  
25 49.19 or for a Wisconsin ~~works~~ Works employment position unless the child was

1 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in  
2 which the mother did not indicate a freely given agreement to have sexual  
3 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual  
4 assault has been reported to a physician and to law enforcement authorities.

5 **SECTION 1418c.** 49.148 (1m) (c) (intro.) of the statutes is created to read:

6 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)  
7 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

8 **SECTION 1419c.** 49.148 (1m) (c) 3. of the statutes is created to read:

9 49.148 (1m) (c) 3. Receipt of a grant under this subsection by a participant  
10 under par. (a) 2. does not constitute participation in a Wisconsin Works employment  
11 position.

12 **SECTION 1419g.** 49.152 (1) of the statutes is amended to read:

13 49.152 (1) PETITION FOR REVIEW. Any individual whose application for any  
14 component of Wisconsin ~~works~~ Works is not acted upon by the Wisconsin ~~works~~  
15 Works agency with reasonable promptness after the filing of the application, as  
16 defined by the department by rule, or is denied in whole or in part, whose benefit is  
17 modified or canceled, or who believes that the benefit was calculated incorrectly or  
18 that the employment position in which the individual was placed or providing case  
19 management services under s. 49.147 (2) (bm) in lieu of placement in a Wisconsin  
20 Works employment position is inappropriate, may petition the Wisconsin ~~works~~  
21 Works agency for a review of such action. Review is unavailable if the action by the  
22 Wisconsin ~~works~~ Works agency occurred more than 45 days prior to submission of  
23 the petition for review.

24 **SECTION 1419k.** 49.152 (3) (a) of the statutes is amended to read:

1           49.152 (3) (a) If, following review under sub. (2), the Wisconsin ~~works~~ Works  
2 agency or the department determines that an individual, whose application for a  
3 Wisconsin ~~works~~ Works employment position was denied based on eligibility, was in  
4 fact eligible, or that the individual was placed in an inappropriate Wisconsin ~~works~~  
5 Works employment position or inappropriately provided case management services  
6 under s. 49.147 (2) (bm) in lieu of placement in a Wisconsin Works employment  
7 position, the Wisconsin ~~works~~ Works agency shall place the individual in the first  
8 available Wisconsin ~~works~~ Works employment position that is appropriate for that  
9 individual, as determined by the Wisconsin ~~works~~ Works agency or the department.  
10 An individual who is placed in a Wisconsin ~~works~~ Works employment position under  
11 this paragraph is eligible for the benefit for that position under s. 49.148 beginning  
12 on the date on which the individual begins participation under s. 49.147.

13           **SECTION 1420f.** 49.155 (1) (intro.) of the statutes is amended to read:

14           49.155 (1) DEFINITIONS. (intro.) In this section, except as otherwise provided:

15           **SECTION 1420m.** 49.155 (1g) of the statutes is repealed and recreated to read:

16           49.155 (1g) DISTRIBUTION OF FUNDS. Within the limits of the availability of the  
17 federal child care and development block grant funds received under 42 USC 9858,  
18 the department shall do all of the following:

19           (a) Subject to sub. (1j), spend no more than the minimum amount required  
20 under 42 USC 9858 on programs to improve the quality and availability of child care.  
21 From the appropriations under s. 20.445 (3) (cm), (kx), (mc), and (md), the  
22 department shall allocate and distribute funding in each fiscal year for all of the  
23 following:

24           1. A child care scholarship and bonus program, in the amount of at least  
25 \$3,475,000 per fiscal year.



1           2. Grants under s. 49.134 (2) for child day care resource and referral services,  
2           in the amount of at least \$1,225,000 per fiscal year.

3           3. A transfer to the appropriation account under s. 20.435 (3) (kx) for child care  
4           licensing activities, in the amount of at least \$4,800,600 per fiscal year.

5           4. Grants under s. 49.137 (4m).

6           5. Contracts under s. 49.137 (4) for training and technical assistance.

7           6. The department's share of the costs for the Child Care Information Center  
8           operated by the division for libraries, technology, and community learning in the  
9           department of public instruction.

10          (b) Subject to sub. (1j), from the appropriations under s. 20.445 (3) (cm), (kx),  
11          and (mc), distribute \$1,765,600 in fiscal year 2007-08 and \$1,600,300 in fiscal year  
12          2008-09 for administration of the department's office of child care.

13          **SECTION 1420n.** 49.155 (1g) (a) (intro.) and 3. and (b) of the statutes, as affected  
14          by 2007 Wisconsin Act .... (this act), are amended to read:

15           49.155 (1g) (a) (intro.) Subject to sub. (1j), spend no more than the minimum  
16           amount required under 42 USC 9858 on programs to improve the quality and  
17           availability of child care. From the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (cm),  
18           (kx), (mc), and (md), the department shall allocate and distribute funding in each  
19           fiscal year for all of the following:

20           3. A transfer to the appropriation account under s. ~~20.435 (3)~~ 20.437 (1) (kx) for  
21           child care licensing activities, in the amount of at least \$4,800,600 per fiscal year.

22           (b) Subject to sub. (1j), from the appropriations under s. ~~20.445 (3)~~ 20.437 (2)  
23           (cm), (kx), and (mc), distribute \$1,765,600 in fiscal year 2007-08 and \$1,600,300 in  
24           fiscal year 2008-09 for administration of the department's office of child care.

25          **SECTION 1425.** 49.155 (1m) (a) 3m. of the statutes is amended to read:

1           49.155 (1m) (a) 3m. Participate in a job search or work experience component  
2 of the food stamp employment and training program under s. ~~49.13~~ 49.79 (9).

3           **SECTION 1433r.** 49.159 (3) of the statutes is amended to read:

4           49.159 (3) OTHER CUSTODIAL PARENTS. A custodial parent in a Wisconsin ~~works~~  
5 Works group in which the other custodial parent is a participant in a Wisconsin  
6 ~~works~~ Works employment position or is receiving case management services under  
7 s. 49.147 (2) (bm) is eligible for employment training and job search assistance  
8 services provided by the Wisconsin ~~works~~ Works agency.

9           **SECTION 1433t.** 49.159 (4) of the statutes is amended to read:

10          49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically  
11 verified, who would be eligible under s. 49.145 except that she is not a custodial  
12 parent of a dependent child, and who does not satisfy the requirements under s.  
13 49.148 (1m) (a) 2. is eligible for employment training and job search assistance  
14 services provided by the Wisconsin ~~works~~ Works agency.

15          **SECTION 1434.** 49.1635 (1) of the statutes is amended to read:

16          49.1635 (1) To the extent permitted under federal law and subject to sub. (2),  
17 from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (md) the department may  
18 distribute funds to the Wisconsin Trust Account Foundation in an amount up to the  
19 amount received by the foundation from private donations, but not to exceed  
20 \$100,000 in a fiscal year. Except as provided in sub. (4), funds distributed under this  
21 subsection may be used only for the provision of legal services to individuals who are  
22 eligible for temporary assistance for needy families under 42 USC 601 et seq. and  
23 whose incomes are at or below 200% of the poverty line.

24          **SECTION 1435.** 49.175 (1) (intro.) of the statutes is amended to read:

1           49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within  
2 the limits of the appropriations under s. ~~20.445 (3)~~ 20.437 (2) (a), (cm), (dz), (k), (kx),  
3 (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for  
4 the following purposes:

5           **SECTION 1436.** 49.175 (1) (a) of the statutes is amended to read:

6           49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
7 \$59,184,700 ~~\$44,390,300~~ in fiscal year ~~2005-06~~ 2007-08 and \$51,930,000  
8 \$44,035,900 in fiscal year ~~2006-07~~ 2008-09.

9           **SECTION 1437.** 49.175 (1) (b) of the statutes is amended to read:

10           49.175 (1) (b) *Wisconsin Works administration.* For administration of  
11 Wisconsin Works performed under contracts under s. 49.143, \$18,999,900  
12 \$10,701,100 in fiscal year ~~2005-06~~ 2007-08 and \$16,834,100 \$10,701,100 in fiscal  
13 year ~~2006-07~~ 2008-09.

14           **SECTION 1438.** 49.175 (1) (c) of the statutes is repealed.

15           **SECTION 1439.** 49.175 (1) (f) of the statutes is amended to read:

16           49.175 (1) (f) *Wisconsin Works ancillary services.* For program services under  
17 Wisconsin Works provided under contracts under s. 49.143, ~~\$49,534,800~~ \$38,471,500  
18 in fiscal year ~~2005-06~~ 2007-08 and \$43,463,000 \$38,471,500 in fiscal year ~~2006-07~~  
19 2008-09.

20           **SECTION 1440.** 49.175 (1) (g) of the statutes is amended to read:

21           49.175 (1) (g) *State administration of public assistance programs.* For state  
22 administration of public assistance programs, \$16,060,000 \$16,670,100 in each  
23 fiscal year ~~2007-08~~ 2007-08 and \$16,868,500 in fiscal year ~~2008-09~~.

24           **SECTION 1441.** 49.175 (1) (i) of the statutes is amended to read:

1           49.175 (1) (i) *Emergency assistance*. For emergency assistance under s. 49.138,  
2           \$4,500,000 \$6,000,000 in each fiscal year.

3           **SECTION 1442.** 49.175 (1) (p) of the statutes, as affected by 2007 Wisconsin Act  
4           5, is amended to read:

5           49.175 (1) (p) *Direct child care services*. For direct child care services under s.  
6           49.155, \$310,332,100 \$340,601,800 in fiscal year ~~2005–06~~ 2007–08 and  
7           ~~\$343,432,100~~ \$355,352,000 in fiscal year ~~2006–07~~ 2008–09.

8           **SECTION 1443c.** 49.175 (1) (q) of the statutes is amended to read:

9           49.175 (1) (q) *Indirect-child Child care services state administration*. For  
10          indirect administration of child care services under s. 49.155 (1g), ~~\$9,926,700~~ (b),  
11          \$1,765,600 in fiscal year ~~2005–06~~ 2007–08 and ~~\$9,929,000~~ \$1,600,300 in fiscal year  
12          ~~2006–07~~ 2008–09.

13          **SECTION 1444.** 49.175 (1) (qm) of the statutes is amended to read:

14          49.175 (1) (qm) *Quality care for quality kids*. For the child care quality  
15          improvement activities specified in s. 49.155 (1g) (d), ~~\$3,378,500~~ (a), \$5,311,000 in  
16          each fiscal year.

17          **SECTION 1444c.** 49.175 (1) (qs) of the statutes is created to read:

18          49.175 (1) (qs) *Child care licensing*. For child care licensing, at least \$4,800,600  
19          in each fiscal year.

20          **SECTION 1445.** 49.175 (1) (r) of the statutes is repealed.

21          **SECTION 1447b.** 49.175 (1) (z) of the statutes is amended to read:

22          49.175 (1) (z) *Grants to the Boys and Girls Clubs of America*. For grants to the  
23          Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that  
24          improve social, academic, and employment skills of youth who are eligible to receive

1 temporary assistance for needy families under 42 USC 601 et seq., \$300,000  
2 \$350,000 in each fiscal year.

3 **SECTION 1448.** 49.175 (1) (ze) (title) of the statutes is amended to read:

4 49.175 (1) (ze) (title) *Programs administered by the department of health and*  
5 *family services relating to children and families.*

6 **SECTION 1449.** 49.175 (1) (ze) 1. of the statutes is amended to read:

7 49.175 (1) (ze) 1. 'Kinship care and long-term kinship care assistance.' For the  
8 kinship care and long-term kinship care programs under s. 48.57 (3m), (3n), and  
9 (3p), ~~\$23,034,200 in fiscal year 2005-06 and \$22,686,300~~ \$23,579,800 in each fiscal  
10 year ~~2006-07~~.

11 **SECTION 1450.** 49.175 (1) (ze) 2. of the statutes is amended to read:

12 49.175 (1) (ze) 2. 'Children of recipients of supplemental security income.' For  
13 payments made under s. 49.775 for the support of the dependent children of  
14 recipients of supplemental security income, ~~\$30,444,000~~ \$30,094,700 in fiscal year  
15 ~~2005-06~~ 2007-08 and ~~\$30,394,000~~ \$30,094,700 in fiscal year ~~2006-07~~ 2008-09.

16 **SECTION 1451.** 49.175 (1) (ze) 10m. of the statutes is amended to read:

17 49.175 (1) (ze) 10m. 'Safety and out-of-home placement services.' For services  
18 provided in counties having a population of 500,000 or more to ensure the safety of  
19 children who the department of health and family services determines may remain  
20 at home if appropriate services are provided, ~~\$5,707,200~~ and for ongoing services  
21 provided in those counties to families with children placed in out-of-home care,  
22 \$5,631,300 in each fiscal year.

23 **SECTION 1452.** 49.175 (1) (ze) 10m. of the statutes, as affected by 2007  
24 Wisconsin Act .... (this act), is amended to read:

1           49.175 (1) (ze) 10m. ‘Safety and out-of-home placement services.’ For services  
2 provided in counties having a population of 500,000 or more to ensure the safety of  
3 children who the department of ~~health and family services~~ determines may remain  
4 at home if appropriate services are provided, and for ongoing services provided in  
5 those counties to families with children placed in out-of-home care, \$5,631,300 in  
6 each fiscal year.

7           **SECTION 1453.** 49.175 (1) (ze) 12. of the statutes is amended to read:

8           49.175 (1) (ze) 12. ‘Milwaukee and statewide child welfare administration.’ For  
9 the costs associated with the Milwaukee child welfare information system and the  
10 Wisconsin statewide automated child welfare information system, \$1,310,800  
11 \$1,510,500 in fiscal year ~~2005-06~~ 2007-08 and \$1,317,700 \$1,532,100 in fiscal year  
12 ~~2006-07~~ 2008-09.

13           **SECTION 1454.** 49.175 (1) (zh) of the statutes, as affected by 2007 Wisconsin Act  
14 5, is amended to read:

15           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
16 moneys from the appropriation account under s. 20.445 (3) (md) to the appropriation  
17 account under s. 20.835 (2) (kf) for the earned income tax credit, \$55,232,000  
18 \$21,125,400 in fiscal year ~~2005-06~~ and \$25,232,000 in fiscal year ~~2006-07~~ 2007-08  
19 and \$6,664,200 in fiscal year 2008-09.

20           **SECTION 1455.** 49.175 (1) (zh) of the statutes, as affected by 2007 Wisconsin Act  
21 .... (this act), is amended to read:

22           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
23 moneys from the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (md) to the  
24 appropriation account under s. 20.835 (2) (kf) for the earned income tax credit,  
25 \$21,125,400 in fiscal year 2007-08 and \$6,664,200 in fiscal year 2008-09.

1           **SECTION 1456.** 49.175 (2) (c) of the statutes is amended to read:

2           49.175 **(2)** (c) If the amounts of federal block grant moneys that are required  
3 to be credited to the appropriation accounts under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
4 (md) are less than the amounts appropriated under s. ~~20.445 (3)~~ 20.437 (2) (mc) and  
5 (md), the department shall submit a plan to the secretary of administration for  
6 reducing the amounts of moneys allocated under sub. (1). If the secretary of  
7 administration approves the plan, the amounts of moneys required to be allocated  
8 under sub. (1) may be reduced as proposed by the department and the department  
9 shall allocate the moneys as specified in the plan.

10           **SECTION 1459.** 49.19 (1) (a) 2. b. of the statutes is amended to read:

11           49.19 **(1)** (a) 2. b. Is living in a foster home or treatment foster home licensed  
12 under s. 48.62 if a license is required under that section, in a foster home or treatment  
13 foster home located within the boundaries of a federally recognized American Indian  
14 reservation in this state and licensed by the tribal governing body of the reservation,  
15 in a group home licensed under s. 48.625, or in a residential care center for children  
16 and youth licensed under s. 48.60, and has been placed in the foster home, treatment  
17 foster home, group home, or center by a county department under s. 46.215, 46.22,  
18 or 46.23, by the department of health and family services, by the department of  
19 corrections, or by a federally recognized American Indian tribal governing body in  
20 this state under an agreement with a county department.

21           **SECTION 1460.** 49.19 (10) (a) of the statutes is amended to read:

22           49.19 **(10)** (a) Aid under this section may also be granted to a nonrelative who  
23 cares for a child dependent upon the public for proper support in a foster home or  
24 treatment foster home having a license under s. 48.62, in a foster home or treatment  
25 foster home located within the boundaries of a federally recognized American Indian

1 reservation in this state and licensed by the tribal governing body of the reservation  
2 or in a group home licensed under s. 48.625, regardless of the cause or prospective  
3 period of dependency. The state shall reimburse counties pursuant to the procedure  
4 under s. ~~46.495~~ 48.569 (2) and the percentage rate of participation set forth in s.  
5 ~~46.495~~ 48.569 (1) (d) for aid granted under this subsection except that if the child does  
6 not have legal settlement in the granting county, state reimbursement shall be at  
7 100%. The county department under s. 46.215 or 46.22 shall determine the legal  
8 settlement of the child. A child under one year of age shall be eligible for aid under  
9 this subsection irrespective of any other residence requirement for eligibility within  
10 this section.

11 **SECTION 1461.** 49.19 (10) (d) of the statutes is amended to read:

12 49.19 (10) (d) Aid may also be paid under this section to a licensed foster home,  
13 treatment foster home, group home, or residential care center for children and youth  
14 by the state when the child is in the custody or guardianship of the state, when the  
15 child is a ward of an American Indian tribal court in this state and the placement is  
16 made under an agreement between the department and the tribal governing body,  
17 or when the child was part of the state's direct service case load and was removed  
18 from the home of a relative specified in sub. (1) (a) as a result of a judicial  
19 determination that continuance in the home of a relative would be contrary to the  
20 child's welfare for any reason and the child is placed by the department of health and  
21 family services or the department of corrections.

22 **SECTION 1462.** 49.19 (11) (a) 1. a. of the statutes is amended to read:

23 49.19 (11) (a) 1. a. Except as provided in subs. (11m) and (11s), monthly  
24 payments made under s. ~~20.445 (3)~~ 20.437 (2) (dz) and (md) to persons or to families  
25 with dependent children shall be based on family size and shall be at 80% of the total



1 of the allowances under subds. 2. and 4. plus the following standards of assistance  
2 beginning on September 1, 1987:

Figure 49.19 (11) (a) 1. a.:		
<u>FAMILY SIZE</u>	<u>AREA I</u>	<u>AREA II</u>
1	\$ 311	\$ 301
2	550	533
3	647	626
4	772	749
5	886	861
6	958	929
7	1,037	1,007
8	1,099	1,068
9	1,151	1,117
10	1,179	1,143

3 **SECTION 1463.** 49.19 (11s) (d) of the statutes is amended to read:

4 49.19 (11s) (d) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (a), the  
5 department may award grants to county departments under ss. 46.215, 46.22 and  
6 46.23 for providing education services relating to family planning, as defined in s.  
7 253.07 (1) (a), to persons who are subject to par. (b).

8 **SECTION 1464.** 49.195 (3r) of the statutes is amended to read:

9 49.195 (3r) From the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (L) the  
10 department may contract with or employ a collection agency or other person to  
11 enforce a repayment obligation of a person who is found liable under sub. (3) who is  
12 delinquent in making repayments.

13 **SECTION 1465.** 49.197 (1m) of the statutes is amended to read:

14 49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. ~~20.445 (3)~~  
15 20.437 (2) (dz), (kx), (L), (md), (n), and (nL), the department shall establish a program  
16 to investigate suspected fraudulent activity on the part of recipients of aid to families  
17 with dependent children under s. 49.19, on the part of participants in the Wisconsin  
18 Works program under ss. 49.141 to 49.161, and, if the department of health and

1 family services contracts with the department under sub. (5), on the part of recipients  
2 of medical assistance under subch. IV, food stamp benefits under the food stamp  
3 program under 7 USC 2011 to 2036, supplemental security income payments under  
4 s. 49.77, payments for the support of children of supplemental security income  
5 recipients under s. 49.775, and health care benefits under the Badger Care health  
6 care program under s. 49.665. The department's activities under this subsection may  
7 include, but are not limited to, comparisons of information provided to the  
8 department by an applicant and information provided by the applicant to other  
9 federal, state, and local agencies, development of an advisory welfare investigation  
10 prosecution standard, and provision of funds to county departments under ss.  
11 46.215, 46.22, and 46.23 and to Wisconsin Works agencies to encourage activities to  
12 detect fraud. The department shall cooperate with district attorneys regarding  
13 fraud prosecutions.

14 **SECTION 1465m.** 49.197 (2) of the statutes is created to read:

15 49.197 (2) FRAUD INVESTIGATION BY COUNTIES AND TRIBAL GOVERNING BODIES. (a)

16 In this subsection, "tribal governing body" means an elected governing body of a  
17 federally recognized American Indian tribe.

18 (b) A county or tribal governing body may establish a program to investigate  
19 suspected fraudulent activity on the part of participants in the Wisconsin Works  
20 program under this subchapter, including persons receiving a child care subsidy  
21 under s. 49.155, and to recover incorrect payments made or incorrect benefits  
22 provided as a result of fraudulent activity.

23 (c) If a county or tribal governing body establishes a program under par. (b), the  
24 county or tribal governing body shall pay to the department all of the following:

1           1. Fifty percent of all amounts recovered by the county or tribal governing body  
2 as a result of its program during the first month in which it recovers any amounts  
3 as a result of its program.

4           2. Sixty-six percent of all amounts recovered by the county or tribal governing  
5 body as a result of its program during the 2nd month in which it recovers any  
6 amounts as a result of its program.

7           3. One hundred percent of all amounts recovered by the county or tribal  
8 governing body as a result of its program after the 2nd month in which it recovers  
9 any amounts as a result of its program.

10           (d) The department shall credit all moneys received under this subsection to  
11 the appropriation account under s. 20.445 (3) (g). The department shall use moneys  
12 recovered as a result of fraud in the Wisconsin Works program, other than the child  
13 care subsidy program under s. 49.155, for the Wisconsin Works program other than  
14 the child care subsidy program and shall use moneys recovered as a result of fraud  
15 in the child care subsidy program under s. 49.155 for the child care subsidy program.

16           **SECTION 1465p.** 49.197 (2) (d) of the statutes, as created by 2007 Wisconsin Act  
17 .... (this act), is amended to read:

18           49.197 **(2)** (d) The department shall credit all moneys received under this  
19 subsection to the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (g). The  
20 department shall use moneys recovered as a result of fraud in the Wisconsin Works  
21 program, other than the child care subsidy program under s. 49.155, for the  
22 Wisconsin Works program other than the child care subsidy program and shall use  
23 moneys recovered as a result of fraud in the child care subsidy program under s.  
24 49.155 for the child care subsidy program.

25           **SECTION 1466.** 49.197 (4) of the statutes is amended to read:

1           49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. If the department of health and  
2 family services contracts with the department under sub. (5), the department shall  
3 provide funds from the appropriation under s. ~~20.445 (3)~~ 20.437 (2) (kx) to counties  
4 and governing bodies of federally recognized American Indian tribes administering  
5 Medical Assistance under subch. IV, the food stamp program under 7 USC 2011 to  
6 2036, the supplemental security income payments program under s. 49.77, the  
7 program providing payments for the support of children of supplemental security  
8 income recipients under s. 49.775, and the Badger Care health care program under  
9 s. 49.665 to offset administrative costs of reducing payment errors in those programs.

10           **SECTION 1467.** 49.22 (2m) (a) of the statutes is amended to read:

11           49.22 (2m) (a) The department may request from any person in this state  
12 information it determines appropriate and necessary for the administration of this  
13 section, ss. 49.141 to 49.161, 49.19, 49.46, 49.468 and, 49.47, and 49.471 and  
14 programs carrying out the purposes of 7 USC 2011 to 2029. Unless access to the  
15 information is prohibited or restricted by law, or unless the person has good cause,  
16 as determined by the department in accordance with federal law and regulations, for  
17 refusing to cooperate, the person shall make a good faith effort to provide this  
18 information within 7 days after receiving a request under this paragraph. Except  
19 as provided in subs. (2p) and (2r) and subject to sub. (12), the department or the  
20 county child support agency under s. 59.53 (5) may disclose information obtained  
21 under this paragraph only in the administration of this section, ss. 49.141 to 49.161,  
22 49.19, 49.46 and, 49.47, and 49.471 and programs carrying out the purposes of 7 USC  
23 2011 to 2029. Employees of the department or a county child support agency under  
24 s. 59.53 (5) are subject to s. 49.83.

25           **SECTION 1468.** 49.22 (2m) (b) of the statutes is amended to read:

1           49.22 **(2m)** (b) The department or county child support agency under s. 59.53  
2           (5) may issue a subpoena, in substantially the form authorized under s. 885.02, to  
3           compel the production of financial information and other documentary evidence in  
4           the administration of this section, ss. 49.145, 49.19, 49.46 ~~and~~, 49.47, and 49.471 and  
5           programs carrying out the purposes of 7 USC 2011 to 2029.

6           **SECTION 1469.** 49.22 (2m) (c) 3. of the statutes is amended to read:

7           49.22 **(2m)** (c) 3. Any other action taken in good faith to comply with this section  
8           or a subpoena described in par. (bc) or to comply with a request for information or  
9           access to records from the department or a county child support agency under s. 59.53  
10          (5) in the administration of this section, ss. 49.145, 49.19, 49.46 ~~and~~, 49.47, and  
11          49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

12          **SECTION 1470.** 49.22 (6) of the statutes is amended to read:

13          49.22 **(6)** The department shall establish, pursuant to federal and state laws,  
14          rules and regulations, a uniform system of fees for services provided under this  
15          section to individuals not receiving aid under s. ~~46.261~~ 48.645, 49.19, or 49.47;  
16          benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
17          42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term  
18          kinship care payments under s. 48.57 (3n). The system of fees may take into account  
19          an individual's ability to pay. Any fee paid and collected under this subsection may  
20          be retained by the county providing the service except for the fee specified in 42 USC  
21          653 (e) (2) for federal parent locator services.

22          **SECTION 1471.** 49.22 (6) of the statutes, as affected by 2007 Wisconsin Act ...  
23          (this act), is amended to read:

24          49.22 **(6)** The department shall establish, pursuant to federal and state laws,  
25          rules and regulations, a uniform system of fees for services provided under this

1 section to individuals not receiving aid under s. 48.645, 49.19 ~~or~~, 49.47, or 49.471;  
2 benefits under s. 49.148, 49.155, or 49.79; foster care maintenance payments under  
3 42 USC 670 to 679a; or kinship care payments under s. 48.57 (3m) or long-term  
4 kinship care payments under s. 48.57 (3n). The system of fees may take into account  
5 an individual's ability to pay. Any fee paid and collected under this subsection may  
6 be retained by the county providing the service except for the fee specified in 42 USC  
7 653 (e) (2) for federal parent locator services.

8 **SECTION 1472.** 49.22 (7) of the statutes is amended to read:

9 49.22 (7) The department may represent the state in any action to establish  
10 paternity or to establish or enforce a support or maintenance obligation. The  
11 department may delegate its authority to represent the state in any action to  
12 establish paternity or to establish or enforce a support or maintenance obligation  
13 under this section to an attorney responsible for support enforcement under s. 59.53  
14 (6) (a) pursuant to a contract entered into under s. 59.53 (5). The department shall  
15 ensure that any such contract is for an amount reasonable and necessary to assure  
16 quality service. The department may, by such a contract, authorize a county to  
17 contract with any attorney, collection agency or other person to collect unpaid child  
18 support or maintenance. If a county fails to fully implement the programs under s.  
19 59.53 (5), the department may implement them and may contract with any  
20 appropriate person to obtain necessary services. The department shall establish a  
21 formula for disbursing funds appropriated under s. ~~20.445 (3)~~ 20.437 (2) (md) to carry  
22 out a contract under this subsection.

23 **SECTION 1473.** 49.24 (1) of the statutes is amended to read:

24 49.24 (1) From the appropriation under s. 20.445 (3) ~~(k)~~ (b), the department  
25 shall provide child support incentive payments to counties. ~~Total payments~~ In fiscal

1 year 2007-08, amounts allocated by the department under this subsection may not  
2 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
3 with fiscal year 2008-09, amounts allocated under this subsection may not exceed  
4 \$5,690,000 \$5,500,000 per fiscal year, plus any amounts not obligated in the prior  
5 fiscal year.

6 **SECTION 1474.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
7 (this act), section 1473, is amended to read:

8 49.24 (1) From the appropriation under s. 20.445 ~~(3)~~ 20.437 (2) (b), the  
9 department shall provide child support incentive payments to counties. In fiscal  
10 year 2007-08, amounts allocated by the department under this subsection may not  
11 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. Beginning  
12 with fiscal year 2008-09, amounts allocated under this subsection may not exceed  
13 \$5,500,000 per fiscal year, plus any amounts not obligated in the prior fiscal year.

14 **SECTION 1474d.** 49.24 (1) of the statutes, as affected by 2007 Wisconsin Act ...  
15 (this act), section 1473, is amended to read:

16 49.24 (1) From the appropriation under s. 20.445 (3) ~~(b)~~ (k), the department  
17 shall provide child support incentive payments to counties. ~~In fiscal year 2007-08,~~  
18 ~~amounts allocated by the department~~ Total payments under this subsection may not  
19 exceed \$2,750,000, plus any amounts not obligated in the prior fiscal year. ~~Beginning~~  
20 ~~with fiscal year 2008-09, amounts allocated under this subsection may not exceed~~  
21 ~~\$5,500,000~~ \$5,690,000 per fiscal year, plus any amounts not obligated in the prior  
22 fiscal year.

23 **SECTION 1475.** 49.24 (2) (b) (intro.) of the statutes is amended to read:

1           49.24 (2) (b) (intro.) Subject to ~~the incentive payments limit specified in par.~~  
2 (a), the department shall distribute to counties, in accordance with the formula  
3 established under par. (a), all of the following:

4           **SECTION 1475d.** 49.24 (2) (b) (intro.) of the statutes, as affected by 2007  
5 Wisconsin Act .... (this act), is amended to read:

6           49.24 (2) (b) (intro.) Subject to the incentive payments limit specified in par.  
7 (a), the department shall distribute to counties, in accordance with the formula  
8 established under par. (a), all of the following:

9           **SECTION 1476.** 49.24 (2) (d) of the statutes is repealed.

10          **SECTION 1476d.** 49.24 (2) (dm) of the statutes is created to read:

11          49.24 (2) (dm) If the amount of federal child support incentive payments  
12 awarded to the state for a federal fiscal year is less than \$12,340,000, the total of  
13 payments distributed to counties under par. (b) and sub. (1) for that federal fiscal  
14 year may not exceed \$12,340,000.

15          **SECTION 1476g.** 49.24 (4) of the statutes is created to read:

16          49.24 (4) If federal legislation reinstates the matching of federal funds for  
17 federal child support incentive payments, the department shall provide a notice in  
18 the Wisconsin Administrative Register that states the effective date of that federal  
19 legislation.

20          **SECTION 1477.** 49.26 (1) (d) of the statutes is amended to read:

21          49.26 (1) (d) A county department or Wisconsin ~~works~~ Works agency that  
22 provides services under this subsection directly shall develop a plan, in coordination  
23 with the school districts located in whole or in part in the county, describing the  
24 assistance that the county department or Wisconsin ~~works~~ Works agency and school  
25 districts will provide to individuals receiving services under this subsection, the



1 number of individuals that will be served and the estimated cost of the services. The  
2 county department or Wisconsin ~~works~~ Works agency shall submit the plan to the  
3 department of ~~workforce development~~ and the department of public instruction by  
4 January 15, annually.

5 **SECTION 1478.** 49.26 (1) (g) (intro.) of the statutes is amended to read:

6 49.26 (1) (g) (intro.) An individual who is a dependent child in a Wisconsin  
7 ~~works~~ Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5)  
8 or who is a recipient of aid under s. 49.19 is subject to the school attendance  
9 requirement under par. (ge) if all of the following apply:

10 **SECTION 1479.** 49.26 (1) (h) 1s. b. of the statutes is amended to read:

11 49.26 (1) (h) 1s. b. An individual who is a dependent child in a Wisconsin ~~works~~  
12 Works group that includes a participant under s. 49.147 (3), (3m), (4), or (5) and who  
13 fails to meet the school attendance requirement under par. (ge) is subject to a  
14 monthly sanction.

15 **SECTION 1480.** 49.27 of the statutes is created to read:

16 **49.27 Legal actions.** The department may sue and be sued.

17 **SECTION 1481.** 49.273 of the statutes is created to read:

18 **49.273 Research, investigations.** The secretary shall plan for and establish  
19 within the department a program of research designed to determine the  
20 effectiveness of the treatment, curative, and rehabilitative programs of the various  
21 divisions of the department. The secretary may inquire into any matter affecting  
22 children and families, hold hearings, subpoena witnesses and make  
23 recommendations on those matters to the appropriate public or private agencies.

24 **SECTION 1482.** 49.275 of the statutes is amended to read:

1           **49.275 Cooperation with federal government.** The department may  
2 cooperate with the federal government in carrying out federal acts concerning public  
3 assistance under this subchapter and child welfare under ch. 48 and in other matters  
4 of mutual concern under this subchapter pertaining to public welfare and under ch.  
5 48 pertaining to child welfare.

6           **SECTION 1483.** 49.32 (1) (a) of the statutes is amended to read:

7           49.32 (1) (a) ~~The~~ Except as provided in s. 49.345 (14) (b) and (c), the department  
8 shall establish a uniform system of fees for services provided or purchased under this  
9 subchapter and ch. 48 by the department, or a county department under s. 46.215,  
10 46.22, or 46.23, except as provided in s. 49.22 (6) and except ~~where~~ when, as  
11 determined by the department, a fee is administratively unfeasible or would  
12 significantly prevent accomplishing the purpose of the service. A county department  
13 under s. 46.215, 46.22 or 46.23 shall apply the fees ~~which~~ that it collects under this  
14 program to cover the cost of ~~such~~ those services. The department shall report to the  
15 joint committee on finance no later than March 1 of each year on the number of  
16 children placed for adoption by the department during the previous year and the  
17 costs to the state for services relating to such adoptions.

18           **SECTION 1484.** 49.32 (1) (am) of the statutes is created to read:

19           49.32 (1) (am) Paragraph (a) does not prevent the department from charging  
20 and collecting the cost of adoptive placement investigations and child care as  
21 authorized under s. 48.837 (7).

22           **SECTION 1485.** 49.32 (1) (b) of the statutes is amended to read:

23           49.32 (1) (b) ~~Any~~ Except as provided in s. 49.345 (14) (b) and (c), any person  
24 receiving services provided or purchased under par. (a) or the spouse of the person  
25 and, in the case of a minor, the parents of the person, and, in the case of a foreign child

1 described in s. 48.839 (1) who became dependent on public funds for his or her  
2 primary support before an order granting his or her adoption, the resident of this  
3 state appointed guardian of the child by a foreign court who brought the child into  
4 this state for the purpose of adoption, shall be liable for the services in the amount  
5 of the fee established under par. (a).

6 **SECTION 1486.** 49.32 (1) (c) of the statutes is amended to read:

7 49.32 (1) (c) The department shall make collections from the person who in the  
8 opinion of the department is best able to pay, giving due regard to the present needs  
9 of the person or of his or her lawful dependents. The department may bring an action  
10 in the name of the department to enforce the liability established under par. (b). This  
11 paragraph does not apply to the recovery of fees for the care and services specified  
12 under s. 49.345.

13 **SECTION 1487.** 49.32 (2) (d) of the statutes is created to read:

14 49.32 (2) (d) The department shall disburse from state or federal funds or both  
15 the entire amount and charge the county for its share under s. 48.569.

16 **SECTION 1488.** 49.32 (9) (a) of the statutes is amended to read:

17 49.32 (9) (a) Each county department under s. 46.215, 46.22, or 46.23  
18 administering aid to families with dependent children shall maintain a monthly  
19 report at its office showing the names of all persons receiving aid to families with  
20 dependent children together with the amount paid during the preceding month.  
21 Each Wisconsin works Works agency administering Wisconsin works Works under  
22 ss. 49.141 to 49.161 shall maintain a monthly report at its office showing the names  
23 of all persons receiving benefits under s. 49.148 together with the amount paid  
24 during the preceding month. Nothing in this paragraph shall be construed to  
25 authorize or require the disclosure in the report of any information (names, amounts

1 of aid or otherwise) pertaining to adoptions, or aid furnished for the care of children  
2 in foster homes or treatment foster homes under s. ~~46.261~~ 48.645 or 49.19 (10).

3 **SECTION 1489.** 49.32 (11) of the statutes is renumbered 103.005 (21) and  
4 amended to read:

5 103.005 **(21)** ~~COMMUNITY ACTION AGENCIES.~~ The department shall distribute all  
6 of the funds under s. 20.445 ~~(3)~~ (1) (cr) to community action agencies and  
7 organizations, including any of the 11 federally recognized tribal governing bodies  
8 in this state and limited-purpose agencies, in proportion to the share of funds  
9 actually allocated to these entities under 42 USC 1315 and from other federal and  
10 private foundation sources that provide funds for job creation and development for  
11 individuals with low incomes.

12 **SECTION 1490.** 49.32 (11m) of the statutes is created to read:

13 49.32 **(11m)** ~~CONSOLIDATION OF ALLOCATED TRIBAL FUNDS.~~ The department may  
14 consolidate funds appropriated under s. 20.437 that are authorized or required to be  
15 allocated to federally recognized American Indian tribes or bands into a single  
16 distribution for each tribe or band in each fiscal year.

17 **SECTION 1491.** 49.32 (12) of the statutes is amended to read:

18 49.32 **(12)** ~~ADMINISTRATIVE HEARINGS AND APPEALS.~~ Any hearing under s. 227.42  
19 granted by the department under this subchapter or ch. 48 may be conducted before  
20 the division of hearings and appeals in the department of administration.

21 **SECTION 1492.** 49.325 (1) (a) of the statutes is amended to read:

22 49.325 **(1)** (a) Each county department under s. 46.215, 46.22, or 46.23 shall  
23 submit its final budget for services directly provided or purchased under this  
24 subchapter or ch. 48 to the department by December 31 annually.

25 **SECTION 1493.** 49.325 (2) of the statutes is amended to read:

1           49.325 (2) ASSESSMENT OF NEEDS. Before developing and submitting a proposed  
2 budget for services directly provided or purchased under this subchapter or ch. 48  
3 to the county executive or county administrator or the county board, the county  
4 departments listed in sub. (1) shall assess needs and inventory resources and  
5 services, using an open public participation process.

6           **SECTION 1494.** 49.325 (2g) (a) of the statutes is amended to read:

7           49.325 (2g) (a) The department shall annually submit to the county board of  
8 supervisors in a county with a single-county department or the county boards of  
9 supervisors in counties with a multicounty department a proposed written contract  
10 containing the allocation of funds for services directly provided or purchased under  
11 this subchapter or ch. 48 and such administrative requirements as necessary. The  
12 contract as approved may contain conditions of participation consistent with federal  
13 and state law. The contract may also include provisions necessary to ensure uniform  
14 cost accounting of services. Any changes to the proposed contract shall be mutually  
15 agreed upon. The county board of supervisors in a county with a single-county  
16 department or the county boards of supervisors in counties with a multicounty  
17 department shall approve the contract before January 1 of the year in which it takes  
18 effect unless the department grants an extension. The county board of supervisors  
19 in a county with a single-county department or the county boards of supervisors in  
20 counties with a multicounty department may designate an agent to approve addenda  
21 to any contract after the contract has been approved.

22           **SECTION 1495.** 49.325 (2g) (c) of the statutes is amended to read:

23           49.325 (2g) (c) The joint committee on finance may require the department to  
24 submit contracts between county departments under ss. 46.215, 46.22, and 46.23

1 and providers of services under this subchapter or ch. 48 to the committee for review  
2 and approval.

3 **SECTION 1496.** 49.325 (2r) (a) 1. of the statutes is amended to read:

4 49.325 **(2r)** (a) 1. For services under this subchapter ~~which~~ or ch. 48 that  
5 duplicate or are inconsistent with services being provided or purchased by the  
6 department or other county departments receiving grants-in-aid or reimbursement  
7 from the department.

8 **SECTION 1497.** 49.325 (2r) (a) 2. of the statutes is amended to read:

9 49.325 **(2r)** (a) 2. Inconsistent with state or federal statutes, rules, or  
10 regulations, in which case the department may also arrange for provision of services  
11 under this subchapter or ch. 48 by an alternate agency. The department may not  
12 arrange for provision of services by an alternate agency unless the joint committee  
13 on finance or a review body designated by the committee reviews and approves the  
14 department's determination.

15 **SECTION 1498.** 49.325 (3) (a) of the statutes is amended to read:

16 49.325 **(3)** (a) *Citizen advisory committee.* Except as provided in par. (b), the  
17 county board of supervisors of each county or the county boards of supervisors of 2  
18 or more counties jointly shall establish a citizen advisory committee to the county  
19 departments under ss. 46.215, 46.22 and 46.23. The citizen advisory committee shall  
20 advise in the formulation of the budget under sub. (1). Membership on the committee  
21 shall be determined by the county board of supervisors in a county with a  
22 single-county committee or by the county boards of supervisors in counties with a  
23 multicounty committee and shall include representatives of those persons receiving  
24 services, providers of services and citizens. A majority of the members of the  
25 committee shall be citizens and consumers of services. At least one member of the

1 committee shall be chosen from the governing or administrative board of the  
2 community action agency serving the county or counties under s. 49.265, if any. The  
3 committee's membership may not consist of more than 25% county supervisors, nor  
4 of more than 20% services providers. The chairperson of the committee shall be  
5 appointed by the county board of supervisors establishing it. In the case of a  
6 multicounty committee, the chairperson shall be nominated by the committee and  
7 approved by the county boards of supervisors establishing it. The county board of  
8 supervisors in a county with a single-county committee or the county boards of  
9 supervisors in counties with a multicounty committee may designate an agent to  
10 determine the membership of the committee and to appoint the committee  
11 chairperson or approve the nominee.

12 **SECTION 1499.** 49.34 (1) of the statutes is amended to read:

13 49.34 (1) All services under this subchapter and ch. 48 purchased by the  
14 department or by a county department under s. 46.215, 46.22, or 46.23 shall be  
15 authorized and contracted for under the standards established under this section.  
16 The department may require the county departments to submit the contracts to the  
17 department for review and approval. For purchases of \$10,000 or less the  
18 requirement for a written contract may be waived by the department. No contract  
19 is required for care provided by foster homes or treatment foster homes that are  
20 required to be licensed under s. 48.62. When the department directly contracts for  
21 services, it shall follow the procedures in this section in addition to meeting  
22 purchasing requirements established in s. 16.75.

23 **SECTION 1500.** 49.34 (2) of the statutes is amended to read:

24 49.34 (2) All services purchased under this subchapter and ch. 48 shall meet  
25 standards established by the department and other requirements specified by the

1 purchaser in the contract. Based on these standards the department shall establish  
2 standards for cost accounting and management information systems that shall  
3 monitor the utilization of the services, and document the specific services in meeting  
4 the service plan for the client and the objective of the service.

5 **SECTION 1501.** 49.34 (4) (a) of the statutes is amended to read:

6 49.34 (4) (a) Except as provided in this subsection, maintain a uniform double  
7 entry accounting system and a management information system which are  
8 compatible with cost accounting and control systems prescribed by the department.  
9 The department shall establish a simplified double-entry bookkeeping system for  
10 use by family-operated group homes. Each purchaser shall determine whether a  
11 family-operated group home from which it purchases services shall use the  
12 double-entry accounting system or the simplified system and shall include this  
13 determination in the purchase of service contract. In this paragraph,  
14 “family-operated group home” means a group home licensed under s. 48.66 (1) (a) for  
15 which the licensee is one or more individuals who operate not more than one group  
16 home.

17 **SECTION 1502.** 49.34 (4) (c) of the statutes is amended to read:

18 49.34 (4) (c) Unless waived by the department, biennially, or annually if  
19 required under federal law, provide the purchaser with a certified financial and  
20 compliance audit report if the care and services purchased exceed \$25,000. The audit  
21 shall follow standards that the department prescribes. A purchaser may waive the  
22 requirements of this paragraph for any family-operated group home, as defined in  
23 par. (a), from which it purchases services.

24 **SECTION 1503.** 49.34 (5m) (a) 1. of the statutes is amended to read:



1           49.34 (5m) (a) 1. "Provider" means a nonstock corporation organized under ch.  
2           181 that is a nonprofit corporation, as defined in s. 181.0103 (17), and that contracts  
3           under this section to provide client services on the basis of a unit rate per client  
4           service or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 that  
5           contracts under this section to provide client services on the basis of a unit rate per  
6           client service.

7           **SECTION 1504.** 49.34 (5m) (b) 1. of the statutes is amended to read:

8           49.34 (5m) (b) 1. Subject to subds. 2. and 3. and par. (em), if revenue under a  
9           contract for the provision of a rate-based service exceeds allowable costs incurred in  
10          the contract period, the provider may retain from the surplus generated by that  
11          rate-based service up to 5% of the contract amount. A provider that retains a surplus  
12          under this subdivision shall use that retained surplus to cover a deficit between  
13          revenue and allowable costs incurred in any preceding or future contract period for  
14          the same rate-based service that generated the surplus or to address the  
15          programmatic needs of clients served by the same rate-based service that generated  
16          the surplus.

17          **SECTION 1505.** 49.34 (5m) (b) 2. of the statutes is amended to read:

18          49.34 (5m) (b) 2. Subject to subd. 3. and par. (em), a provider may accumulate  
19          funds from more than one contract period under this paragraph, except that, if at the  
20          end of a contract period the amount accumulated from all contract periods for a  
21          rate-based service exceeds 10% of the amount of all current contracts for that  
22          rate-based service, the provider shall, at the request of a purchaser, return to that  
23          purchaser the purchaser's proportional share of that excess and use any of that  
24          excess that is not returned to a purchaser to reduce the provider's unit rate per client  
25          for that rate-based service in the next contract period. If a provider has held for 4

1 consecutive contract periods an accumulated reserve for a rate-based service that  
2 is equal to or exceeds 10% of the amount of all current contracts for that rate-based  
3 service, the provider shall apply 50% of that accumulated amount to reducing its unit  
4 rate per client for that rate-based service in the next contract period.

5 **SECTION 1506.** 49.34 (5m) (em) of the statutes is created to read:

6 49.34 **(5m)** (em) Notwithstanding par. (b) 1. and 2., a county department under  
7 s. 46.215, 51.42, or 51.437 providing client services in a county having a population  
8 of 500,000 or more or a nonstock, nonprofit corporation providing client services in  
9 such a county may not retain a surplus under par. (b) 1. or accumulate funds under  
10 par. (b) 2. from revenues that are used to meet the maintenance-of-effort  
11 requirement under the federal temporary assistance for needy families program  
12 under 42 USC 601 to 619.

13 **SECTION 1507.** 49.345 of the statutes is created to read:

14 **49.345 Cost of care and maintenance; liability; collection and**  
15 **deportation counsel; collections; court actions; recovery.** (1) Liability and  
16 the collection and enforcement of such liability for the care, maintenance, services,  
17 and supplies specified in this section are governed exclusively by this section, except  
18 in cases of child support ordered by a court under s. 48.355 (2) (b) 4., 48.357 (5m) (a),  
19 or 48.363 (2) or ch. 767.

20 (2) Except as provided in sub. (1) (b) and (c), any person, including but not  
21 limited to a person placed under s. 48.345 (3) or 48.357 (1) or (2m), receiving care,  
22 maintenance, services, and supplies provided by any institution in this state, in  
23 which the state is chargeable with all or part of the person's care, maintenance,  
24 services, and supplies, and the person's property and estate, including the  
25 homestead, and the spouse of the person, and the spouse's property and estate,

1 including the homestead, and, in the case of a minor child, the parents of the person,  
2 and their property and estates, including their homestead, and, in the case of a  
3 foreign child described in s. 48.839 (1) who became dependent on public funds for his  
4 or her primary support before an order granting his or her adoption, the resident of  
5 this state appointed guardian of the child by a foreign court who brought the child  
6 into this state for the purpose of adoption, and his or her property and estate,  
7 including his or her homestead, shall be liable for the cost of the care, maintenance,  
8 services, and supplies in accordance with the fee schedule established by the  
9 department under s. 49.32 (1). If a spouse, widow, or minor, or an incapacitated  
10 person may be lawfully dependent upon the property for his or her support, the court  
11 shall release all or such part of the property and estate from the charges that may  
12 be necessary to provide for the person. The department shall make every reasonable  
13 effort to notify the liable persons as soon as possible after the beginning of the  
14 maintenance, but the notice or the receipt thereof is not a condition of liability.

15 (3) After investigation of the liable persons' ability to pay, the department shall  
16 make collection from the person who in the opinion of the department under all of  
17 the circumstances is best able to pay, giving due regard to relationship and the  
18 present needs of the person or of the lawful dependents. However, the liability of  
19 relatives for maintenance shall be in the following order: first, the spouse of the  
20 person; then, in the case of a minor, the parent or parents.

21 (4) (a) If a person liable under sub. (2) fails to make payment or enter into or  
22 comply with an agreement for payment, the department may bring an action to  
23 enforce the liability or may issue an order to compel payment of the liability. Any  
24 person aggrieved by an order issued by the department under this paragraph may

1 appeal the order as a contested case under ch. 227 by filing with the department a  
2 request for a hearing within 30 days after the date of the order.

3 (b) If judgment is rendered in an action brought under par. (a) for any balance  
4 that is 90 or more days past due, interest at the rate of 12 percent per year shall be  
5 computed by the clerk and added to the liable person’s costs. That interest shall  
6 begin on the date on which payment was due and shall end on the day before the date  
7 of any interest that is computed under s. 814.04 (4).

8 (c) If the department issues an order to compel payment under par. (a), interest  
9 at the rate of 12 percent per year shall be computed by the department and added  
10 at the time of payment to the person’s liability. That interest shall begin on the date  
11 on which payment was due and shall end on the day before the date of final payment.

12 (5) If any person named in an order to compel payment issued under sub. (4)  
13 (a) fails to pay the department any amount due under the terms of the order, and no  
14 contested case to review the order is pending, and the time for filing for a contested  
15 case review has expired, the department may present a certified copy of the order to  
16 the circuit court for any county. The circuit court shall, without notice, render  
17 judgment in accordance with the order. A judgment rendered under this subsection  
18 shall have the same effect and shall be entered in the judgment and lien docket and  
19 may be enforced in the same manner as if the judgment had been rendered in an  
20 action tried and determined by the circuit court.

21 (6) The sworn statement of the collection and deportation counsel, or of the  
22 secretary, shall be evidence of the fee and of the care and services received by the  
23 person.

24 (7) The department shall administer and enforce this section. It shall appoint  
25 an attorney to be designated “collection and deportation counsel” and other

1 necessary assistants. The department may delegate to the collection and  
2 deportation counsel such other powers and duties as it considers advisable. The  
3 collection and deportation counsel or any of the assistants may administer oaths,  
4 take affidavits and testimony, examine public records, and subpoena witnesses and  
5 the production of books, papers, records, and documents material to any matter of  
6 proceeding relating to payments for the cost of maintenance. The department shall  
7 encourage agreements or settlements with the liable person, having due regard to  
8 ability to pay and the present needs of lawful dependents.

9 (8) The department may do any of the following:

10 (a) Appear for the state in any and all collection and deportation matters  
11 arising in the several courts, and may commence suit in the name of the department  
12 to recover the cost of maintenance against the person liable therefor.

13 (b) Determine whether any person is subject to deportation, and on behalf of  
14 this state enter into reciprocal agreements with other states for deportation and  
15 importation of persons who are public charges, upon such terms as will protect the  
16 state's interests and promote mutual amicable relations with other states.

17 (c) From time to time investigate the financial condition and needs of persons  
18 liable under sub. (2), their present ability to maintain themselves, the persons legally  
19 dependent upon them for support, the protection of the property and investments  
20 from which they derive their living and their care and protection, for the purpose of  
21 ascertaining the person's ability to make payment in whole or in part.

22 (d) After due regard to the case and to a spouse and minor children who are  
23 lawfully dependent on the property for support, compromise or waive any portion of  
24 any claim of the state or county for which a person specified under sub. (2) is liable,

1 but not any claim payable by an insurer under s. 632.89 (2) or (2m) or by any other  
2 3rd party.

3 (e) Make an agreement with a person who is liable under sub. (2), or who may  
4 be willing to assume the cost of maintenance of any person, providing for the  
5 payment of such costs at a specified rate or amount.

6 (f) Make adjustment and settlement with the several counties for their proper  
7 share of all moneys collected.

8 (g) Pay quarterly from the appropriation under s. 20.437 (1) (gg) the collection  
9 moneys due county departments under ss. 46.22 and 46.23. Payments shall be made  
10 as soon after the close of each quarter as is practicable.

11 **(9)** Any person who willfully testifies falsely as to any material matter in an  
12 investigation or proceeding under this section shall be guilty of perjury. Banks,  
13 employers, insurers, savings banks, savings and loan associations, brokers, and  
14 fiduciaries, upon request of the department, shall furnish in writing and duly  
15 certified, full information regarding the property, earnings, or income or any funds  
16 deposited to the credit of or owing to any person liable under sub. (2). That certified  
17 statement shall be admissible in evidence in any action or proceeding to compel  
18 payment under this section, and shall be evidence of the facts stated in the certified  
19 statement, if a copy of the statement is served upon the party sought to be charged  
20 not less than 3 days before the hearing.

21 **(10)** The department shall make all reasonable and proper efforts to collect all  
22 claims for maintenance, to keep payments current, and periodically to review all  
23 unpaid claims.

24 **(11)** (a) Except as provided in par. (b), in any action to recover from a person  
25 liable under this section, the statute of limitations may be pleaded in defense.

1 (b) If a person who is liable under this section is deceased, a claim may be filed  
2 against the decedent's estate and the statute of limitations specified in s. 859.02 shall  
3 be exclusively applicable. This paragraph applies to liability incurred on or after  
4 July 20, 1985.

5 (14) (a) Except as provided in pars. (b) and (c), liability of a person specified in  
6 sub. (2) or s. 49.32 (1) for care and maintenance of persons under 18 years of age in  
7 residential, nonmedical facilities such as group homes, foster homes, treatment  
8 foster homes, subsidized guardianship homes, and residential care centers for  
9 children and youth is determined in accordance with the cost-based fee established  
10 under s. 49.32 (1). The department shall bill the liable person up to any amount of  
11 liability not paid by an insurer under s. 632.89 (2) or (2m) or by other 3rd-party  
12 benefits, subject to rules that include formulas governing ability to pay established  
13 by the department under s. 49.32 (1). Any liability of the person not payable by any  
14 other person terminates when the person reaches age 18, unless the liable person has  
15 prevented payment by any act or omission.

16 (b) Except as provided in par. (c), and subject to par. (cm), liability of a parent  
17 specified in sub. (2) or s. 49.32 (1) for the care and maintenance of the parent's minor  
18 child who has been placed by a court order under s. 48.355 or 48.357 in a residential,  
19 nonmedical facility such as a group home, foster home, treatment foster home,  
20 subsidized guardianship home, or residential care center for children and youth  
21 shall be determined by the court by using the percentage standard established by the  
22 department under s. 49.22 (9) and by applying the percentage standard in the  
23 manner established by the department under par. (g).

24 (c) Upon request by a parent, the court may modify the amount of child support  
25 payments determined under par. (b), subject to par. (cm), if, after considering the

1 following factors, the court finds by the greater weight of the credible evidence that  
2 the use of the percentage standard is unfair to the child or to either of the parents:

3 1. The needs of the child.

4 2. The physical, mental, and emotional health needs of the child, including any  
5 costs for the child's health insurance provided by a parent.

6 3. The standard of living and circumstances of the parents, including the needs  
7 of each parent to support himself or herself at a level equal to or greater than that  
8 established under 42 USC 9902 (2).

9 4. The financial resources of the parents.

10 5. The earning capacity of each parent, based on each parent's education,  
11 training, and work experience and based on the availability of work in or near the  
12 parent's community.

13 6. The need and capacity of the child for education, including higher education.

14 7. The age of the child.

15 8. The financial resources and the earning ability of the child.

16 9. The needs of any person, including dependent children other than the child,  
17 whom either parent is legally obligated to support.

18 10. The best interests of the child, including, but not limited to, the impact on  
19 the child of expenditures by the family for improvement of any conditions in the home  
20 that would facilitate the reunification of the child with the child's family, if  
21 appropriate, and the importance of a placement that is the least restrictive of the  
22 rights of the child and the parents and the most appropriate for meeting the needs  
23 of the child and the family.

24 11. Any other factors that the court in each case determines are relevant.



1 (cm) 1. Except as provided in subd. 2., if a parent who is required to pay child  
2 support under par. (b) or (c) is receiving adoption assistance under s. 48.975 for the  
3 child for whom support is ordered, the amount of the child support payments  
4 determined under par. (b) or (c) may not exceed the amount of the adoption assistance  
5 maintenance payments under s. 48.975 (3) (a). If an agreement under s. 48.975 (4)  
6 is in effect that provides for a payment of \$0 under s. 48.975 (3) (a), the payment of  
7 \$0 shall be considered to be an adoption assistance maintenance payment for  
8 purposes of this subdivision.

9 2. Subdivision 1. does not apply if, after considering the factors under par. (c)  
10 1. to 11., the court finds by the greater weight of the credible evidence that limiting  
11 the amount of the child support payments to the amount of the adoption assistance  
12 maintenance payments under s. 48.975 (3) (a) is unfair to the child or to either of the  
13 parents.

14 (d) If the court finds under par. (c) that use of the percentage standard is unfair  
15 to the minor child or either of the parents, the court shall state in writing or on the  
16 record the amount of support that would be required by using the percentage  
17 standard, the amount by which the court's order deviates from that amount, its  
18 reasons for finding that use of the percentage standard is unfair to the child or the  
19 parent, its reasons for the amount of the modification, and the basis for the  
20 modification.

21 (e) 1. An order issued under s. 48.355 (2) (b) 4., 48.357 (5m) (a), or 48.363 (2)  
22 for support determined under this subsection constitutes an assignment of all  
23 commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or  
24 108, and other money due or to be due in the future to the county department under  
25 s. 46.22 or 46.23 in the county where the order was entered or to the department,

1 depending upon the placement of the child as specified by rules promulgated under  
2 subd. 5. The assignment shall be for an amount sufficient to ensure payment under  
3 the order.

4 2. Except as provided in subd. 3., for each payment made under the assignment,  
5 the person from whom the payer under the order receives money shall receive an  
6 amount equal to the person's necessary disbursements, not to exceed \$3, which shall  
7 be deducted from the money to be paid to the payer.

8 3. Benefits under ch. 108 may be assigned and withheld only in the manner  
9 provided in s. 108.13 (4). Any order to withhold benefits under ch. 108 shall be for  
10 an amount certain. When money is to be withheld from these benefits, no fee may  
11 be deducted from the amount withheld and no fine may be levied for failure to  
12 withhold the money.

13 4. No employer may use an assignment under this paragraph as a basis for the  
14 denial of employment to a person, the discharge of an employee, or any disciplinary  
15 action against an employee. An employer who denies employment or discharges or  
16 disciplines an employee in violation of this subdivision may be fined not more than  
17 \$500 and may be required to make full restitution to the aggrieved person, including  
18 reinstatement and back pay. Except as provided in this subdivision, restitution shall  
19 be in accordance with s. 973.20. An aggrieved person may apply to the district  
20 attorney or to the department of workforce development for enforcement of this  
21 subdivision.

22 5. The department shall promulgate rules for the operation and  
23 implementation of assignments under this paragraph.

24 (f) If the amount of the child support determined under this subsection is  
25 greater than the cost for the care and maintenance of the minor child in the

1 residential, nonmedical facility, the assignee under par. (e) 1. shall expend or  
2 otherwise dispose of any funds that are collected in excess of the cost of such care and  
3 maintenance in a manner that the assignee determines will serve the best interests  
4 of the minor child.

5 (16) The department shall delegate to county departments under ss. 46.22 and  
6 46.23 or the local providers of care and services meeting the standards established  
7 by the department under s. 49.34 the responsibilities vested in the department under  
8 this section for collection of fees for services other than those provided at state  
9 facilities, if the county departments or providers meet the conditions that the  
10 department determines are appropriate. The department may delegate to county  
11 departments under ss. 46.22 and 46.23 the responsibilities vested in the department  
12 under this section for collection of fees for services provided at the state facilities if  
13 the necessary conditions are met.

14 **SECTION 1508.** 49.35 (1) (a) of the statutes is amended to read:

15 49.35 (1) (a) The department shall supervise the administration of programs  
16 under this subchapter and ch. 48. The department shall submit to the federal  
17 authorities state plans for the administration of programs under this subchapter and  
18 ch. 48 in such form and containing such information as the federal authorities  
19 require, and shall comply with all requirements prescribed to ensure their  
20 correctness.

21 **SECTION 1509.** 49.35 (1) (b) of the statutes is amended to read:

22 49.35 (1) (b) All records of the department and all county records relating to  
23 programs under this subchapter and ch. 48 and aid under s. 49.18, 1971 stats., s.  
24 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973,  
25 shall be open to inspection at all reasonable hours by authorized representatives of

1 the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county  
2 records relating to the administration of the services and public assistance specified  
3 in this paragraph shall be open to inspection at all reasonable hours by authorized  
4 representatives of the department.

5 **SECTION 1510.** 49.35 (2) of the statutes is amended to read:

6 49.35 (2) The county administration of all laws relating to programs under this  
7 subchapter and ch. 48 shall be vested in the officers and agencies designated in the  
8 statutes.

9 **SECTION 1511.** 49.36 (2) of the statutes is amended to read:

10 49.36 (2) The department may contract with any county, tribal governing body,  
11 or Wisconsin Works agency to administer a work experience and job training  
12 program for parents who are not custodial parents and who fail to pay child support  
13 or to meet their children's needs for support as a result of unemployment or  
14 underemployment. The program may provide the kinds of work experience and job  
15 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
16 (3), (3m), or (4). The program may also include job search and job orientation  
17 activities. The department shall fund the program from the appropriations under  
18 s. 20.445 (3) (dz) and (k).

19 **SECTION 1512.** 49.36 (2) of the statutes, as affected by 2007 Wisconsin Act ....  
20 (this act), is amended to read:

21 49.36 (2) The department may contract with any county, tribal governing body,  
22 or Wisconsin Works agency to administer a work experience and job training  
23 program for parents who are not custodial parents and who fail to pay child support  
24 or to meet their children's needs for support as a result of unemployment or  
25 underemployment. The program may provide the kinds of work experience and job

1 training services available from the program under s. 49.193, 1997 stats., or s. 49.147  
2 (3), (3m), or (4). The program may also include job search and job orientation  
3 activities. The department shall fund the program from the appropriations under  
4 s. ~~20.445 (3)~~ 20.437 (2) (dz) and (k).

5 **SECTION 1513.** 49.45 (2) (a) 1. of the statutes is amended to read:

6 49.45 (2) (a) 1. Exercise responsibility relating to fiscal matters, the eligibility  
7 for benefits under standards set forth in ss. 49.46 to 49.47 49.471, and general  
8 supervision of the medical assistance program.

9 **SECTION 1514.** 49.45 (2) (a) 3. of the statutes is amended to read:

10 49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,  
11 rehabilitative, and social services under ss. 49.46, 49.468, ~~and 49.47,~~ and 49.471 and  
12 rules and policies adopted by the department and may, under a contract under s.  
13 49.78 (2), delegate all, or any portion, of this function to the county department under  
14 s. 46.215, 46.22, or 46.23 or a tribal governing body.

15 **SECTION 1515.** 49.45 (2) (a) 17. of the statutes is amended to read:

16 49.45 (2) (a) 17. Notify the governor, the joint committee on legislative  
17 organization, the joint committee on finance and appropriate standing committees,  
18 as determined by the presiding officer of each house, if the appropriation accounts  
19 under s. 20.435 (4) (b) and ~~(gp)~~ (xd) are insufficient to provide the state share of  
20 medical assistance.

21 **SECTION 1516.** 49.45 (2) (b) 3. of the statutes is amended to read:

22 49.45 (2) (b) 3. Audit all claims filed by any contractor making the payment of  
23 benefits paid under ss. 49.46 to 49.47 49.471 and make proper fiscal adjustments.

24 **SECTION 1517.** 49.45 (2) (b) 7. (intro.) of the statutes is amended to read:

1           49.45 (2) (b) 7. (intro.) Require, as a condition of certification under par. (a) 11.,  
2 all providers of a specific service that is among those enumerated under s. 49.46 (2)  
3 ~~or~~, 49.47 (6) (a), or 49.471 (11), as specified in this subdivision, to file with the  
4 department a surety bond issued by a surety company licensed to do business in this  
5 state. Providers subject to this subdivision provide those services specified under s.  
6 49.46 (2) ~~or~~, 49.47 (6) (a), or 49.471 (11) for which providers have demonstrated  
7 significant potential to violate s. 49.49 (1) (a), (2) (a) or (b), (3), (3m) (a), (3p), (4) (a),  
8 or (4m) (a), to require recovery under par. (a) 10., or to need additional sanctions  
9 under par. (a) 13. The surety bond shall be payable to the department in an amount  
10 that the department determines is reasonable in view of amounts of former  
11 recoveries against providers of the specific service and the department's costs to  
12 pursue those recoveries. The department shall promulgate rules to implement this  
13 subdivision that specify all of the following:

14           **SECTION 1518.** 49.45 (3) (ag) of the statutes is amended to read:

15           49.45 (3) (ag) Reimbursement shall be made to each entity contracted with  
16 under s. ~~46.281 (1) (e)~~ 46.283 (2) for functional ~~screens~~ screenings performed by the  
17 entity.

18           **SECTION 1519.** 49.45 (3) (b) 1. of the statutes is amended to read:

19           49.45 (3) (b) 1. The contractor, if any, administering benefits or providing  
20 prepaid health care under s. 49.46, 49.465, 49.468 ~~or~~, 49.47, or 49.471 shall be  
21 entitled to payment from the department for benefits so paid or prepaid health care  
22 so provided or made available when a certification of eligibility is properly on file  
23 with the contractor in addition to the payment of administrative expense incurred  
24 pursuant to the contract and as provided in sub. (2) (a) 4., but the contractor shall  
25 not be reimbursed for benefits erroneously paid where no certification is on file.

1           **SECTION 1520.** 49.45 (3) (b) 2. of the statutes is amended to read:

2           49.45 (3) (b) 2. The contractor, if any, insuring benefits under s. 49.46, 49.465,  
3           49.468 ~~or~~, 49.47, or 49.471 shall be entitled to receive a premium, in an amount and  
4           on terms agreed, for such benefits for the persons eligible to receive them and for its  
5           services as insurer.

6           **SECTION 1521.** 49.45 (3) (dm) of the statutes is amended to read:

7           49.45 (3) (dm) After distribution of computer software has been made under  
8           1993 Wisconsin Act 16, section 9126 (13h), no payment may be made for home health  
9           care services provided to persons who are enrolled in the federal medicare program  
10          and are recipients of medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 unless the  
11          provider of the services has in use the computer software to maximize payments  
12          under the federal medicare program under 42 USC 1395.

13          **SECTION 1522.** 49.45 (3) (f) 2. of the statutes is amended to read:

14          49.45 (3) (f) 2. The department may deny any provider claim for reimbursement  
15          which cannot be verified under subd. 1. or may recover the value of any payment  
16          made to a provider which cannot be so verified. The measure of recovery will be the  
17          full value of any claim if it is determined upon audit that actual provision of the  
18          service cannot be verified from the provider's records or that the service provided was  
19          not included in s. 49.46 (2) or 49.471 (11). In cases of mathematical inaccuracies in  
20          computations or statements of claims, the measure of recovery will be limited to the  
21          amount of the error.

22          **SECTION 1523.** 49.45 (3) (L) 2. of the statutes is amended to read:

23          49.45 (3) (L) 2. The department may not pay a provider for a designated health  
24          service that is authorized under this section or s. 49.46 ~~or~~, 49.47, or 49.471, that is  
25          provided as the result of a referral made to the provider by a physician and that,

1 under 42 USC 1396b (s), if made on behalf of a beneficiary of medicare under the  
2 requirements of 42 USC 1395nn, as amended to August 10, 1993, would result in the  
3 denial of payment for the service under 42 USC 1395nn.

4 **SECTION 1524.** 49.45 (3) (m) of the statutes is amended to read:

5 49.45 (3) (m) To be certified under sub. (2) (a) 11. to provide transportation by  
6 specialized medical vehicle, a person must have at least one human service vehicle,  
7 as defined in s. 340.01 (23g), that satisfies the requirements imposed under s. 110.05  
8 for a vehicle that is used to transport a person in a wheelchair. If a certified provider  
9 uses 2 or more vehicles to provide transportation by specialized medical vehicle, at  
10 least 2 of the vehicles must be human service vehicles that satisfy the requirements  
11 imposed under s. 110.05 for a vehicle that is used to transport a person in a  
12 wheelchair, and any 3rd or additional vehicle must be a human service vehicle to  
13 which the equipment required under s. 110.05 for transporting a person in a  
14 wheelchair may be added. The department shall pay for transportation by  
15 specialized medical vehicle under s. 49.46 (2) (b) 3. or 49.471 (11) (m) that is provided  
16 in a human service vehicle that is not equipped to transport a person in a wheelchair  
17 if the person being transported does not use a wheelchair. The reimbursement rate  
18 for transportation by specialized medical vehicle provided in a vehicle that is not  
19 equipped to accommodate a wheelchair shall be the same as for transportation by  
20 specialized medical vehicle provided in a vehicle that is equipped to accommodate a  
21 wheelchair.

22 **SECTION 1524y.** 49.45 (5m) (title) of the statutes is amended to read:

23 49.45 (5m) (title) SUPPLEMENTAL FUNDING FOR RURAL AND CRITICAL ACCESS  
24 HOSPITALS.

25 **SECTION 1525.** 49.45 (5m) (am) of the statutes is amended to read:



1           49.45 **(5m)** (am) Notwithstanding sub. (3) (e), from the appropriation accounts  
2           under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department shall distribute not  
3           more than \$2,256,000 in each fiscal year 2007-08 and not more than \$5,256,000 in  
4           fiscal year 2008-09 and each fiscal year thereafter, to provide supplemental funds  
5           to rural hospitals that, as determined by the department, have high utilization of  
6           inpatient services by patients whose care is provided from governmental sources,  
7           and to provide supplemental funds to critical access hospitals, except that the  
8           department may not distribute funds to a rural hospital or to a critical access hospital  
9           to the extent that the distribution would exceed any limitation under 42 USC 1396b  
10          (i) (3).

11           **SECTION 1526.** 49.45 (6c) (d) 1. of the statutes is amended to read:

12          49.45 **(6c)** (d) 1. No payment may be made under sub. (6m) to a facility or to  
13          an institution for mental diseases for the care of an individual who is otherwise  
14          eligible for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471, who has  
15          developmental disability or mental illness and for whom under par. (b) or (c) it is  
16          determined that he or she does not need facility care, unless it is determined that the  
17          individual requires active treatment for developmental disability or active  
18          treatment for mental illness and has continuously resided in a facility or institution  
19          for mental diseases for at least 30 months prior to the date of the determination. If  
20          that individual requires active treatment and has so continuously resided, he or she  
21          shall be offered the choice of receiving active treatment for developmental disability  
22          or active treatment for mental illness in the facility or institution for mental diseases  
23          or in an alternative setting. A facility resident who has developmental disability or  
24          mental illness, for whom under par. (c) it is determined that he or she does not need  
25          facility care and who has not continuously resided in a facility for at least 30 months

1 prior to the date of the determination, may not continue to reside in the facility after  
2 December 31, 1993, and shall, if the department so determines, be relocated from the  
3 facility after March 31, 1990, and before December 31, 1993. The county department  
4 shall be responsible for securing alternative residence on behalf of an individual who  
5 is required to be relocated from a facility under this subdivision, and the facility shall  
6 cooperate with the county department in the relocation.

7 **SECTION 1527.** 49.45 (6c) (d) 2. of the statutes is amended to read:

8 49.45 **(6c)** (d) 2. Payment may be made under sub. (6m) to a facility or  
9 institution for mental diseases for the care of an individual who is otherwise eligible  
10 for medical assistance under s. 49.46 ~~or~~, 49.47, or 49.471 and who has developmental  
11 disability or mental illness and is determined under par. (b) or (c) to need facility care,  
12 regardless of whether it is determined under par. (b) or (c) that the individual does  
13 or does not require active treatment for developmental disability or active treatment  
14 for mental illness.

15 **SECTION 1528.** 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

16 49.45 **(6m)** (ag) (intro.) Payment for care provided in a facility under this  
17 subsection made under s. 20.435 (4) (b), ~~(gp)~~, (o), (pa), ~~or~~ (w), or (xd) shall, except as  
18 provided in pars. (bg), (bm), and (br), be determined according to a prospective  
19 payment system updated annually by the department. The payment system shall  
20 implement standards that are necessary and proper for providing patient care and  
21 that meet quality and safety standards established under subch. II of ch. 50 and ch.  
22 150. The payment system shall reflect all of the following:

23 **SECTION 1530h.** 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

24 49.45 **(6m)** (ar) 1. a. The department shall establish standards for payment of  
25 allowable direct care costs under par. (am) 1. bm., for facilities that do not primarily

1 serve the developmentally disabled, that take into account direct care costs for a  
2 sample of all of those facilities in this state and separate standards for payment of  
3 allowable direct care costs, for facilities that primarily serve the developmentally  
4 disabled, that take into account direct care costs for a sample of all of those facilities  
5 in this state. The standards shall be adjusted by the department for regional labor  
6 cost variations. The department shall treat as a single labor region the counties of  
7 Dane, Iowa, Columbia, and Sauk, and Rock and shall adjust payment so that the  
8 direct care cost targets of facilities in Dane, Iowa, Columbia, and Sauk counties are  
9 not reduced as a result of including facilities in Rock County in this labor region. For  
10 facilities in Douglas, Pierce, and St. Croix counties, the department shall perform the  
11 adjustment by use of the wage index that is used by the federal department of health  
12 and human services for hospital reimbursement under 42 USC 1395 to 1395ggg.

13 **SECTION 1532.** 49.45 (6m) (br) 1. of the statutes is amended to read:

14 49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 (4) (bt) or (7) (b)  
15 or ~~20.445 (3)~~ 20.437 (2) (dz), the department shall reduce allocations of funds to  
16 counties in the amount of the disallowance from the appropriation account under s.  
17 20.435 (4) (bt) or (7) (b), or the department shall direct the department of workforce  
18 development children and families to reduce allocations of funds to counties or  
19 Wisconsin works Works agencies in the amount of the disallowance from the  
20 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (dz) or direct the department of  
21 corrections to reduce allocations of funds to counties in the amount of the  
22 disallowance from the appropriation account under s. 20.410 (3) (cd), in accordance  
23 with s. 16.544 to the extent applicable.

24 **SECTION 1533.** 49.45 (6m) (m) of the statutes is created to read:

1           49.45 **(6m)** (m) To hold a bed in a facility, the department may pay the full  
2 payment rate under this subsection for up to 30 days for services provided to a person  
3 during the pendency of an undue hardship determination, as provided in s. 49.453  
4 (8) (b) 3.

5           **SECTION 1534.** 49.45 (6v) (b) of the statutes is amended to read:

6           49.45 **(6v)** (b) The department shall, each year, submit to the joint committee  
7 on finance a report for the previous fiscal year, except for the 1997–98 fiscal year, that  
8 provides information on the utilization of beds by recipients of medical assistance in  
9 facilities and a discussion and detailed projection of the likely balances,  
10 expenditures, encumbrances and carry over of currently appropriated amounts in  
11 the appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, and (o), and (xd).

12           **SECTION 1535.** 49.45 (6x) (a) of the statutes is amended to read:

13           49.45 **(6x)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts  
14 under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department shall distribute not  
15 more than \$4,748,000 in each fiscal year, to provide funds to an essential access city  
16 hospital, except that the department may not allocate funds to an essential access  
17 city hospital to the extent that the allocation would exceed any limitation under 42  
18 USC 1396b (i) (3).

19           **SECTION 1536.** 49.45 (6y) (a) of the statutes is amended to read:

20           49.45 **(6y)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts  
21 under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd), the department shall may  
22 distribute funding in each fiscal year to provide supplemental payment to hospitals  
23 that enter into a contract under s. 49.02 (2) to provide health care services funded  
24 by a relief block grant, as determined by the department, for hospital services that  
25 are not in excess of the hospitals' customary charges for the services, as limited under

1 42 USC 1396b (i) (3). If no relief block grant is awarded under this chapter or if the  
2 allocation of funds to such hospitals would exceed any limitation under 42 USC  
3 1396b (i) (3), the department may distribute funds to hospitals that have not entered  
4 into a contract under s. 49.02 (2).

5 **SECTION 1537.** 49.45 (6y) (am) of the statutes is amended to read:

6 49.45 (6y) (am) Notwithstanding sub. (3) (e), from the appropriation accounts  
7 under s. 20.435 (4) (b), (h), ~~(gp)~~, (o), ~~and (w)~~, and (xd), the department shall distribute  
8 funding in each fiscal year to provide supplemental payments to hospitals that enter  
9 into contracts under s. 49.02 (2) with a county having a population of 500,000 or more  
10 to provide health care services funded by a relief block grant, as determined by the  
11 department, for hospital services that are not in excess of the hospitals' customary  
12 charges for the services, as limited under 42 USC 1396b (i) (3).

13 **SECTION 1538.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

14 49.45 (6z) (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation  
15 accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), ~~and (w)~~, and (xd), the department shall may  
16 distribute funding in each fiscal year to supplement payment for services to hospitals  
17 that enter into ~~a contract under s. 49.02 (2) to provide health care services funded~~  
18 ~~by a relief block grant under this chapter~~ indigent care agreements, in accordance  
19 with the approved state plan for services under 42 USC 1396a, with relief agencies  
20 that administer the medical relief block grant under this chapter, if the department  
21 determines that the hospitals serve a disproportionate number of low-income  
22 patients with special needs. If no medical relief block grant under this chapter is  
23 awarded or if the allocation of funds to such hospitals would exceed any limitation  
24 under 42 USC 1396b (i) (3), the department may distribute funds to hospitals that  
25 have not entered into ~~a contract under s. 49.02 (2)~~ indigent care agreements. The

1 department may not distribute funds under this subsection to the extent that the  
2 distribution would do any of the following:

3 **SECTION 1539.** 49.45 (8) (a) 4. of the statutes is amended to read:

4 49.45 (8) (a) 4. “Patient care visit” means a personal contact with a patient in  
5 a patient’s home that is made by a registered nurse, licensed practical nurse, home  
6 health aide, physical therapist, occupational therapist, or speech-language  
7 pathologist who is on the staff of or under contract or arrangement with a home  
8 health agency, or by a registered nurse or licensed practical nurse practicing  
9 independently, to provide a service that is covered under s. 49.46 ~~or~~, 49.47, or 49.471.  
10 “Patient care visit” does not include time spent by a nurse, therapist, or home health  
11 aide on case management, care coordination, travel, record keeping, or supervision  
12 that is related to the patient care visit.

13 **SECTION 1540.** 49.45 (8) (b) of the statutes is amended to read:

14 49.45 (8) (b) Reimbursement under s. 20.435 (4) (b), ~~(gp)~~, (o), and (w), and (xd)  
15 for home health services provided by a certified home health agency or independent  
16 nurse shall be made at the home health agency’s or nurse’s usual and customary fee  
17 per patient care visit, subject to a maximum allowable fee per patient care visit that  
18 is established under par. (c).

19 **SECTION 1541.** 49.45 (9) of the statutes is amended to read:

20 49.45 (9) FREE CHOICE. Any person eligible for medical assistance under ~~ss. s.~~  
21 49.46, 49.468 ~~and~~, 49.47, or 49.471 may use the physician, chiropractor, dentist,  
22 pharmacist, hospital, skilled nursing home, health maintenance organization,  
23 limited service health organization, preferred provider plan or other licensed,  
24 registered or certified provider of health care of his or her choice, except that free  
25 choice of a provider may be limited by the department if the department’s alternate

1 arrangements are economical and the recipient has reasonable access to health care  
2 of adequate quality. The department may also require a recipient to designate, in any  
3 or all categories of health care providers, a primary health care provider of his or her  
4 choice. After such a designation is made, the recipient may not receive services from  
5 other health care providers in the same category as the primary health care provider  
6 unless such service is rendered in an emergency or through written referral by the  
7 primary health care provider. Alternate designations by the recipient may be made  
8 in accordance with guidelines established by the department. Nothing in this  
9 subsection shall vitiate the legal responsibility of the physician, chiropractor,  
10 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
11 organization, limited service health organization, preferred provider plan or other  
12 licensed, registered or certified provider of health care to patients. All contract and  
13 tort relationships with patients shall remain, notwithstanding a written referral  
14 under this section, as though dealings are direct between the physician, chiropractor,  
15 dentist, pharmacist, skilled nursing home, hospital, health maintenance  
16 organization, limited service health organization, preferred provider plan or other  
17 licensed, registered or certified provider of health care and the patient. No physician,  
18 chiropractor, pharmacist or dentist may be required to practice exclusively in the  
19 medical assistance program.

20 **SECTION 1542.** 49.45 (18) (ac) of the statutes is amended to read:

21 49.45 (18) (ac) Except as provided in pars. (am) to (d), and subject to par. (ag),  
22 any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the  
23 benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum  
24 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided  
25 under s. 49.46 (2). The service provider shall collect the specified or allowable

1 copayment, coinsurance, or deductible, unless the service provider determines that  
2 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount  
3 to be collected. The department shall reduce payments to each provider by the  
4 amount of the specified or allowable copayment, coinsurance, or deductible. No  
5 provider may deny care or services because the recipient is unable to share costs, but  
6 an inability to share costs specified in this subsection does not relieve the recipient  
7 of liability for these costs.

8 **SECTION 1543.** 49.45 (18) (am) of the statutes is amended to read:

9 49.45 (18) (am) No person is liable under this subsection for services provided  
10 through prepayment contracts. This paragraph does not apply to a person who is  
11 eligible for the benefits under s. 49.46 (2) (a) and (b) under s. 49.471.

12 **SECTION 1546.** 49.45 (23) of the statutes is created to read:

13 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. (a) The  
14 department shall request a waiver from the secretary of the federal department of  
15 health and human services to permit the department to conduct a demonstration  
16 project to provide health care coverage for basic primary and preventive care to  
17 adults who are under the age of 65, who have family incomes not to exceed 200  
18 percent of the poverty line, and who are not otherwise eligible for medical assistance  
19 under this subchapter, the Badger Care health care program under s. 49.665, or  
20 Medicare under 42 USC 1395 et seq. Any individual who had coverage under the  
21 Health Insurance Risk-Sharing Plan under subch. II of ch. 149 within 6 months  
22 before applying for the project under this subsection is not eligible to participate in  
23 the project under this subsection.

24 (b) If the waiver is granted and in effect, the department may promulgate rules  
25 defining the health care benefit plan, including more specific eligibility



1 requirements and cost-sharing requirements. Notwithstanding s. 227.24 (3), the  
2 plan details under this subsection may be promulgated as an emergency rule under  
3 s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the  
4 demonstration project under this subsection shall begin on January 1, 2009, or on  
5 the effective date of the waiver, whichever is later.

6 **SECTION 1547.** 49.45 (24g) of the statutes is repealed.

7 **SECTION 1548.** 49.45 (24m) (intro.) of the statutes is amended to read:

8 49.45 (24m) (intro.) From the appropriation accounts under s. 20.435 (4) (b),  
9 ~~(gp)~~, (o), and (w), and (xd), in order to test the feasibility of instituting a system of  
10 reimbursement for providers of home health care and personal care services for  
11 medical assistance recipients that is based on competitive bidding, the department  
12 shall:

13 **SECTION 1549.** 49.45 (24r) of the statutes is amended to read:

14 49.45 (24r) FAMILY PLANNING DEMONSTRATION PROJECT. The department shall  
15 request ~~a~~ an amended waiver from the secretary of the federal department of health  
16 and human services to permit the department to conduct a demonstration project to  
17 provide family planning ~~services~~, as defined in s. 253.07 (1) ~~(b)~~ (a), under medical  
18 assistance to any woman or man between the ages of 15 and 44 whose family income  
19 does not exceed ~~185%~~ 200 percent of the poverty line for a family the size of the  
20 woman's or man's family. If The department shall implement any waiver granted  
21 and, if the amendment to the waiver is granted and in effect, the department shall  
22 implement the amended waiver no later than ~~July 1, 1998~~ January 1, 2008, or on the  
23 federally approved effective date of the amended waiver, whichever is later.

24 **SECTION 1550.** 49.45 (29) of the statutes is amended to read:

1           49.45 (29) HOSPICE REIMBURSEMENT. The department shall promulgate rules  
2 limiting aggregate payments made to a hospice under ss. 49.46 and, 49.47, and  
3 49.471.

4           **SECTION 1551c.** 49.45 (31) of the statutes is repealed and recreated to read:

5           49.45 (31) LONG-TERM CARE PARTNERSHIP PROGRAM. (a) The department shall  
6 submit to the federal department of health and human services, not later than 3  
7 months after the effective date of this paragraph .... [revisor inserts date], an  
8 amendment to the state medical assistance plan that establishes in this state a  
9 Long-Term Care Partnership Program, as described in this subsection, and shall  
10 implement the program if the amendment to the state plan is approved. Under the  
11 program, the department shall exclude an amount equal to the amount of benefits  
12 that an individual receives under a qualifying long-term care insurance policy, as  
13 described in par. (b), when determining any of the following:

14           1. The individual's resources for purposes of determining the individual's  
15 eligibility for medical assistance.

16           2. The amount to be recovered from the individual's estate if the individual  
17 receives medical assistance.

18           (b) To be eligible for the program, an individual must have been a resident of  
19 this state when the long-term care insurance policy was issued, and the policy must  
20 satisfy all of the following criteria:

21           1. The policy was not issued before the date specified in the amendment to the  
22 state plan, which may not be before the first day of the calendar quarter in which the  
23 amendment is submitted to the federal department of health and human services.

24           2. The policy meets the definition of a qualified long-term care insurance policy  
25 under 26 USC 7702B (b).

1           3. The policy meets the long-term care insurance model regulations and the  
2 requirements of the long-term care insurance model act promulgated by the  
3 National Association of Insurance Commissioners that are specified in 42 USC  
4 1396p (b) (5).

5           4. The policy includes the applicable inflation protection specified in 42 USC  
6 1396p (b) (1) (C) (iii) (IV).

7           5. The commissioner of insurance certifies to the department that the policy  
8 meets the criteria under subds. 2. to 4.

9           (c) 1. The department and the office of the commissioner of insurance shall  
10 approve a training program for individuals who sell long-term care insurance  
11 policies in the state to ensure that those individuals understand the relation of  
12 long-term care insurance to the Medical Assistance program and are able to explain  
13 to consumers the protections offered by long-term care insurance and how this type  
14 of insurance relates to private and public financing of long-term care.

15           2. The training program approved under this paragraph shall include initial  
16 training that is not less than 8 hours long and ongoing training sessions that are not  
17 less than 4 hours long per session. Individuals who sell long-term care insurance  
18 policies shall be required to attend an ongoing training session every 24 months after  
19 the initial training. The commissioner may approve the initial and ongoing training  
20 sessions for continuing education requirements under s. 628.04 (3).

21           3. The training under this paragraph shall cover at a minimum long-term care  
22 insurance, long-term care services, qualified partnerships, and the relationship  
23 between qualified partnerships and other public and private coverage of long-term  
24 care costs.

1 (d) An insurer that issues a long-term care insurance policy described in par.  
2 (b) shall be required to submit reports to the secretary of the federal department of  
3 health and human services, in accordance with regulations developed by the  
4 secretary, that include notice of when benefits are paid under the policy, the amount  
5 of the benefits, notice of the termination of the policy, and any other information  
6 required by the secretary.

7 **SECTION 1552.** 49.45 (35) of the statutes is repealed.

8 **SECTION 1553.** 49.45 (40) of the statutes is amended to read:

9 49.45 (40) PERIODIC RECORD MATCHES. If the department contracts with the  
10 department of ~~workforce development~~ children and families under s. 49.197 (5), the  
11 department shall cooperate with the department of ~~workforce development~~ children  
12 and families in matching records of medical assistance recipients under s. 49.32 (7).

13 **SECTION 1554.** 49.45 (42m) (a) of the statutes is amended to read:

14 49.45 (42m) (a) If, in authorizing the provision of physical or occupational  
15 therapy services under s. 49.46 (2) (b) 6. b. or 49.471 (11) (i), the department  
16 authorizes a reduced duration of services from the duration that the provider  
17 specifies in the authorization request, the department shall substantiate the  
18 reduction that the department made in the duration of the services if the provider  
19 of the services requests any additional authorizations for the provision of physical  
20 or occupational therapy services to the same individual.

21 **SECTION 1554m.** 49.45 (44m) of the statutes is created to read:

22 49.45 (44m) EXTENSION OF PARENT ELIGIBILITY WHEN CHILD DIES. The department  
23 shall request a waiver from the secretary of the federal department of health and  
24 human services to permit the department to extend the eligibility of a parent, for up  
25 to 90 days, under the Medical Assistance program under this subchapter or the

1 Badger Care health care program under s. 49.665 if the parent's child dies while both  
2 the parent and the child are covered under the Medical Assistance program or the  
3 Badger Care health care program and the parent would lose eligibility solely due to  
4 the death of the child. The department shall implement any waiver that is granted.

5 **SECTION 1555.** 49.45 (48) of the statutes is amended to read:

6 49.45 (48) PAYMENT OF MEDICARE PART B OUTPATIENT HOSPITAL SERVICES  
7 COINSURANCES. The department shall include in the state plan for medical assistance  
8 a methodology for payment of the medicare part B outpatient hospital services  
9 coinsurance amounts that are authorized under ss. 49.46 (2) (c) 2., 4., and 5m., 49.468  
10 (1) (b), ~~and~~ 49.47 (6) (a) 6. b., d., and f., and 49.471 (6) (j) 1.

11 **SECTION 1556.** 49.45 (49m) (c) 1. of the statutes is amended to read:

12 49.45 (49m) (c) 1. A list of the prescription drugs that are included as a benefit  
13 under s. ~~ss.~~ 49.46 (2) (b) 6. h. and 49.471 (11) (a) that identifies preferred choices  
14 within therapeutic classes and includes prescription drugs that bear only generic  
15 names.

16 **SECTION 1557.** 49.45 (52) of the statutes is amended to read:

17 49.45 (52) PAYMENT ADJUSTMENTS. Beginning on January 1, 2003, the  
18 department may, from the appropriation account under s. 20.435 (7) (b), make  
19 Medical Assistance payment adjustments to county departments under s. 46.215,  
20 46.22, 46.23, or 51.42, or 51.437 or to local health departments, as defined in s. 250.01  
21 (4), as appropriate, for covered services under s. 49.46 (2) (a) 2. and 4. d. and f. and  
22 (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13., 15., and 16. Payment  
23 adjustments under this subsection shall include the state share of the payments.  
24 The total of any payment adjustments under this subsection and Medical Assistance  
25 payments made from appropriation accounts under s. 20.435 (4) (b), ~~(gp)~~, (o), ~~and~~ (w),

1 and (xd) may not exceed applicable limitations on payments under 42 USC 1396a (a)  
2 (30) (A).

3 **SECTION 1558.** 49.45 (53) of the statutes is amended to read:

4 49.45 **(53)** PAYMENTS FOR CERTAIN SERVICES. Beginning on January 1, 2003, the  
5 department may, from the appropriation account under s. 20.435 (7) (b), make  
6 Medical Assistance payments to providers for covered services under s. ss. 49.46 (2)  
7 (a) 4. d. and (b) 6. j. and m. and 49.471 (11) (f).

8 **SECTION 1559e.** 49.45 (55) of the statutes is created to read:

9 49.45 **(55)** HEALTH OPPORTUNITY ACCOUNTS DEMONSTRATION PROGRAM. The  
10 department shall request from the federal Centers for Medicare and Medicaid  
11 Services approval to participate in a demonstration program under 42 USC 1396u-8,  
12 under which Badger Care recipients may voluntarily enroll to contribute to health  
13 opportunity accounts and receive certain alternative benefits under medical  
14 assistance. If the Centers for Medicare and Medicaid Services approve the  
15 department's request, the department shall submit a proposed plan for  
16 implementation of the demonstration program to the joint committee on finance.  
17 The department may not implement the plan until it is approved by the committee,  
18 as submitted or as modified.

19 **SECTION 1559g.** 49.45 (56) of the statutes is created to read:

20 49.45 **(56)** DISEASE MANAGEMENT PROGRAM. Based on the health conditions  
21 identified by the physical health risk assessments, if performed under sub. (57), the  
22 department shall develop and implement, for Medical Assistance recipients, disease  
23 management programs that are similar to that developed and followed by the  
24 Marshfield Clinic in this state under the Physician Group Practice Demonstration

1 Program authorized under 42 USC 1315 (e) and (f). These programs shall have at  
2 least the following characteristics:

3 (a) The use of information science to improve health care delivery by  
4 summarizing a patient's health status and providing reminders for preventive  
5 measures.

6 (b) Educating health care providers on health care process improvement by  
7 developing best practice models.

8 (c) The improvement and expansion of care management programs to assist in  
9 standardization of best practices, patient education, support systems, and  
10 information gathering.

11 (d) Establishment of a system of provider compensation that is aligned with  
12 clinical quality, practice management, and cost of care.

13 (e) Focus on patient care interventions for certain chronic conditions, to reduce  
14 hospital admissions.

15 **SECTION 1559h.** 49.45 (57) of the statutes is created to read:

16 49.45 (57) PHYSICAL HEALTH RISK ASSESSMENT. The department shall encourage  
17 each individual who is determined on or after the effective date of this subsection ....  
18 [revisor inserts date], to be eligible for Medical Assistance to receive a physical health  
19 risk assessment as part of the first physical examination the individual receives  
20 under Medical Assistance.

21 **SECTION 1559n.** 49.45 (58) of the statutes is created to read:

22 49.45 (58) HEALTH MAINTENANCE ORGANIZATION PAYMENTS TO HOSPITALS. (a) The  
23 department shall establish a schedule of amounts that each health maintenance  
24 organization that contracts with the department to provide medical assistance  
25 services or services under s. 49.665 for a capitated payment rate shall pay monthly

1 to each hospital that serves recipients of medical assistance services or recipients of  
2 services under s. 49.665. The amounts shall be based on any increase in the capitated  
3 rate that the department pays a health maintenance organization, which increase  
4 is intended to cover inpatient and outpatient hospital services and which is  
5 associated with the assessment imposed on hospitals under s. 50.375. The  
6 department shall use the information that it uses to calculate the capitated rates  
7 that the department pays health maintenance organizations and encounter data  
8 that is provided by the health maintenance organizations to calculate the amounts  
9 in the schedule. The department shall disclose publicly the methodology it uses to  
10 calculate the amounts in the schedule. The department shall recalculate the  
11 amounts in the schedule at least once every 12 months.

12 (b) The department shall require, as a term of contracts with health  
13 maintenance organizations to provide medical assistance services or services under  
14 s. 49.665 for a capitated payment rate, that the health maintenance organization do  
15 all of the following:

- 16 1. Monthly pay hospitals the applicable amounts in the schedule under par. (a).
- 17 2. Every 6 months, and for each hospital to which the health maintenance  
18 organization made payments under par. (a), reconcile the amount that the health  
19 maintenance organization paid the hospital under par. (a) for the previous 6 months  
20 with the amount that the hospital charged the health maintenance organization for  
21 providing inpatient and outpatient services during the same 6 months to recipients  
22 of medical assistance or recipients of services under s. 49.665, and, if the amount of  
23 the charges exceeds the amount of the payments, pay the hospital the difference  
24 within 90 days.



1 (bm) If the total payments that a health maintenance organization makes to  
2 a hospital under par. (a), for a 6-month period that is subject to a reconciliation under  
3 par. (b), exceed the amount that the hospital charges the health maintenance  
4 organization for providing inpatient and outpatient services to recipients of medical  
5 assistance or recipients of services under s. 49.665 for that 6-month period, the  
6 hospital shall pay the health maintenance organization the difference within 90 days  
7 after the end of the 6-month period.

8 (c) If the department determines that a health maintenance organization has  
9 not complied with a condition under par. (b), the department shall require the health  
10 maintenance organization to comply with the condition within 15 days after the  
11 department's determination. The department may terminate a contract with a  
12 health maintenance organization to provide medical assistance services or services  
13 under s. 49.665 for a capitated payment rate for failure to comply with a condition  
14 under par. (b). The department may audit health maintenance organizations to  
15 determine whether they have complied with the conditions under par. (b).

16 (d) If a health maintenance organization and hospital cannot resolve the  
17 amount that a health maintenance organization owes a hospital under par. (b) 2. or  
18 that a hospital owes a health maintenance organization under par. (bm), and either  
19 the health maintenance organization or the hospital, within 6 months after the end  
20 of the time period to which the disputed amount relates, requests that the  
21 department determine the amount owed, the department shall determine the  
22 amount within 90 days after the request is made. The health maintenance  
23 organization or hospital is, upon request, entitled to a contested case hearing under  
24 ch. 227 on the department's determination.

25 (e) Paragraphs (a), (b), (bm), and (c) do not apply after December 31, 2010.

1           **SECTION 1560.** 49.453 (1) (a) of the statutes is amended to read:

2           49.453 (1) (a) “Assets” has the meaning given in 42 USC 1396p (e) (h) (1).

3           **SECTION 1561.** 49.453 (1) (ar) of the statutes is created to read:

4           49.453 (1) (ar) “Community spouse” means the spouse of either the  
5 institutionalized person or the noninstitutionalized person.

6           **SECTION 1562.** 49.453 (1) (d) of the statutes is amended to read:

7           49.453 (1) (d) “Income” has the meaning given in 42 USC 1396p (e) (h) (2).

8           **SECTION 1563.** 49.453 (1) (e) of the statutes is amended to read:

9           49.453 (1) (e) “Institutionalized individual” has the meaning given in 42 USC  
10 1396p (e) (h) (3).

11           **SECTION 1564.** 49.453 (1) (f) (intro.) of the statutes is amended to read:

12           49.453 (1) (f) (intro.) “Look-back date” means ~~for a covered individual,~~ either  
13 of the following:

14           1m. For transfers made before February 8, 2006, the date that is 36 months  
15 before, or with respect to payments from a trust or portions of a trust that are treated  
16 as assets transferred by the covered individual under s. 49.454 (2) (c) or (3) (b) the  
17 date that is 60 months before:

18           **SECTION 1565.** 49.453 (1) (f) 1. of the statutes is renumbered 49.453 (1) (f) 1m.

19           a.

20           **SECTION 1566.** 49.453 (1) (f) 2. of the statutes is renumbered 49.453 (1) (f) 1m.

21           b.

22           **SECTION 1567.** 49.453 (1) (f) 2m. of the statutes is created to read:

23           49.453 (1) (f) 2m. For all transfers made on or after February 8, 2006, the date  
24 that is 60 months before the dates specified in subd. 1m. a. and b.

25           **SECTION 1568.** 49.453 (1) (fm) of the statutes is amended to read:

1           49.453 (1) (fm) “Noninstitutionalized individual” has the meaning given in 42  
2   USC 1396p (e) (h) (4).

3           **SECTION 1569.** 49.453 (1) (i) of the statutes is amended to read:

4           49.453 (1) (i) “Resources” has the meaning given in 42 USC 1396p (e) (h) (5).

5           **SECTION 1570.** 49.453 (3) (a) of the statutes is renumbered 49.453 (3) (a) (intro.)  
6   and amended to read:

7           49.453 (3) (a) (intro.) The period of ineligibility under this subsection begins  
8   on either of the following:

9           1. In the case of a transfer of assets made before February 8, 2006, the first day  
10   of the first month beginning on or after the look-back date during or after which  
11   assets have been transferred for less than fair market value and that does not occur  
12   in any other periods of ineligibility under this subsection.

13           **SECTION 1571.** 49.453 (3) (a) 2. of the statutes is created to read:

14           49.453 (3) (a) 2. In the case of a transfer of assets made on or after February  
15   8, 2006, the first day of a month beginning on or after the look-back date during or  
16   after which assets have been transferred for less than fair market value, or the date  
17   on which the individual is eligible for medical assistance and would otherwise be  
18   receiving institutional level care described in sub. (2) (a) 1. to 3. based on an approved  
19   application for the care but for the application of the penalty period, whichever is  
20   later, and that does not occur during any other period of ineligibility under this  
21   subsection.

22           **SECTION 1572.** 49.453 (3) (b) (intro.) of the statutes is amended to read:

23           49.453 (3) (b) (intro.) The Subject to par. (bc), the department shall determine  
24   the number of months of ineligibility as follows:

25           **SECTION 1573.** 49.453 (3) (bc) of the statutes is created to read:

1           49.453 (3) (bc) In determining the number of months of ineligibility under par.  
2 (b), with respect to asset transfers that occur after February 8, 2006, the department  
3 may not round down the quotient, or otherwise disregard any fraction of a month,  
4 obtained in the division under par. (b) 3.

5           **SECTION 1574.** 49.453 (4) (a) of the statutes is renumbered 49.453 (4) (ag).

6           **SECTION 1575.** 49.453 (4) (ac) of the statutes is created to read:

7           49.453 (4) (ac) In this subsection, “transaction” means any action taken by an  
8 individual that changes the course of payments to be made under an annuity or the  
9 treatment of the income or principal of an annuity, including all of the following:

- 10           1. An addition of principal.
- 11           2. An elective withdrawal.
- 12           3. A request to change the distribution of the annuity.
- 13           4. An election to annuitize the contract.
- 14           5. A change in ownership.

15           **SECTION 1576.** 49.453 (4) (am) of the statutes is amended to read:

16           49.453 (4) (am) Paragraph ~~(a)~~ (ag) 1. does not apply to a variable annuity that  
17 is tied to a mutual fund that is registered with the federal securities and exchange  
18 commission.

19           **SECTION 1577.** 49.453 (4) (b) of the statutes is amended to read:

20           49.453 (4) (b) The amount of assets that is transferred for less than fair market  
21 value under par. ~~(a)~~ (ag) is the amount by which the transferred amount exceeds the  
22 expected value of the benefit.

23           **SECTION 1578.** 49.453 (4) (c) of the statutes is amended to read:

24           49.453 (4) (c) The department shall promulgate rules specifying the method to  
25 be used in calculating the expected value of the benefit, based on 26 CFR 1.72-1 to

1 1.72-18, and specifying the criteria for adjusting the expected value of the benefit  
2 based on a medical condition diagnosed by a physician before the assets were  
3 transferred to the annuity, or transferred by promissory note or similar instrument.  
4 In calculating the amount of the divestment when a transfer to an annuity, or a  
5 transfer by promissory note or similar instrument, is made, payments made to the  
6 transferor in any year subsequent to the year in which the transfer was made shall  
7 be discounted to the year in which the transfer was made by the applicable federal  
8 rate specified under par. (a) (ag) on the date of the transfer.

9 **SECTION 1579.** 49.453 (4) (cm) of the statutes is created to read:

10 49.453 (4) (cm) Paragraphs (ag) to (c) apply to annuities purchased before  
11 February 8, 2006, for which no transaction has occurred on or after February 8, 2006.

12 **SECTION 1580.** 49.453 (4) (d) of the statutes is created to read:

13 49.453 (4) (d) For purposes of sub. (2), the purchase of an annuity by an  
14 institutionalized individual or his or her community spouse, or anyone acting on  
15 their behalf, shall be treated as a transfer of assets for less than fair market value  
16 unless any of the following applies:

17 1. The state is designated as the remainder beneficiary in the first position for  
18 at least the total amount of medical assistance paid on behalf of the institutionalized  
19 individual.

20 2. The state is named as a beneficiary in the 2nd position after the community  
21 spouse or a minor or disabled child and is named in the first position if the community  
22 spouse or a representative of the minor or disabled child disposes of any remainder  
23 for less than fair market value.

24 3. The annuity satisfies the requirements under par. (e) 1. or 2.

25 **SECTION 1581.** 49.453 (4) (e) of the statutes is created to read:

1           49.453 (4) (e) For purposes of sub. (2), the purchase of an annuity by or on behalf  
2 of an annuitant who has applied for medical assistance for nursing facility services  
3 or other long-term care services described in sub. (2) is a transfer of assets for less  
4 than fair market value unless either of the following applies:

5           1. The annuity is either an annuity described in section 408 (b) or (q) of the  
6 Internal Revenue Code of 1986 or purchased with proceeds from any of the following:

7           a. An account or trust described in section 408 (a), (c), or (p) of the Internal  
8 Revenue Code of 1986.

9           b. A simplified employee pension, within the meaning of section 408 (k) of the  
10 Internal Revenue Code of 1986.

11           c. A Roth IRA described in section 408A of the Internal Revenue Code of 1986.

12           2. All of the following apply with respect to the annuity:

13           a. The annuity is irrevocable and nonassignable.

14           b. The annuity is actuarially sound, as determined in accordance with actuarial  
15 publications of the office of the chief actuary of the social security administration.

16           c. The annuity provides for payments in equal amounts during the term of the  
17 annuity, with no deferral and no balloon payments made.

18           **SECTION 1582.** 49.453 (4) (em) of the statutes is created to read:

19           49.453 (4) (em) Paragraphs (d) and (e) apply to all of the following:

20           1. Annuities purchased on or after February 8, 2006.

21           2. Annuities purchased before February 8, 2006, for which a transaction has  
22 occurred on or after February 8, 2006.

23           **SECTION 1583.** 49.453 (4c) of the statutes is created to read:

24           49.453 (4c) PURCHASE OF NOTE, LOAN, OR MORTGAGE. (a) For purposes of sub. (2),  
25 the purchase by an individual or his or her spouse of a promissory note, loan, or

1 mortgage after February 8, 2006, is a transfer of assets for less than fair market  
2 value unless all of the following apply with respect to the note, loan, or mortgage:

3 1. The repayment term is actuarially sound.

4 2. The payments are to be made in equal amounts during the term of the loan,  
5 with no deferral and no balloon payment.

6 3. Cancellation of the balance upon the death of the lender is prohibited.

7 (b) The value of a promissory note, loan, or mortgage that does not satisfy the  
8 requirements under par. (a) 1. to 3. is the outstanding balance due on the date that  
9 the individual applies for medical assistance for nursing facility services or other  
10 long-term care services described in sub. (2).

11 **SECTION 1584.** 49.453 (4m) of the statutes is created to read:

12 49.453 (4m) PURCHASE OF LIFE ESTATE. For purposes of sub. (2), the purchase  
13 by an individual or his or her spouse of a life estate in another individual's home after  
14 February 8, 2006, is a transfer of assets for less than fair market value unless the  
15 purchaser resides in the home for at least one year after the date of the purchase.

16 **SECTION 1585.** 49.453 (8) of the statutes is renumbered 49.453 (8) (a) (intro.)  
17 and amended to read:

18 49.453 (8) (a) (intro.) Subsections (2) and (3) do not apply to transfers of assets  
19 if ~~the~~ any of the following applies:

20 1. The assets are exempt under 42 USC 1396p (c) (2) or if the (A), (B), or (C).

21 2. The department determines under the process under par. (b) that application  
22 of this section would work an undue hardship. ~~The department shall promulgate~~  
23 ~~rules concerning the transfer of assets exempt under 42 USC 1396p (c) (2).~~

24 **SECTION 1586.** 49.453 (8) (b) of the statutes is created to read:

1           49.453 (8) (b) The department shall establish a hardship waiver process that  
2 includes all of the following:

3           1. The department determines that undue hardship exists if the application of  
4 subs. (2) and (3) would deprive the individual of medical care to the extent that the  
5 individual's health or life would be endangered, or would deprive the individual of  
6 food, clothing, shelter, or other necessities of life.

7           2. A facility in which an institutionalized individual who has transferred assets  
8 resides is permitted to file an application for undue hardship on behalf of the  
9 individual with the consent of the individual or the individual's authorized  
10 representative.

11           3. The department may, during the pendency of an undue hardship  
12 determination, pay the full payment rate under s. 49.45 (6m) for nursing facility  
13 services for up to 30 days for the individual who transferred assets, to hold a bed in  
14 the facility in which the individual resides.

15           **SECTION 1587.** 49.46 (1) (a) 5. of the statutes is amended to read:

16           49.46 (1) (a) 5. Any child in an adoption assistance, foster care, ~~kinship care,~~  
17 ~~long-term kinship care,~~ treatment foster care, or subsidized guardianship  
18 placement under ch. 48 or 938, as determined by the department.

19           **SECTION 1588.** 49.46 (1) (a) 14m. of the statutes is amended to read:

20           49.46 (1) (a) 14m. Any person who would meet the financial and other eligibility  
21 requirements for home or community-based services under the family care benefit  
22 but for the fact that the person engages in substantial gainful activity under 42 USC  
23 1382c (a) (3), if a waiver under s. 46.281 (1)(e) (1d) is in effect or federal law permits  
24 federal financial participation for medical assistance coverage of the person and if  
25 funding is available for the person under the family care benefit.



1           **SECTION 1589.** 49.46 (2) (b) (intro.) of the statutes is amended to read:

2           49.46 (2) (b) (intro.) Except as provided in ~~par. pars.~~ (be) and (dc), the  
3 department shall audit and pay allowable charges to certified providers for medical  
4 assistance on behalf of recipients for the following services:

5           **SECTION 1590.** 49.46 (2) (b) 8. of the statutes is amended to read:

6           49.46 (2) (b) 8. Home or community-based services, if provided under s. 46.27  
7 (11), 46.275, 46.277, 46.278, or 46.2785, under the family care benefit if a waiver is  
8 in effect under s. 46.281 (1) ~~(e)~~ (1d), or under ~~a waiver requested under 2001~~  
9 ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8c)~~ the  
10 disabled children's long-term support program, as defined in s. 46.011 (1g).

11           **SECTION 1591.** 49.46 (2) (dc) of the statutes is created to read:

12           49.46 (2) (dc) For an individual who is eligible for medical assistance and who  
13 is eligible for coverage under Part D of Medicare under 42 USC 1395w-101 et seq.,  
14 benefits under par. (b) 6. h. do not include payment for any Part D drug, as defined  
15 in 42 CFR 423.100, regardless of whether the individual is enrolled in Part D of  
16 Medicare or whether, if the individual is enrolled, his or her Part D plan, as defined  
17 in 42 CFR 423.4, covers the Part D drug.

18           **SECTION 1592.** 49.468 (1) (b) of the statutes is amended to read:

19           49.468 (1) (b) For an elderly or disabled individual who is entitled to coverage  
20 under part A of medicare, entitled to coverage under part B of medicare and who does  
21 not meet the eligibility criteria for medical assistance under s. 49.46 (1), 49.465 ~~or,~~  
22 ~~49.47 (4), or 49.471~~ but meets the limitations on income and resources under par. (d),  
23 medical assistance shall pay the deductible and coinsurance portions of medicare  
24 services under 42 USC 1395 to 1395zz which are not paid under 42 USC 1395 to  
25 1395zz, including those medicare services that are not included in the approved state

1 plan for services under 42 USC 1396; the monthly premiums payable under 42 USC  
2 1395v; the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
3 enrollment penalty, if applicable, for premiums under part A of medicare. Payment  
4 of coinsurance for a service under part B of medicare under 42 USC 1395j to 1395w,  
5 other than payment of coinsurance for outpatient hospital services, may not exceed  
6 the allowable charge for the service under medical assistance minus the medicare  
7 payment.

8 **SECTION 1593.** 49.468 (1) (c) of the statutes is amended to read:

9 49.468 (1) (c) For an elderly or disabled individual who is only entitled to  
10 coverage under part A of medicare and who does not meet the eligibility criteria for  
11 medical assistance under s. 49.46 (1), 49.465 ~~or~~, 49.47 (4), or 49.471 but meets the  
12 limitations on income and resources under par. (d), medical assistance shall pay the  
13 deductible and coinsurance portions of medicare services under 42 USC 1395 to  
14 1395i which are not paid under 42 USC 1395 to 1395i, including those medicare  
15 services that are not included in the approved state plan for services under 42 USC  
16 1396; the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
17 enrollment penalty for premiums under part A of medicare, if applicable.

18 **SECTION 1594.** 49.468 (1m) (a) of the statutes is amended to read:

19 49.468 (1m) (a) Beginning on January 1, 1993, for an elderly or disabled  
20 individual who is entitled to coverage under part A of medicare and is entitled to  
21 coverage under part B of medicare, does not meet the eligibility criteria for medical  
22 assistance under s. 49.46 (1), 49.465 ~~or~~, 49.47 (4), or 49.471 but meets the limitations  
23 on income and resources under par. (b), medical assistance shall pay the monthly  
24 premiums under 42 USC 1395r.

25 **SECTION 1595.** 49.468 (2) (a) of the statutes is amended to read:

1           49.468 (2) (a) Beginning on January 1, 1991, for a disabled working individual  
2 who is entitled under P.L. 101-239, section 6012 (a), to coverage under part A of  
3 medicare and who does not meet the eligibility criteria for medical assistance under  
4 s. 49.46 (1), 49.465 ~~or~~, 49.47 (4), or 49.471 but meets the limitations on income and  
5 resources under par. (b), medical assistance shall pay the monthly premiums for the  
6 coverage under part A of medicare, including late enrollment fees, if applicable.

7           **SECTION 1596.** 49.47 (4) (a) (intro.) of the statutes is amended to read:

8           49.47 (4) (a) (intro.) Any individual who meets the limitations on income and  
9 resources under pars. (b) ~~and~~ to (c) and who complies with ~~par. pars. (cm) and (cr)~~  
10 shall be eligible for medical assistance under this section if such individual is:

11           **SECTION 1597.** 49.47 (4) (as) 1. of the statutes is amended to read:

12           49.47 (4) (as) 1. The person would meet the financial and other eligibility  
13 requirements for home or community-based services under s. 46.27 (11), 46.277, or  
14 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1) ~~(e)~~  
15 (1d) but for the fact that the person engages in substantial gainful activity under 42  
16 USC 1382c (a) (3).

17           **SECTION 1598.** 49.47 (4) (as) 3. of the statutes is amended to read:

18           49.47 (4) (as) 3. Funding is available for the person under s. 46.27 (11), 46.277,  
19 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1)  
20 ~~(e)~~ (1d).

21           **SECTION 1598r.** 49.47 (4) (b) (intro.) of the statutes is amended to read:

22           49.47 (4) (b) (intro.) Eligibility exists if the applicant's property, subject to the  
23 exclusion of any amounts under the Long-Term Care Partnership Program  
24 established under s. 49.45 (31), does not exceed the following:

25           **SECTION 1599.** 49.47 (4) (b) 1. of the statutes is amended to read:

1           49.47 (4) (b) 1. ~~A~~ Subject to par. (bc), a home and the land used and operated  
2 in connection therewith or in lieu thereof a mobile home if the home or mobile home  
3 is used as the person's or his or her family's place of abode.

4           **SECTION 1600.** 49.47 (4) (bc) of the statutes is created to read:

5           49.47 (4) (bc) 1. Subject to subd. 2., a person shall be ineligible under this  
6 section for medical assistance for nursing facility services or other long-term care  
7 services described in s. 49. 453 (2) if the equity in his or her home and the land used  
8 and operated in connection with the home exceeds \$750,000. This subdivision does  
9 not apply if any of the following persons lawfully resides in the home:

10           a. The person's spouse.

11           b. The person's child who is under age 21 or who is disabled, as defined in s.  
12 49.468 (1) (a) 1.

13           2. Subdivision 1. applies to all of the following:

14           a. At the time of application, to a person who applies for medical assistance for  
15 nursing facility services or other long-term care services described in s. 49.453 (2)  
16 after the effective date of this subd. 2. a. .... [revisor inserts date].

17           b. At the time of the person's first recertification after the effective date of this  
18 subd. 2. b. .... [revisor inserts date], to a person not specified in subd. 2. a. who applied  
19 for medical assistance for nursing facility services or other long-term care services  
20 described in s. 49.453 (2) on or after January 1, 2006, and who was eligible for medical  
21 assistance for those services on the effective date of this subd. 2. b. .... [revisor inserts  
22 date].

23           **SECTION 1601.** 49.47 (4) (bm) of the statutes is created to read:

24           49.47 (4) (bm) For purposes of determining eligibility or benefits amount for  
25 a person described in par. (a) 3. or 4. who resides in a continuing care retirement

1 community or a life care community, any entrance fee paid on admission to the  
2 community shall be considered a resource available to the person to the extent that  
3 all of the following apply:

4 1. The person has the ability to use the entrance fee, or the contract provides  
5 that the entrance fee may be used, to pay for care if the person's other resources or  
6 income are insufficient to pay for the care.

7 2. The person is eligible for a refund of any remaining entrance fee when the  
8 person dies or terminates the continuing care retirement community or life care  
9 community contract and leaves the community.

10 3. The entrance fee does not confer an ownership interest in the continuing care  
11 retirement community or life care community.

12 **SECTION 1602.** 49.47 (4) (cr) of the statutes is created to read:

13 49.47 (4) (cr) 1. As a condition of receiving medical assistance for long-term  
14 care services described in s. 49.453 (2) (a), an applicant for or recipient of the  
15 long-term care services shall disclose on the application or recertification form a  
16 description of any interest the individual or his or her community spouse, as defined  
17 in s. 49.453 (1) (ar), has in an annuity, regardless of whether the annuity is  
18 irrevocable or is treated as an asset. The application or recertification form shall  
19 include a statement that the state becomes a remainder beneficiary under any  
20 annuity in which the individual or his or her spouse has an interest by virtue of the  
21 provision of the medical assistance. The applicant or recipient shall, no later than  
22 30 days after the department receives the application or recertification form, take  
23 any action required by the annuity issuer to make the state a remainder beneficiary.

24 2. The department shall notify the issuer of an annuity disclosed under subd.  
25 1. of the state's right as a remainder beneficiary and shall request that the issuer

1 notify the department of any changes to or payments made under the annuity  
2 contract.

3 3. This paragraph applies to all of the following:

4 a. Annuities purchased on or after February 8, 2006.

5 b. Annuities purchased before February 8, 2006, for which a transaction, as  
6 defined in s. 49.453 (4) (ac), has occurred on or after February 8, 2006.

7 **SECTION 1603.** 49.47 (6) (a) 1. of the statutes is amended to read:

8 49.47 (6) (a) 1. Except as provided in subds. 6. to 7., all beneficiaries, for all  
9 services under s. 49.46 (2) (a) and (b), subject to s. 49.46 (2) (dc).

10 **SECTION 1604.** 49.47 (9m) of the statutes is repealed.

11 **SECTION 1605.** 49.471 of the statutes is created to read:

12 **49.471 BadgerCare Plus. (1) DEFINITIONS.** In this section, unless the context  
13 requires otherwise:

14 (a) “BadgerCare Plus” means the Medical Assistance program described in this  
15 section.

16 (b) “Caretaker relative” means an individual who is maintaining a residence  
17 as a child’s home, who exercises primary responsibility for the child’s care and  
18 control, including making plans for the child, and who is any of the following with  
19 respect to the child:

20 1. A blood relative, including those of half-blood, and including first cousins,  
21 nephews, nieces, and individuals of preceding generations as denoted by prefixes of  
22 grand, great, or great-great.

23 2. A stepfather, stepmother, stepbrother, or stepsister.

24 3. An individual who is the adoptive parent of the child’s parent, a natural or  
25 legally adopted child of such individual, or a relative of an adoptive parent.

1           4. A spouse of any individual named in this paragraph even if the marriage is  
2 terminated by death or divorce.

3           (c) "Child" means an individual who is under the age of 19 years. "Child"  
4 includes an unborn child.

5           (d) "Essential person" means an individual who satisfies all of the following:

6           1. Is related to an individual receiving benefits under this section.

7           2. Is otherwise nonfinancially eligible, except that the individual need not have  
8 a minor child under his or her care.

9           3. Provides at least one of the following to an individual receiving benefits  
10 under this section:

11           a. Child care that enables a caretaker to work outside the home for at least 30  
12 hours per week for pay, to receive training for at least 30 hours per week, or to attend,  
13 on a full-time basis as defined by the school, high school or a course of study meeting  
14 the standards established by the state superintendent of public instruction for the  
15 granting of a declaration of equivalency of high school graduation under s. 115.29 (4).

16           b. Care for anyone who is incapacitated.

17           (e) "Family" means all children for whom assistance is requested, their minor  
18 siblings, including half brothers, half sisters, stepbrothers, and stepsisters, and any  
19 parents of these minors and their spouses.

20           (f) "Family income" means the total gross earned and unearned income  
21 received by all members of a family.

22           (g) "Group health plan" has the meaning given in 42 USC 300gg-91 (a) (1).

23           (h) "Health insurance coverage" has the meaning given in 42 USC 300gg-91  
24 (b) (1), and also includes any arrangement under which a 3rd party agrees to pay for  
25 the health care costs of the individual.

1 (i) “Parent” has the meaning given in s. 49.141 (1) (j).

2 (j) “Recipient” means an individual receiving benefits under this section.

3 (k) “Unborn child” means an individual from conception until he or she is born  
4 alive for whom all of the following requirements are met:

5 1. The unborn child’s mother is not eligible for medical assistance under this  
6 subchapter, except that she may be eligible for benefits under s. 49.45 (27).

7 2. The income of the unborn child’s mother, mother and her spouse, or mother  
8 and her family, whichever is applicable, does not exceed 300 percent of the poverty  
9 line.

10 3. Each of the following applicable persons who is employed provides  
11 verification from his or her employer, in the manner specified by the department, of  
12 his or her earnings:

13 a. The unborn child’s mother.

14 b. The spouse of the unborn child’s mother.

15 c. Members of the unborn child’s mother’s family.

16 4. The unborn child’s mother provides medical verification of her pregnancy,  
17 in the manner specified by the department. An unborn child’s eligibility for coverage  
18 under this section does not begin before the first day of the month in which the  
19 unborn child’s mother provides the medical verification.

20 5. The unborn child and the mother of the unborn child meet all other  
21 applicable eligibility requirements under this chapter or established by the  
22 department by rule except for any of the following:

23 a. The mother is not a U.S. citizen or an alien qualifying for Medicaid under  
24 8 USC 1612.

25 b. The mother is an inmate of a public institution.



1           c. The mother does not provide a social security number, but only if subd. 5. a.  
2 applies.

3           **(2) WAIVER.** The department shall request a waiver from, and submit  
4 amendments to the state Medical Assistance plan to, the secretary of the federal  
5 department of health and human services to implement BadgerCare Plus. If the  
6 state plan amendments are approved and a waiver that is substantially consistent  
7 with the provisions of this section, excluding sub. (2m), is granted and in effect, the  
8 department shall implement BadgerCare Plus beginning on January 1, 2008, the  
9 effective date of the state plan amendments, or the effective date of the waiver,  
10 whichever is latest. If the state plan amendments are not approved or if a waiver that  
11 is substantially consistent with the provisions of this section, excluding sub. (2m),  
12 is not granted, BadgerCare Plus may not be implemented. If the state plan  
13 amendments are approved but approval is not continued or if a waiver that is  
14 substantially consistent with the provisions of this section, excluding sub. (2m), is  
15 granted but not continued in effect, BadgerCare Plus shall be discontinued.

16           **(2m) APPROVAL TO QUALIFY AS A HEALTH COVERAGE TAX CREDIT PLAN.** The  
17 department shall seek any necessary federal approvals to ensure that BadgerCare  
18 Plus is qualified health insurance under 26 USC 35 (e). Notwithstanding subs. (4)  
19 and (5), if BadgerCare Plus is determined to be qualified health insurance under 26  
20 USC 35 (e), the department shall expand eligibility under BadgerCare Plus to  
21 include individuals who are eligible individuals under 26 USC 35 (c).  
22 Notwithstanding sub. (10) (a) and (b) 1. to 4., individuals who are eligible for coverage  
23 under BadgerCare Plus under this subsection shall pay premiums that are equal to  
24 the capitation payments that the department would make on behalf of similar

1 individuals with coverage under BadgerCare Plus, or the full per member per month  
2 cost of coverage, whichever is appropriate.

3 **(3) INELIGIBILITY FOR OTHER MEDICAL ASSISTANCE BENEFITS.** (a) 1.  
4 Notwithstanding ss. 49.46 (1), 49.465, 49.47 (4), and 49.665 (4), if the amendments  
5 to the state plan under sub. (2) are approved and a waiver under sub. (2) that is  
6 consistent with all of the provisions of this section, excluding sub. (2m), is granted  
7 and in effect, an individual described in sub. (4) (a) or (b) or (5) is not eligible under  
8 s. 49.46, 49.465, 49.47, or 49.665 for Medical Assistance or BadgerCare health  
9 program benefits. The eligibility of an individual described in sub. (4) (a) or (b) or  
10 (5) for Medical Assistance benefits shall be determined under this section.

11 2. Notwithstanding subd. 1., an individual who is eligible for medical  
12 assistance under s. 49.46 (1) (a) 3. or 4. may not receive benefits under this section.

13 3. Notwithstanding subd. 1., an individual described in sub. (4) (a) or (b) or (5)  
14 who is eligible for medical assistance under s. 49.46 (1) (a) 5., 6m., 14., 14m., or 15.  
15 or (d) or 49.47 (4) (a) or (as) may receive medical assistance benefits under this  
16 section or under s. 49.46 or 49.47.

17 (b) 1. If an individual over 18 years of age who is eligible for and receiving  
18 Medical Assistance benefits under s. 49.46, 49.47, or 49.665 in the month before  
19 BadgerCare Plus is implemented loses that eligibility solely due to the  
20 implementation of BadgerCare Plus and, because of his or her income, is not eligible  
21 for BadgerCare Plus, the individual shall continue receiving for 18 consecutive  
22 months the medical assistance he or she was receiving before the implementation of  
23 BadgerCare Plus if all of the following are satisfied:

1           a. The individual's eligibility for the Medical Assistance benefits in the month  
2 before the implementation of BadgerCare Plus was based on an application filed  
3 before the implementation of BadgerCare Plus.

4           b. The individual continues to pay any premium that he or she was required  
5 to pay for the Medical Assistance coverage in the same amount as the amount that  
6 was due in the month before the implementation of BadgerCare Plus.

7           c. The individual continues to meet all nonfinancial eligibility requirements for  
8 the coverage that he or she had in the month before the implementation of  
9 BadgerCare Plus.

10          d. The individual continues to be ineligible for BadgerCare Plus because of his  
11 or her income.

12          2. Notwithstanding subd. 1., if at any time during an individual's 18-month  
13 eligibility extension under subd. 1. any criterion under subd. 1. a. to d. is not satisfied,  
14 the individual's eligibility for the extended coverage is terminated and any time  
15 remaining in the eligibility period is lost.

16          **(4) GENERAL ELIGIBILITY CRITERIA; APPLICABLE BENEFITS.** (a) Except as otherwise  
17 provided in this section, all of the following individuals are eligible for the benefits  
18 described in s. 49.46 (2) (a) and (b), subject to sub. (6) (k):

19           1. A pregnant woman whose family income does not exceed 200 percent of the  
20 poverty line.

21           2. A child who is under one year of age, whose mother was, on the day the child  
22 was born, eligible for and receiving medical assistance under subd. 1. or 5. or s. 49.46  
23 or 49.47, and who lives with his or her mother in this state.

1           3. A child whose family income does not exceed 200 percent of the poverty line.  
2 For a child under this subdivision who is an unborn child, benefits are limited to  
3 prenatal care.

4           3m. A child who obtains eligibility under sub. (7) (b) 2.

5           4. An individual who satisfies all of the following criteria:

6           a. The individual is a parent or caretaker relative of a child who is living in the  
7 home with the parent or caretaker relative or who is temporarily absent from the  
8 home for not more than 6 months or, if the child has been removed from the home for  
9 more than 6 months, the parent or caretaker relative is working toward unifying the  
10 family by complying with a permanency plan under s. 48.38.

11           b. Except as provided in subd. 4. c., the individual's family income does not  
12 exceed 200 percent of the poverty line and does not include self-employment income.

13           c. If the individual's family income includes self-employment income, the  
14 individual's family income does not exceed 200 percent of the poverty line as  
15 calculated under sub. (7) (a) 2.

16           5. An individual who, regardless of family income, was born on or after January  
17 1, 1990, and who, on his or her 18th birthday, was in a foster care or treatment foster  
18 care placement under the responsibility of a state, as determined by the department.  
19 The coverage for an individual under this subdivision ends on the last day of the  
20 month in which the individual becomes 21 years of age, unless he or she otherwise  
21 loses eligibility sooner.

22           6. Migrant workers and their dependents who are determined eligible under  
23 sub. (6) (f).

24           (b) Except as otherwise provided in this section, all of the following individuals  
25 are eligible for the benefits described in sub. (11):

1           1. A pregnant woman whose family income exceeds 200 percent but does not  
2 exceed 300 percent of the poverty line.

3           1m. A pregnant woman or unborn child who obtains eligibility under sub. (7)  
4 (b) 1.

5           2. A child who is under one year of age, whose mother was determined to be  
6 eligible under subd. 1., and who lives with his or her mother in this state.

7           3. A child whose family income exceeds 200 percent but does not exceed 300  
8 percent of the poverty line. For a child under this subdivision who is an unborn child,  
9 benefits are limited to prenatal care.

10          4. An individual who satisfies all of the following criteria:

11          a. The individual is a parent or caretaker relative of a child who is living in the  
12 home with the parent or caretaker relative or who is temporarily absent from the  
13 home for not more than 6 months or, if the child has been removed from the home for  
14 more than 6 months, the parent or caretaker relative is working toward unifying the  
15 family by complying with a permanency plan under s. 48.38.

16          b. The individual's family income includes self-employment income and does  
17 not exceed 200 percent of the poverty line as calculated under sub. (7) (a) 3.

18          (c) Except as otherwise provided in this section, a child who is not an unborn  
19 child and whose family income exceeds 300 percent of the poverty line is eligible to  
20 purchase coverage of the benefits described in sub. (11), at the full per member per  
21 month cost of the coverage.

22          **(5) PRESUMPTIVE ELIGIBILITY.** (a) In this subsection:

23          1. "Qualified entity" means an entity that satisfies the requirements under 42  
24 USC 1396r-1a (b) (3) (A), as determined by the department.

1           2. “Qualified provider” means a provider that satisfies the requirements under  
2 42 USC 1396r-1 (b) (2), as determined by the department.

3           (b) 1. Except as provided in sub. (6) (a), a pregnant woman is eligible for the  
4 benefits specified in par. (c) during the period beginning on the day on which a  
5 qualified provider determines, on the basis of preliminary information, that the  
6 woman’s family income does not exceed 300 percent of the poverty line and ending  
7 on the applicable day specified in subd. 3.

8           2. Except as provided in sub. (6) (a), a child who is not an unborn child is eligible  
9 for the benefits described in s. 49.46 (2) (a) and (b) during the period beginning on  
10 the day on which a qualified entity determines, on the basis of preliminary  
11 information, that the child’s family income does not exceed 150 percent of the poverty  
12 line and ending on the applicable day specified in subd. 3.

13           3. a. If the woman or child applies for benefits under sub. (4) within the time  
14 required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
15 applicable, end on the day on which the department or the county department under  
16 s. 46.215, 46.22, or 46.23 determines whether the woman or child is eligible for  
17 benefits under sub. (4).

18           b. If the woman or child does not apply for benefits under sub. (4) within the  
19 time required under par. (d), the benefits specified in subd. 1. or 2., whichever is  
20 applicable, end on the last day of the month following the month in which the  
21 provider or entity makes the determination under this paragraph.

22           (c) On behalf of a woman under par. (b) 1., the department shall audit and pay  
23 allowable charges to a provider certified under s. 49.45 (2) (a) 11. only for ambulatory  
24 prenatal care services under the benefits under sub. (11).

1 (d) A woman or child who is determined to be eligible under par. (b) shall apply  
2 for benefits under sub. (4) on or before the last day of the month following the month  
3 in which the qualified provider or entity makes the eligibility determination.

4 (e) A qualified provider or entity that determines that a woman or child is  
5 eligible under par. (b) shall do all of the following:

6 1. Notify the department of that determination within 5 working days after the  
7 day on which the determination is made.

8 2. Notify the woman or child of the requirement under par. (d) at the time of  
9 the determination.

10 (f) The department shall provide qualified providers and qualified entities with  
11 application forms for the benefits under sub. (4) and information on how to assist  
12 women and children in completing the forms.

13 **(6) MISCELLANEOUS ELIGIBILITY AND BENEFIT PROVISIONS.** (a) Any pregnant  
14 woman, including a pregnant woman under sub (5) (b) 1., child who is not an unborn  
15 child, including a child under sub. (5) (b) 2., parent, or caretaker relative whose  
16 family income is less than 150 percent of the poverty line is eligible for medical  
17 assistance under this section for any of the 3 months prior to the month of application  
18 if the individual met the eligibility criteria under this section and had a family  
19 income of less than 150 percent of the poverty line in that month.

20 (b) A pregnant woman who is determined to be eligible for benefits under sub.  
21 (4) remains eligible for benefits under sub. (4) for the balance of the pregnancy and  
22 to the last day of the month in which the 60th day after the last day of the pregnancy  
23 falls without regard to any change in the woman's family income.

24 (c) If a child who is eligible for benefits under sub. (4) is receiving inpatient  
25 services covered under sub. (4) on the day before his or her 19th birthday and, but

1 for attaining 19 years of age, the child would remain eligible for benefits under sub.  
2 (4), the child remains eligible for benefits until the end of the stay for which the  
3 inpatient services are being furnished.

4 (d) If an application under this section shows that an individual is an essential  
5 person, the individual shall be provided the benefits specified under sub. (4) (a) or  
6 (b).

7 (e) The medical assistance eligibility extensions under s. 49.46 (1) (c), (cg), and  
8 (co) for individuals who lose eligibility due to increased income do not apply to  
9 BadgerCare Plus.

10 (f) The medical assistance eligibility provisions for migrant workers and their  
11 dependents under s. 49.47 (4) (av) apply to BadgerCare Plus.

12 (g) 1. Except as provided in subd. 2., as a condition of eligibility for coverage  
13 under this section, an individual with income shall provide verification, as  
14 determined by the department, of that income.

15 2. Subdivision 1. does not apply to an individual under sub. (4) (a) 5. or a child  
16 under the age of 18.

17 (h) Within 10 days after the change occurs, a recipient shall report to the  
18 department any change that might affect his or her eligibility or any change that  
19 might require premium payment by a recipient who was not required to pay  
20 premiums before the change.

21 (i) For purposes of determining eligibility and family income, the department  
22 shall include a family member who is temporarily absent from the home for not more  
23 than 6 months, as determined by the department.

24 (j) All of the following apply to BadgerCare Plus in the same respect as they  
25 apply under s. 49.46:



1           1. Section 49.46 (2) (c) and (cm), relating to benefits for individuals who are  
2 eligible for Medicare.

3           2. Section 49.46 (2) (d), relating to prohibiting payments for any part of any  
4 service payable through 3rd-party liability or any governmental or private benefit  
5 system.

6           3. Section 49.46 (2) (dm), relating to prohibiting payment for services to  
7 residents of institutions for mental diseases.

8           4. Section 49.46 (2) (f), relating to prohibiting payment for gastric bypass or  
9 stapling surgery.

10           (k) For an individual who is eligible for medical assistance under this section  
11 and who is eligible for coverage under Part D of Medicare under 42 USC 1395w-101  
12 et seq., benefits under sub. (11) (a) or s. 49.46 (2) (b) 6. h. do not include payment for  
13 any Part D drug, as defined in 42 CFR 423.100, regardless of whether the individual  
14 is enrolled in Part D of Medicare or whether, if the individual is enrolled, his or her  
15 Part D plan, as defined in 42 CFR 423.4, covers the Part D drug.

16           **(7) SPECIAL INCOME PROVISIONS.** (a) 1. In the calculation of family income, if an  
17 adult member of the family has self-employment income, the department shall count  
18 the net self-employment earnings. Net self-employment earnings shall be  
19 determined by subtracting from gross self-employment income all self-employment  
20 expenses that are allowed under federal and state tax law, except for depreciation.

21           2. If a parent's or caretaker relative's family income includes self-employment  
22 income and, without deducting depreciation, does not exceed 200 percent of the  
23 poverty line, the parent or caretaker relative is eligible under sub. (4) (a) 4.

24           3. If a parent's or caretaker relative's family income includes self-employment  
25 income and, without deducting depreciation, exceeds 200 percent of the poverty line,

1 the parent or caretaker relative is eligible under sub. (4) (b) 4. if his or her family  
2 income does not exceed 200 percent of the poverty line after depreciation is deducted.

3 (b) 1. A pregnant woman, or an unborn child, whose family income exceeds 300  
4 percent of the poverty line may become eligible for coverage under this section if the  
5 difference between the pregnant woman's or unborn child's family income and the  
6 applicable income limit under sub. (4) (b) is obligated or expended for any member  
7 of the pregnant woman's or unborn child's family for medical care or any other type  
8 of remedial care recognized under state law or for personal health insurance  
9 premiums or for both. Eligibility obtained under this subdivision continues without  
10 regard to any change in family income for the balance of the pregnancy and, for a  
11 pregnant woman but not for an unborn child, to the last day of the month in which  
12 the 60th day after the last day of the woman's pregnancy falls. Eligibility obtained  
13 by a pregnant woman under this subdivision extends to all pregnant women in the  
14 pregnant woman's family.

15 2. A child who is not an unborn child and whose family income exceeds 150  
16 percent of the poverty line may obtain eligibility under this section if the difference  
17 between the child's family income and 150 percent of the poverty line is obligated or  
18 expended on behalf of the child or any member of the child's family for medical care  
19 or any other type of remedial care recognized under state law or for personal health  
20 insurance premiums or for both. Eligibility obtained under this subdivision during  
21 any 6-month period, as determined by the department, continues for the remainder  
22 of the 6-month period and extends to all children in the family.

23 3. For a pregnant woman or an unborn child to obtain eligibility under subd.  
24 1., the amount that must be obligated or expended in any 6-month period is equal  
25 to the sum of the differences in each of those 6 months between the pregnant woman's

1 or unborn child's monthly family income and the monthly family income that is 300  
2 percent of the poverty line. For a child to obtain eligibility under subd. 2., the amount  
3 that must be obligated or expended in any 6-month period is equal to the sum of the  
4 differences in each of those 6 months between the child's monthly family income and  
5 the monthly family income that is 150 percent of the poverty line.

6 (c) When calculating an individual's family income, the department shall do all  
7 of the following:

8 1. Deduct from family income any payments made by the individual for  
9 court-ordered child or family support or maintenance.

10 2. Disregard earnings of children under 18 years of age.

11 3. Determine separately the family incomes of caretaker relatives and the  
12 children for whom they are caring and not legally responsible.

13 4. Not include in the calculation any income of an individual receiving benefits  
14 under s. 49.77 or federal Title XVI.

15 **(8) HEALTH INSURANCE COVERAGE AND ELIGIBILITY.** (a) 1. Except as provided in  
16 subd. 2., any individual who is otherwise eligible under this section and who is  
17 eligible for enrollment in a group health plan shall, as a condition of eligibility for  
18 BadgerCare Plus and if the department determines that it is cost-effective to do so,  
19 apply for enrollment in the group health plan, except that, for a minor, the parent  
20 of the minor shall apply on the minor's behalf.

21 2. If a parent of a minor fails to enroll the minor in a group health plan in  
22 accordance with subd. 1., the failure does not affect the minor's eligibility under this  
23 section.

1 (b) Except as provided in pars. (c) and (d), an individual whose family income  
2 exceeds 150 percent of the poverty line is not eligible for BadgerCare Plus if any of  
3 the following applies:

4 1. The individual has individual or family health insurance coverage that is any  
5 of the following:

6 a. Coverage provided by an employer and for which the employer pays at least  
7 80 percent of the premium.

8 b. Coverage under the state employee health plan under s. 40.51 (6).

9 2. The individual, in the 12 months before applying, had access to the health  
10 insurance coverage specified in subd. 1.

11 3. The individual could be covered under the health insurance coverage  
12 specified in subd. 1. if the coverage is applied for, and the coverage could become  
13 available to the individual in the month in which the individual applies for benefits  
14 under this section or in any of the next 3 calendar months.

15 (c) An unborn child, regardless of family income, is not eligible for BadgerCare  
16 Plus if any of the following applies:

17 1. The unborn child or the unborn child's mother has individual or family  
18 health insurance coverage.

19 2. The unborn child or the unborn child's mother, in the 12 months before  
20 applying, had access to the health insurance coverage specified in par. (b) 1.

21 3. The unborn child or the unborn child's mother could be covered under  
22 individual or family health insurance coverage if the coverage is applied for, and the  
23 coverage could become available to the unborn child or the unborn child's mother in  
24 the month in which the unborn child applies for benefits under this section or in any  
25 of the next 3 calendar months.

1 (d) 1. None of the following is ineligible for BadgerCare Plus by reason of having  
2 health insurance coverage or access to health insurance coverage:

3 a. A pregnant woman.

4 b. A child described in sub. (4) (a) 2. or (b) 2.

5 c. Except as provided in par. (c), a child who has health insurance coverage, or  
6 access to health insurance coverage, as a dependent of an absent parent but who  
7 resides outside of the service area of the absent parent's plan.

8 d. An individual described in sub. (4) (a) 5.

9 e. A child who obtains eligibility under sub. (7) (b) 2., but only for the remainder  
10 of the child's eligibility period under sub. (7) (b) 2.

11 2. An individual under par. (b) 2., or an individual who is an unborn child or  
12 an unborn child's mother under par. (c) 2., is not ineligible if any of the following good  
13 cause reasons is the reason that the individual did not obtain the health insurance  
14 coverage under par. (b) 1. to which they had access:

15 a. The individual's employment ended.

16 b. The individual's employer discontinued health insurance coverage for all  
17 employees.

18 c. One or more members of the individual's family were eligible for other health  
19 insurance coverage or Medical Assistance at the time the employee failed to enroll  
20 in the health insurance coverage under par. (b) 1. and no member of the family was  
21 eligible for coverage under this section at that time.

22 d. The individual's access to health insurance coverage has ended due to the  
23 death or change in marital status of the subscriber.

24 e. Any other reason that the department determines is a good cause reason.

1 (e) If a pregnant woman has health insurance coverage and her family income  
2 exceeds 200 percent of the poverty line, the woman is required, as a condition of  
3 eligibility, to maintain the health insurance coverage.

4 (f) If an individual with a family income that exceeds 150 percent of the poverty  
5 line had the health insurance coverage specified in par. (b) 1. but no longer has the  
6 coverage, if an individual who is an unborn child or an unborn child's mother,  
7 regardless of family income, had health insurance coverage but no longer has the  
8 coverage, or if a pregnant woman specified in par. (e) has health insurance coverage  
9 and does not maintain the coverage, the individual or pregnant woman is not eligible  
10 for BadgerCare Plus for the 3 calendar months following the month in which the  
11 insurance coverage ended without a good cause reason specified in par. (g).

12 (g) Any of the following is a good cause reason for purposes of par. (f):

13 1. The individual or pregnant woman was covered by a group health plan that  
14 was provided by a subscriber through his or her employer, and the subscriber's  
15 employment ended for a reason other than voluntary termination, unless the  
16 voluntary termination was a result of the incapacitation of the subscriber or because  
17 on an immediate family member's health condition.

18 2. The individual or pregnant woman was covered by a group health plan that  
19 was provided by a subscriber through his or her employer, the subscriber changed  
20 employers, and the new employer does not offer health insurance coverage.

21 3. The individual or pregnant woman was covered by a group health plan that  
22 was provided by a subscriber through his or her employer, and the subscriber's  
23 employer discontinued health plan coverage for all employees.

24 4. The pregnant woman's coverage was continuation coverage and the  
25 continuation coverage was exhausted in accordance with 29 CFR 2590.701-2 (4).

1           5. The individual's or pregnant woman's coverage terminated due to the death  
2 or change in marital status of the subscriber.

3           6. Any other reason determined by the department to be a good cause reason.

4           **(9) EMPLOYER VERIFICATION OF INSURANCE COVERAGE.** (a) 1. Except as provided  
5 in subd. 2., for an applicant or recipient with a family income that exceeds 150  
6 percent of the poverty line, the department shall verify insurance coverage and  
7 access information directly with the employer through which the applicant or  
8 recipient may have health insurance coverage or access to coverage.

9           2. Subdivision 1. does not apply to any of the following:

10          a. A pregnant woman.

11          b. A child described in sub. (4) (a) 2. or (b) 2.

12          c. An individual described in sub. (4) (a) 5.

13          (b) An employer that receives a request from the department for insurance  
14 coverage and access to coverage information shall supply the information requested  
15 by the department in the format specified by the department within 30 calendar days  
16 after receiving the request.

17          (c) 1. Subject to subds. 2. and 3., an employer that does not comply with the  
18 requirements under par. (b) shall be required to pay, within 45 days after the  
19 requested information was due, a penalty equal to the full per member per month  
20 cost of coverage under BadgerCare Plus for the individual about whom the  
21 information is requested, and for each of the individual's family members with  
22 coverage under BadgerCare Plus, for each month in which the individual and the  
23 individual's family members are covered before the employer provides the  
24 information.

1           2. An employer with fewer than 250 employees may not be required to pay more  
2 than \$1,000 in penalties under this paragraph that are attributable to any 6-month  
3 period. An employer with 250 or more employees may not be required to pay more  
4 than \$15,000 in penalties under this paragraph that are attributable to any 6-month  
5 period.

6           3. Notwithstanding subd. 1., an employer shall not be subject to any penalties  
7 if the employer, at least once per year, timely provides to the department, in the  
8 manner and format specified by the department, information from which the  
9 department may determine whether the employer provides its employees with  
10 access to health insurance coverage.

11           4. All penalty assessments collected under this paragraph shall be credited to  
12 the appropriation accounts under s. 20.435 (4) (jw) and (jz).

13           (d) An employer may contest a penalty assessment under par. (c) by sending  
14 a written request for hearing to the division of hearings and appeals in the  
15 department of administration. Proceedings before the division are governed by ch.  
16 227.

17           **(10) COST SHARING.** (a) *Copayments.* Except as provided in s. 49.45 (18) (am),  
18 all cost-sharing provisions under s. 49.45 (18) apply to a recipient with coverage of  
19 the benefits described in s. 49.46 (2) (a) and (b) to the same extent as they apply to  
20 a person eligible for medical assistance under s. 49.46, 49.468, or 49.47.

21           (b) *Premiums.* 1. Except as provided in subd. 4., a recipient who is an adult,  
22 who is not a pregnant woman, and whose family income is greater than 150 percent  
23 but not greater than 200 percent of the poverty line shall pay a premium for coverage  
24 under BadgerCare Plus that does not exceed 5 percent of his or her family income.  
25 If the recipient has self-employment income and is eligible under sub. (4) (b) 4., the



1 premium may not exceed 5 percent of family income calculated before depreciation  
2 was deducted.

3 2. Except as provided in subds. 3. and 4., a recipient who is a child whose family  
4 income is greater than 200 percent of the poverty line shall pay a premium for  
5 coverage of the benefits described in sub. (11) that does not exceed the full per  
6 member per month cost of coverage for a child with a family income of 300 percent  
7 of the poverty line.

8 3. Except as provided in subd. 4., a recipient who is an unborn child, or a  
9 pregnant woman eligible under sub. (4) (b) 1., whose family income is greater than  
10 200 percent of the poverty line shall pay a premium for coverage of the benefits  
11 described in sub. (11) that does not exceed the full per member per month cost of  
12 coverage for an adult with a family income of 300 percent of the poverty line.

13 4. None of the following shall pay a premium:

14 a. A child who is a Native American or an Alaskan Native with a family income  
15 that does not exceed 300 percent of the poverty line.

16 b. A child who is eligible under sub. (4) (a) 2. or (b) 2.

17 c. A child whose family income does not exceed 200 percent of the poverty line.

18 d. A pregnant woman whose family income does not exceed 200 percent of the  
19 poverty line.

20 e. A child who obtains eligibility under sub. (7) (b) 2.

21 f. An individual who is eligible under sub. (4) (a) 5.

22 5. If a recipient who is required to pay a premium under this paragraph or  
23 under sub. (2m) or (4) (c) does not pay a premium when due, the recipient's coverage  
24 terminates and the recipient is not eligible for BadgerCare Plus for 6 calendar  
25 months following the date on which the recipient's coverage terminated.

1           **(11) BENCHMARK PLAN BENEFITS AND COPAYMENTS.** Recipients who are not eligible  
2 for the benefits described in s. 49.46 (2) (a) and (b) shall have coverage of the following  
3 benefits and pay the following copayments:

4           (a) Subject to sub. (6) (k), prescription drugs bearing only a generic name, as  
5 defined in s. 450.12 (1) (b), with a copayment of no more than \$5 per prescription, and  
6 subject to the Badger Rx Gold program discounts.

7           (b) Physicians' services, including one annual routine physical examination,  
8 with a copayment of no more than \$15 per visit.

9           (c) Inpatient hospital services as medically necessary, subject to coinsurance  
10 payment per inpatient stay of no more than 10 percent of the allowable payment  
11 rates under s. 49.46 (2) for the services provided and a copayment of no more than  
12 \$50 per admission for psychiatric services.

13           (d) Outpatient hospital services, subject to coinsurance payment of no more  
14 than 10 percent of the allowable payment rates under s. 49.46 (2) for the services  
15 provided, except that use of emergency room services for treatment of a condition  
16 that is not an emergency medical condition, as defined in s. 632.85 (1) (a), shall  
17 require a copayment of no more than \$75.

18           (e) Laboratory and X-ray services, including mammography.

19           (f) Home health services, limited to 60 visits per year.

20           (g) Skilled nursing home services, limited to 30 days per year, and subject to  
21 coinsurance payment of no more than 10 percent of the allowable payment rates  
22 under s. 49.46 (2) for the services provided.

23           (h) Inpatient rehabilitation services, limited to 60 days per year, and subject  
24 to coinsurance payment of no more than 10 percent of the allowable payment rates  
25 under s. 49.46 (2) for the services provided.

1 (i) Physical, occupational, speech, and pulmonary therapy, limited to 20 visits  
2 per year for each type of therapy, and subject to coinsurance payment of no more than  
3 10 percent of the allowable payment rates under s. 49.46 (2) for the services provided.

4 (j) Cardiac rehabilitation, limited to 36 visits per year and subject to  
5 coinsurance payment of no more than 10 percent of the allowable payment rates  
6 under s. 49.46 (2) for the services provided.

7 (k) Inpatient, outpatient, and transitional treatment for nervous or mental  
8 disorders and alcoholism and other drug abuse problems, with a copayment of no  
9 more than \$15 per visit and coverage limits that are the same as those under the state  
10 employee health plan under s. 40.51 (6).

11 (L) Durable medical equipment, limited to \$2,500 per year, and subject to  
12 coinsurance payment of no more than 10 percent of the allowable payment rates  
13 under s. 49.46 (2) for the articles provided.

14 (m) Transportation to obtain emergency medical care only, as medically  
15 necessary, and subject to coinsurance payment of no more than 10 percent of the  
16 allowable payment rates under s. 49.46 (2) for the services provided.

17 (n) One refractive eye examination every 2 years, with a copayment of no more  
18 than \$15 per visit.

19 (o) Fifty percent of allowable charges for preventive and basic dental services,  
20 including services for accidental injury and for the diagnosis and treatment of  
21 temporomandibular disorders. The coverage under this paragraph is limited to \$750  
22 per year, applies only to pregnant women and children under 19 years of age, and  
23 requires an annual deductible of \$200 and a copayment of no more than \$15 per visit.

24 (p) Early childhood developmental services, for children under 6 years of age.

25 (q) Smoking cessation treatment, for pregnant women only.

1 (r) Prenatal care coordination, for pregnant women at high risk only.

2 **(11m)** PROVIDER PAYMENTS AND REQUIREMENTS. The provider of a service or  
3 equipment under sub. (11) shall collect the specified or allowable copayment or  
4 coinsurance, unless the provider determines that the cost of collecting the copayment  
5 or coinsurance exceeds the amount to be collected. The department shall reduce  
6 payments for services or equipment under sub. (11) by the amount of the specified  
7 or allowable copayment or coinsurance. A provider may deny care or services or  
8 equipment under sub. (11) if the recipient does not pay the specified or allowable  
9 copayment or coinsurance. If a provider provides care or services or equipment  
10 under sub. (11) to a recipient who is unable to share costs as specified in sub. (11),  
11 the recipient is not relieved of liability for those costs.

12 **(12)** RULES; NOTICE OF EFFECTIVE DATE. (a) 1. The department may promulgate  
13 any rules necessary for and consistent with its administrative responsibilities under  
14 this section, including additional eligibility criteria.

15 2. The department may promulgate emergency rules under s. 227.24 for the  
16 administration of this section for the period before the effective date of any  
17 permanent rules promulgated under subd. 1., but not to exceed the period authorized  
18 under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the  
19 department is not required to provide evidence that promulgating a rule under this  
20 subdivision as an emergency rule is necessary for the preservation of the public  
21 peace, health, safety, or welfare and is not required to provide a finding of emergency  
22 for a rule promulgated under this subdivision.

23 (b) If the amendments to the state plan submitted under sub. (2) are approved  
24 and a waiver that is consistent with all of the provisions of this section is granted and

1 in effect, the department shall publish a notice in the Wisconsin Administrative  
2 Register that states the date on which BadgerCare Plus is implemented.

3 **SECTION 1606.** 49.472 (6) (a) of the statutes is amended to read:

4 49.472 (6) (a) Notwithstanding sub. (4) (a) 3., from the appropriation account  
5 under s. 20.435 (4) (b), ~~(gp)~~, ~~or (w)~~, or (xd), the department shall, on the part of an  
6 individual who is eligible for medical assistance under sub. (3), pay premiums for or  
7 purchase individual coverage offered by the individual's employer if the department  
8 determines that paying the premiums for or purchasing the coverage will not be more  
9 costly than providing medical assistance.

10 **SECTION 1607.** 49.472 (6) (b) of the statutes is amended to read:

11 49.472 (6) (b) If federal financial participation is available, from the  
12 appropriation account under s. 20.435 (4) (b), ~~(gp)~~, ~~or (w)~~, or (xd), the department may  
13 pay medicare Part A and Part B premiums for individuals who are eligible for  
14 medicare and for medical assistance under sub. (3).

15 **SECTION 1608.** 49.473 (2) (a) of the statutes is amended to read:

16 49.473 (2) (a) The woman is not eligible for medical assistance under ss. 49.46  
17 (1) and (1m), 49.465, 49.468, 49.47, 49.471, and 49.472, and is not eligible for health  
18 care coverage under s. 49.665.

19 **SECTION 1609.** 49.473 (5) of the statutes is amended to read:

20 49.473 (5) The department shall audit and pay, from the appropriation  
21 accounts under s. 20.435 (4) (b), ~~(gp)~~, ~~and (o)~~, and (xd), allowable charges to a provider  
22 who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman  
23 who meets the requirements under sub. (2) for all benefits and services specified  
24 under s. 49.46 (2).

25 **SECTION 1610.** 49.475 (1) (a) of the statutes is renumbered 49.475 (1) (ar).

1           **SECTION 1611.** 49.475 (1) (ag) of the statutes is created to read:

2           49.475 (1) (ag) “Covered entity” means any of the following that is not an  
3 insurer:

4           1. A nonprofit hospital, as defined in s. 46.21 (2) (m).

5           2. An employer, as defined in s. 101.01 (4), labor union, or other group of persons  
6 organized in this state if the employer, labor union, or other group provides  
7 prescription drug coverage to covered individuals who reside or are employed in this  
8 state.

9           3. A comprehensive or limited health care benefits program administered by  
10 the state that provides prescription drug coverage.

11           **SECTION 1612.** 49.475 (1) (am) of the statutes is created to read:

12           49.475 (1) (am) “Covered individual” means an individual who is a member,  
13 participant, enrollee, policyholder, certificate holder, contract holder, or beneficiary  
14 of a covered entity, or a dependent of the individual, and who receives prescription  
15 drug coverage from or through the covered entity.

16           **SECTION 1613.** 49.475 (1) (c) of the statutes is created to read:

17           49.475 (1) (c) “Pharmacy benefits management” means the procurement of  
18 prescription drugs at a negotiated rate for dispensation in this state to covered  
19 individuals; the administration or management of prescription drug benefits  
20 provided by a covered entity for the benefit of covered individuals; or any of the  
21 following services provided in the administration of pharmacy benefits:

22           1. Dispensation of prescription drugs by mail.

23           2. Claims processing, retail network management, and payment of claims to  
24 pharmacies for prescription drugs dispensed to covered individuals.

25           3. Clinical formulary development and management services.

1           4. Rebate contracting and administration.

2           5. Conduct of patient compliance, therapeutic intervention, generic  
3 substitution, and disease management programs.

4           **SECTION 1614.** 49.475 (1) (d) of the statutes is created to read:

5           49.475 (1) (d) "Pharmacy benefits manager" means a person that performs  
6 pharmacy benefits management functions.

7           **SECTION 1615.** 49.475 (1) (e) of the statutes is created to read:

8           49.475 (1) (e) "Recipient" means an individual or his or her spouse or dependent  
9 who has been or is one of the following:

10           1. A recipient of medical assistance or of a program administered under medical  
11 assistance under a waiver of federal Medicaid laws.

12           2. An enrollee of family care.

13           3. A recipient of the Badger Care health care program.

14           4. An individual who receives benefits under s. 49.68, 49.683, or 49.685.

15           5. A participant in the program of prescription drug assistance for elderly  
16 persons under s. 49.688.

17           6. A woman who receives services that are reimbursed under s. 255.06.

18           **SECTION 1616.** 49.475 (1) (f) of the statutes is created to read:

19           49.475 (1) (f) "Third party" means an entity that by statute, rule, or contract  
20 is responsible for payment of a claim for a health care item or service. "Third party"  
21 includes all of the following:

22           1. An insurer.

23           2. An employee benefit plan described in 29 USC 1003 (a) that is not exempt  
24 under 29 USC 1003 (b) and is not a multiple employer welfare arrangement.

25           3. A service benefit plan, as specified in 42 USC 1396a (25) (I).

1           4. A pharmacy benefits manager.

2           **SECTION 1617.** 49.475 (2) of the statutes is repealed and recreated to read:

3           49.475 (2) REQUIREMENTS OF 3RD PARTIES. As a condition of doing business in this  
4 state, a 3rd party shall do all of the following:

5           (a) Upon the department's request and in the manner prescribed by the  
6 department, provide information to the department necessary for the department to  
7 ascertain all of the following with respect to a recipient:

8           1. Whether the recipient is being or has been provided coverage or a benefit or  
9 service by a 3rd party.

10          2. If subd. 1. applies, the nature and period of time of any coverage, benefit, or  
11 service provided, including the name, address, and identifying number of any  
12 applicable coverage plan.

13          (b) Accept assignment to the department of a right of a recipient to receive  
14 3rd-party payment for an item or service for which payment under medical  
15 assistance has been made and accept the department's right to recover any  
16 3rd-party payment made for which assignment has not been accepted.

17          (c) Respond to an inquiry by the department concerning a claim for payment  
18 of a health care item or service if the department submits the inquiry less than 36  
19 months after the date on which the health care item or service was provided.

20          (d) If all of the following apply, agree not to deny a claim submitted by the  
21 department under par. (b) solely because of the claim's submission date, the type or  
22 format of the claim form, or failure by a recipient to present proper documentation  
23 at the time of delivery of the service, benefit, or item that is the basis of the claim:

24          1. The department submits the claim less than 36 months after the date on  
25 which the health care item or service was provided.



1           2. Action by the department to enforce the department's rights under this  
2 section with respect to the claim is commenced less than 72 months after the  
3 department submits the claim.

4           **SECTION 1618.** 49.475 (3) (intro.) of the statutes is amended to read:

5           49.475 (3) WRITTEN AGREEMENT. (intro.) Upon requesting ~~an insurer~~ a 3rd party  
6 to provide the information under sub. (2) (a), the department and the 3rd party shall  
7 enter into a written agreement ~~with the insurer~~ that satisfies all of the following:

8           **SECTION 1619.** 49.475 (3) (a) of the statutes is amended to read:

9           49.475 (3) (a) Identifies ~~in detail~~ the detailed format of the information to be  
10 ~~disclosed~~ provided to the department.

11           **SECTION 1620.** 49.475 (3) (c) of the statutes is amended to read:

12           49.475 (3) (c) Specifies how the ~~insurer's~~ 3rd party's reimbursable costs under  
13 sub. (5) will be determined and specifies the manner of payment.

14           **SECTION 1621.** 49.475 (4) (a) of the statutes is amended to read:

15           49.475 (4) (a) ~~An insurer~~ A 3rd party shall provide the information requested  
16 under sub. (2) (a) within 180 days after receiving the department's request if it is the  
17 first time that the department has requested the ~~insurer~~ 3rd party to disclose  
18 information under this section.

19           **SECTION 1622.** 49.475 (4) (b) of the statutes is amended to read:

20           49.475 (4) (b) ~~An insurer~~ A 3rd party shall provide the information requested  
21 under sub. (2) (a) within 30 days after receiving the department's request if the  
22 department has previously requested the ~~insurer~~ 3rd party to disclose information  
23 under this section.

24           **SECTION 1623.** 49.475 (4) (d) of the statutes is created to read:

1           49.475 (4) (d) If a 3rd party other than an insurer fails to comply with par. (a)  
2 or (b), the department may so notify the attorney general.

3           **SECTION 1624.** 49.475 (5) of the statutes is amended to read:

4           49.475 (5) From the appropriations under s. 20.435 (4) (bm) and (pa), the  
5 department shall reimburse ~~an insurer~~ A 3rd party that provides information under  
6 ~~this section~~ sub. (2) (a) for the ~~insurer's~~ 3rd party's reasonable costs incurred in  
7 providing the requested information, including its reasonable costs, if any, to develop  
8 and operate automated systems specifically for the disclosure of the information  
9 ~~under this section.~~

10          **SECTION 1625.** 49.475 (6) of the statutes is created to read:

11          49.475 (6) SHARING INFORMATION. The department of health and family services  
12 shall provide to the department of workforce development, for purposes of the  
13 medical support liability program under s. 49.22, any information that the  
14 department of health and family services receives under this section. The  
15 department of workforce development may allow a county child support agency  
16 under s. 59.53 (5) or a tribal child support agency access to the information, subject  
17 to the use and disclosure restrictions under s. 49.83, and shall consult with the  
18 department of health and family services regarding procedures and methods to  
19 adequately safeguard the confidentiality of the information provided under this  
20 subsection.

21          **SECTION 1626.** 49.475 (6) of the statutes, as created by 2007 Wisconsin Act ...  
22 (this act), is amended to read:

23          49.475 (6) SHARING INFORMATION. The department of health and family services  
24 shall provide to the department of ~~workforce development~~ children and families, for  
25 purposes of the medical support liability program under s. 49.22, any information

1 that the department of health and family services receives under this section. The  
2 department of ~~workforce development~~ children and families may allow a county child  
3 support agency under s. 59.53 (5) or a tribal child support agency access to the  
4 information, subject to the use and disclosure restrictions under s. 49.83, and shall  
5 consult with the department of health and family services regarding procedures and  
6 methods to adequately safeguard the confidentiality of the information provided  
7 under this subsection.

8 **SECTION 1627.** 49.48 (1m) of the statutes is amended to read:

9 49.48 (1m) If an individual who applies for or to renew a certification under  
10 sub. (1) does not have a social security number, the individual, as a condition of  
11 obtaining the certification, shall submit a statement made or subscribed under oath  
12 or affirmation to the department that the applicant does not have a social security  
13 number. The form of the statement shall be prescribed by the department of  
14 ~~workforce development~~ children and families. A certification issued or renewed in  
15 reliance upon a false statement submitted under this subsection is invalid.

16 **SECTION 1628.** 49.48 (2) of the statutes is amended to read:

17 49.48 (2) The department of ~~health and family services~~ may not disclose any  
18 information received under sub. (1) to any person except to the department of  
19 ~~workforce development~~ children and families for the purpose of making  
20 certifications required under s. 49.857.

21 **SECTION 1629.** 49.48 (3) of the statutes is amended to read:

22 49.48 (3) The department of ~~health and family services~~ shall deny an  
23 application for the issuance or renewal of a certification specified in sub. (1), shall  
24 suspend a certification specified in sub. (1) or may, under a memorandum of  
25 understanding under s. 49.857 (2), restrict a certification specified in sub. (1) if the

1 department of ~~workforce development~~ children and families certifies under s. 49.857  
2 that the applicant for or holder of the certificate is delinquent in the payment of  
3 court-ordered payments of child or family support, maintenance, birth expenses,  
4 medical expenses or other expenses related to the support of a child or former spouse  
5 or fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
6 department of ~~workforce development~~ children and families or a county child  
7 support agency under s. 59.53 (5) and related to paternity or child support  
8 proceedings.

9 **SECTION 1629m.** 49.485 of the statutes is created to read:

10 **49.485 False claims.** Whoever knowingly presents or causes to be presented  
11 to any officer, employee, or agent of this state a false claim for medical assistance  
12 shall forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of  
13 the damages that were sustained by the state or would have been sustained by the  
14 state, whichever is greater, as a result of the false claim. The attorney general may  
15 bring an action on behalf of the state to recover any forfeiture incurred under this  
16 section.

17 **SECTION 1630.** 49.49 (3m) (a) (intro.) of the statutes is amended to read:

18 49.49 (3m) (a) (intro.) No provider may knowingly impose upon a recipient  
19 charges in addition to payments received for services under ss. 49.45 to ~~49.47~~ 49.471  
20 or knowingly impose direct charges upon a recipient in lieu of obtaining payment  
21 under ss. 49.45 to ~~49.47~~ 49.471 except under the following conditions:

22 **SECTION 1631.** 49.49 (3m) (a) 1. of the statutes is amended to read:

23 49.49 (3m) (a) 1. Benefits or services are not provided under s. 49.46 (2) or  
24 49.471 (11) and the recipient is advised of this fact prior to receiving the service.

25 **SECTION 1632.** 49.49 (3m) (a) 2. of the statutes is amended to read:

1           49.49 (3m) (a) 2. If an applicant is determined to be eligible retroactively under  
2           s. 49.46 (1) (b) or 49.47 (4) (d) and a provider bills the applicant directly for services  
3           and benefits rendered during the retroactive period, the provider shall, upon  
4           notification of the applicant's retroactive eligibility, submit claims for  
5           reimbursement payment under s. 49.45 for covered services or benefits rendered to  
6           the recipient during the retroactive period. Upon receipt of payment under s. 49.45,  
7           the provider shall reimburse the ~~applicant~~ recipient or other person who has made  
8           prior payment to the provider. ~~No provider may be required to reimburse the~~  
9           ~~applicant or other person in excess of the amount reimbursed under s. 49.45 for~~  
10          services provided to the recipient during the retroactive eligibility period, by the  
11          amount of the prior payment made.

12           **SECTION 1633.** 49.49 (3m) (a) 2. of the statutes, as affected by 2007 Wisconsin  
13          Act .... (this act), is amended to read:

14           49.49 (3m) (a) 2. If an applicant is determined to be eligible retroactively under  
15           s. 49.46 (1) (b) ~~or~~, 49.47 (4) (d), or 49.471 and a provider bills the applicant directly  
16           for services and benefits rendered during the retroactive period, the provider shall,  
17           upon notification of the applicant's retroactive eligibility, submit claims for payment  
18           under s. 49.45 for covered services or benefits rendered to the recipient during the  
19           retroactive period. Upon receipt of payment under s. 49.45, the provider shall  
20           reimburse the recipient or other person who has made prior payment to the provider  
21           for services provided to the recipient during the retroactive eligibility period, by the  
22           amount of the prior payment made.

23           **SECTION 1634.** 49.49 (3m) (a) 3. of the statutes is amended to read:

24           49.49 (3m) (a) 3. Benefits or services for which recipient copayment,  
25           coinsurance, or deductible is required under s. 49.45 (18), not to exceed maximum

1 amounts allowable under 42 CFR 447.53 to 447.58, or for which recipient copayment  
2 or coinsurance is required under s. 49.471 (11).

3 **SECTION 1634r.** 49.496 (3) (a) (intro.) of the statutes is amended to read:

4 49.496 (3) (a) (intro.) Except as provided in par. (b), the department shall file  
5 a claim against the estate of a recipient for all of the following, subject to the exclusion  
6 of any amounts under the Long-Term Care Partnership Program established under  
7 s. 49.45 (31), unless already recovered by the department under this section:

8 **SECTION 1635.** 49.497 (title) of the statutes is amended to read:

9 **49.497 (title) Recovery of incorrect Medical Assistance or Badger Care**  
10 **payments and of unpaid employer penalties.**

11 **SECTION 1636.** 49.497 (1r) of the statutes is created to read:

12 49.497 (1r) (a) The department may recover any penalty assessment not paid  
13 under s. 49.471 (9) (c) from the employer against which the penalty was assessed.  
14 If, after notice that payment of a penalty is overdue, the employer who is liable fails  
15 to pay the penalty amount, or enter into or comply with an agreement for payment,  
16 the department may bring an action to enforce the liability or may issue an order to  
17 compel payment of the liability. Any person aggrieved by an order issued by the  
18 department under this paragraph may appeal the order as a contested case under  
19 ch. 227 by filing with the department a request for a hearing within 30 days after the  
20 date of the order. The only issue at the hearing shall be the determination by the  
21 department that the person has not paid the penalty or entered into, or complied  
22 with, an agreement for payment.

23 (b) If any employer named in an order to compel payment issued under par. (a)  
24 fails to pay the department any amount due under the terms of the order and no  
25 contested case to review the order is pending and the time for filing for a contested

1 case review has expired, the department may present a certified copy of the order to  
2 the circuit court for any county. The sworn statement of the secretary shall be  
3 evidence of the failure to pay the penalty. The circuit court shall, without notice,  
4 render judgment in accordance with the order. A judgment rendered under this  
5 paragraph shall have the same effect and shall be entered in the judgment and lien  
6 docket and may be enforced in the same manner as if the judgment had been  
7 rendered in an action tried and determined by the circuit court.

8 (c) The recovery procedure under this subsection is in addition to any other  
9 recovery procedure authorized by law.

10 **SECTION 1637.** 49.497 (4) of the statutes is amended to read:

11 49.497 (4) The department may appear for the state in any and all collection  
12 matters under this section, and may commence suit in the name of the department  
13 to recover an incorrect payment from the recipient to whom or on whose behalf it was  
14 made or to recover an unpaid penalty from the employer against which the penalty  
15 was assessed.

16 **SECTION 1638.** 49.665 (4) (ap) 2. of the statutes is repealed.

17 **SECTION 1639.** 49.665 (4) (at) 1. a. of the statutes is amended to read:

18 49.665 (4) (at) 1. a. Except as provided in subd. 1. b., the department shall  
19 establish a lower maximum income level for the initial eligibility determination if  
20 funding under s. 20.435 (4) ~~(be), (jz), (p), and (x),~~ and (xd) is insufficient to  
21 accommodate the projected enrollment levels for the health care program under this  
22 section. The adjustment may not be greater than necessary to ensure sufficient  
23 funding.

24 **SECTION 1640.** 49.665 (4) (at) 1. cm. of the statutes is amended to read:

1           49.665 (4) (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the  
2 plan submitted under subd. 1. b., the joint committee on finance determines that the  
3 amounts appropriated under s. 20.435 (4) ~~(be)~~, (jz), (p), ~~and (x)~~, and (xd) are  
4 insufficient to accommodate the projected enrollment levels, the committee may  
5 transfer appropriated moneys from the general purpose revenue appropriation  
6 account of any state agency, as defined in s. 20.001 (1), other than a sum sufficient  
7 appropriation account, to the appropriation account under s. 20.435 (4) ~~(be)~~ (b) to  
8 supplement the health care program under this section if the committee finds that  
9 the transfer will eliminate unnecessary duplication of functions, result in more  
10 efficient and effective methods for performing programs, or more effectively carry out  
11 legislative intent, and that legislative intent will not be changed by the transfer.

12           **SECTION 1641.** 49.665 (4) (at) 2. of the statutes is amended to read:

13           49.665 (4) (at) 2. If, after the department has established a lower maximum  
14 income level under subd. 1., projections indicate that funding under s. 20.435 (4) ~~(be)~~,  
15 (jz), (p), ~~and (x)~~, and (xd) is sufficient to raise the level, the department shall, by state  
16 plan amendment, raise the maximum income level for initial eligibility, but not to  
17 exceed 185% of the poverty line.

18           **SECTION 1641d.** 49.665 (4g) of the statutes is created to read:

19           49.665 (4g) DISEASE MANAGEMENT PROGRAM. Based on the health conditions  
20 identified by the physical health risk assessments, if performed under sub. (4m), the  
21 department shall develop and implement, for individuals who are eligible under sub.  
22 (4), disease management programs that are similar to that developed and followed  
23 by the Marshfield Clinic in this state under the Physician Group Practice  
24 Demonstration Program authorized under 42 USC 1315 (e) and (f). These programs  
25 shall have at least the following characteristics:



1           (a) The use of information science to improve health care delivery by  
2 summarizing a patient's health status and providing reminders for preventive  
3 measures.

4           (b) Educating health care providers on health care process improvement by  
5 developing best practice models.

6           (c) The improvement and expansion of care management programs to assist in  
7 standardization of best practices, patient education, support systems, and  
8 information gathering.

9           (d) Establishment of a system of provider compensation that is aligned with  
10 clinical quality, practice management, and cost of care.

11           (e) Focus on patient care interventions for certain chronic conditions, to reduce  
12 hospital admissions.

13           **SECTION 1641e.** 49.665 (4m) of the statutes is created to read:

14           49.665 (4m) PHYSICAL HEALTH RISK ASSESSMENT. The department shall  
15 encourage each individual who is determined on or after the effective date of this  
16 subsection .... [revisor inserts date], to be eligible under sub. (4) to receive a physical  
17 health risk assessment as part of the first physical examination the individual  
18 receives under Badger Care.

19           **SECTION 1642.** 49.665 (5m) of the statutes is repealed and recreated to read:

20           49.665 (5m) INFORMATION ABOUT BADGER CARE RECIPIENTS. The department  
21 shall obtain and share information about Badger Care health care program  
22 recipients as provided in s. 49.475.

23           **SECTION 1644.** 49.665 (7) (a) 1. of the statutes is amended to read:

24           49.665 (7) (a) 1. Notwithstanding sub. (4) (a) 3m. and ~~(ap) 2.~~, the department  
25 shall mail information verification forms to the employers of the individuals required

1 to provide the verifications under sub. (4) (a) 3m. and ~~(ap) 2.~~ to obtain the information  
2 specified.

3 **SECTION 1646.** 49.686 (6) of the statutes is created to read:

4 49.686 (6) HEALTH INSURANCE RISK-SHARING PLAN PILOT PROGRAM. (a) Subject  
5 to par. (b), the department shall conduct a 3-year pilot program, to begin on January  
6 1, 2008, under which the department may pay premiums for coverage under the  
7 Health Insurance Risk-Sharing Plan under subch. II of ch. 149, and pay copayments  
8 under that plan for prescription drugs for which reimbursement may be provided  
9 under sub. (2), for individuals who satisfy all of the following:

- 10 1. The individuals are eligible for reimbursement under this section.
- 11 2. The individuals are currently taking antiretroviral drugs.
- 12 3. The individuals do not have health insurance coverage.
- 13 4. The individuals are not eligible for premium subsidies under s. 252.16 or  
14 252.17 because they are not on unpaid medical leave, are not unable to continue  
15 employment, and have not had to reduce their employment hours because of an  
16 illness or medical condition arising from or related to HIV.

17 (b) The pilot program shall be open to a minimum of 100 participants, with  
18 more participants if the department determines that it is cost-effective.

19 (c) The department may promulgate rules for the administration of the pilot  
20 program. Notwithstanding s. 227.24 (3), rules under this paragraph may be  
21 promulgated as emergency rules under s. 227.24 without a finding of emergency.

22 **SECTION 1650.** 49.687 (6) of the statutes is created to read:

23 49.687 (6) The department shall obtain and share information about  
24 individuals who receive benefits under s. 49.68, 49.683, or 49.685 as provided in s.  
25 49.475.

1           **SECTION 1651.** 49.688 (5) (a) (intro.) of the statutes is amended to read:

2           49.688 **(5)** (a) (intro.) Beginning on September 1, 2002, except as provided in  
3 sub. (7) (b), as a condition of participation by a pharmacy or pharmacist in the  
4 program under s. 49.45, 49.46, ~~or 49.47,~~ or 49.471, the pharmacy or pharmacist may  
5 not charge a person who presents a valid prescription order and a card indicating  
6 that he or she meets eligibility requirements under sub. (2) an amount for a  
7 prescription drug under the order that exceeds the following:

8           **SECTION 1655.** 49.688 (8m) of the statutes is repealed and recreated to read:

9           49.688 **(8m)** The department shall obtain and share information about  
10 participants in the program under this section as provided in s. 49.475.

11           **SECTION 1656.** 49.775 (2) (bm) of the statutes is amended to read:

12           49.775 **(2)** (bm) The custodial parent assigns to the state any right of the  
13 custodial parent or of the dependent child to support from any other person. No  
14 amount of support that begins to accrue after the individual ceases to receive  
15 payments under this section may be considered assigned to the state. Any money  
16 that is received by the department of ~~workforce development~~ children and families  
17 under an assignment to the state under this paragraph and that is not the federal  
18 share of support shall be paid to the custodial parent. The department of ~~workforce~~  
19 ~~development~~ children and families shall pay the federal share of support assigned  
20 under this paragraph as required under federal law or waiver.

21           **SECTION 1657.** 49.78 (4) of the statutes is amended to read:

22           49.78 **(4)** **RULES; MERIT SYSTEM.** The department of ~~workforce development~~  
23 children and families shall promulgate rules for the efficient administration of aid  
24 to families with dependent children in agreement with the requirement for federal  
25 aid, including the establishment and maintenance of personnel standards on a merit

1 basis. The provisions of this section relating to personnel standards on a merit basis  
2 supersede any inconsistent provisions of any law relating to county personnel. This  
3 subsection shall not be construed to invalidate the provisions of s. 46.22 (1) (d).

4 **SECTION 1658.** 49.78 (5) of the statutes is amended to read:

5 49.78 (5) PERSONNEL EXAMINATIONS. Statewide examinations to ascertain  
6 qualifications of applicants in any county department administering aid to families  
7 with dependent children shall be given by the administrator of the division of merit  
8 recruitment and selection in the office of state employment relations. The office of  
9 state employment relations shall be reimbursed for actual expenditures incurred in  
10 the performance of its functions under this section from the appropriations available  
11 to the department of ~~health and family services~~ children and families for  
12 administrative expenditures.

13 **SECTION 1659.** 49.78 (7) of the statutes is amended to read:

14 49.78 (7) COUNTY PERSONNEL SYSTEMS. Pursuant to rules promulgated under  
15 sub. (4), the department of ~~workforce development~~ children and families where  
16 requested by the county shall delegate to that county, without restriction because of  
17 enumeration, any or all of the authority of the department of ~~workforce~~  
18 ~~development's authority~~ children and families under sub. (4) to establish and  
19 maintain personnel standards including salary levels.

20 **SECTION 1660.** 49.785 (1) (intro.) of the statutes is amended to read:

21 49.785 (1) (intro.) Except as provided in sub. (1m), if any recipient of benefits  
22 ~~under s. 49.148, 49.46 or 49.77, or under 42 USC 1381 to 1385 in effect on~~  
23 ~~May 8, 1980, specified in sub. (1c)~~ dies and the estate of the deceased recipient is  
24 insufficient to pay the funeral, burial, and cemetery expenses of the deceased  
25 recipient, the county or applicable tribal governing body or organization responsible

1 for burial of the recipient shall pay, to the person designated by the county  
2 department under s. 46.215, 46.22, or 46.23 or applicable tribal governing body or  
3 organization responsible for the burial of the recipient, all of the following:

4 **SECTION 1661.** 49.785 (1c) of the statutes is created to read:

5 49.785 (1c) All of the following are eligible recipients under this section:

6 (a) A recipient of benefits under s. 49.148, 49.46, or 49.77, or under 42 USC 1381  
7 to 1385 in effect on May 8, 1980.

8 (b) A recipient of benefits under s. 49.471 who is any of the following:

9 1. A pregnant woman or a child under 6 years of age with a family income not  
10 exceeding 185 percent of the poverty line at the time of death.

11 2. A child at least 6 years of age but less than 19 years of age with a family  
12 income not exceeding 100 percent of the poverty line at the time of death.

13 3. A parent or caretaker relative with a family income not exceeding 50 percent  
14 of the poverty line at the time of death.

15 **SECTION 1662.** 49.79 (1) (b) of the statutes is repealed.

16 **SECTION 1663.** 49.79 (1) (d) of the statutes is repealed.

17 **SECTION 1664.** 49.79 (1) (e) of the statutes is repealed.

18 **SECTION 1665.** 49.79 (1) (g) of the statutes is created to read:

19 49.79 (1) (g) "Wisconsin Works employment position" has the meaning given  
20 in s. 49.141 (1) (r).

21 **SECTION 1666.** 49.79 (2) (a) of the statutes is repealed.

22 **SECTION 1667.** 49.79 (2) (b) of the statutes is renumbered 49.79 (2) and  
23 amended to read:

1           49.79 (2) An individual who fails to comply with the work requirements of the  
2 employment and training program under s. ~~49.13 (2) (a) sub. (9)~~ is ineligible to  
3 participate in the food stamp program as specified under s. ~~49.13 (3) sub. (9) (b)~~.

4           **SECTION 1667f.** 49.79 (8m) of the statutes is created to read:

5           49.79 (8m) APPLICANTS FROM CORRECTIONAL INSTITUTIONS. (a) The department  
6 shall allow a prisoner who is applying for the food stamp program from a correctional  
7 institution in anticipation of being released from the institution to use the address  
8 of the correctional institution as his or her address on the application.

9           (b) The department shall allow an employee of a correctional institution who  
10 has been authorized by a prisoner of the institution to act on his or her behalf in  
11 matters related to the food stamp program to receive and conduct telephone calls on  
12 behalf of the prisoner in matters related to the food stamp program.

13           **SECTION 1669.** 49.79 (10) of the statutes is repealed.

14           **SECTION 1670.** 49.81 (intro.) of the statutes is amended to read:

15           **49.81 Public assistance recipients' bill of rights.** (intro.) The department  
16 of health and family services, the department of ~~workforce development~~ children and  
17 families, and all public assistance and relief-granting agencies shall respect rights  
18 for recipients of public assistance. The rights shall include all rights guaranteed by  
19 the U.S. constitution and the constitution of this state, and in addition shall include:

20           **SECTION 1671.** 49.81 (4) of the statutes is amended to read:

21           49.81 (4) The right to a speedy determination of the recipient's status or  
22 eligibility for public assistance, to notice of any proposed change in such status or  
23 eligibility, and, in the case of assistance granted under s. 49.19, 49.46, 49.468 or,  
24 49.47, or 49.471, to a speedy appeals process for resolving contested determinations.

25           **SECTION 1672.** 49.82 (1) of the statutes is amended to read:

1           49.82 (1) DEPARTMENTS TO ADVISE COUNTIES. The department of health and  
2 family services and the department of ~~workforce development~~ children and families  
3 shall advise all county officers charged with the administration of requirements  
4 relating to public assistance programs under this chapter and shall render all  
5 possible assistance in securing compliance therewith, including the preparation of  
6 necessary forms and reports. The department of health and family services and the  
7 department of ~~workforce development~~ children and families shall also publish any  
8 information that those departments consider advisable to acquaint persons entitled  
9 to public assistance, and the public generally, with the laws governing public  
10 assistance under this chapter.

11           **SECTION 1673.** 49.82 (2) of the statutes is renumbered 49.82 (2) (a) and  
12 amended to read:

13           49.82 (2) (a) ~~Proof shall be provided~~ Except as provided in par. (b), for each  
14 person included in an application for public assistance under this chapter, ~~except for~~  
15 ~~a child who is eligible for medical assistance under s. 49.46 or 49.47 because of 42~~  
16 ~~USC 1396a (e) (4) or an unborn child who is eligible for coverage under the Badger~~  
17 ~~Care health care program under s. 49.665 (4) (ap)~~, proof shall be provided of his or  
18 her social security number or that an application for a social security number has  
19 been made.

20           **SECTION 1674.** 49.82 (2) (b) of the statutes is created to read:

21           49.82 (2) (b) Paragraph (a) does not apply to any of the following:

22           1. A child who is eligible for medical assistance under s. 49.46 or 49.47 because  
23 of 42 USC 1396a (e) (4).

24           2. An unborn child who is eligible for coverage under the Badger Care health  
25 care program under s. 49.665 (4) (ap).

1           3. A person who is applying for medical assistance under subch. IV, coverage  
2 under the Badger Care health care program under s. 49.665, or coverage under the  
3 program for prescription drug assistance for elderly persons under s. 49.688 and who  
4 refuses to obtain a social security number because of well-established religious  
5 objections, as defined in 42 CFR 435.910 (h) (2).

6           **SECTION 1675.** 49.82 (2) (b) 1. of the statutes, as created by 2007 Wisconsin Act  
7 .... (this act), is amended to read:

8           49.82 (2) (b) 1. A child who is eligible for medical assistance under s. 49.46 or,  
9 49.47, or 49.471 because of 42 USC 1396a (e) (4).

10          **SECTION 1676.** 49.82 (2) (b) 2. of the statutes, as created by 2007 Wisconsin Act  
11 .... (this act), is amended to read:

12          49.82 (2) (b) 2. An unborn child who is eligible for coverage under s. 49.471 or  
13 the Badger Care health care program under s. 49.665 (4) (ap).

14          **SECTION 1677.** 49.83 of the statutes is amended to read:

15          **49.83 Limitation on giving information.** Except as provided under s. 49.32  
16 (9), (10), and (10m), no person may use or disclose information concerning applicants  
17 and recipients of relief funded by a relief block grant, aid to families with dependent  
18 children, Wisconsin Works under ss. 49.141 to 49.161, social services, child and  
19 spousal support and establishment of paternity and medical support liability  
20 services under s. 49.22, or supplemental payments under s. 49.77 for any purpose not  
21 connected with the administration of the programs, except that the department of  
22 ~~workforce development~~ children and families may disclose such information to the  
23 department of revenue for the sole purpose of administering state taxes. Any person  
24 violating this section may be fined not less than \$25 nor more than \$500 or  
25 imprisoned in the county jail not less than 10 days nor more than one year or both.



1           **SECTION 1678.** 49.84 (6) of the statutes is created to read:

2           49.84 **(6)** (a) In this subsection, “department” means the department of health  
3 and family services.

4           (b) 1. Notwithstanding any other eligibility requirements for the programs  
5 specified in par. (c), unless excepted by par. (c) an applicant for or recipient under any  
6 of those programs who declares himself or herself to be a citizen or national of the  
7 United States shall provide, as a further condition of eligibility, satisfactory  
8 documentary evidence, as provided in par. (d), that he or she is a citizen or national  
9 of the United States.

10           2. An applicant shall provide the documentation at the time of application. If  
11 a recipient was not required to provide documentation at the time he or she applied,  
12 the recipient shall provide the documentation the first time his or her eligibility is  
13 reviewed or redetermined after the effective date of this subdivision ... [revisor  
14 inserts date]. An applicant or recipient shall be granted a reasonable time, as  
15 determined by the department, to submit the documentation before his or her  
16 eligibility is denied or terminated.

17           (c) The requirement to provide satisfactory documentary evidence under par.  
18 (b) applies to applicants for and recipients under all of the following:

19           1. The Medical Assistance program under subch. IV, except for any of the  
20 following:

21           a. An applicant or recipient who is entitled to benefits under or enrolled in any  
22 part of Medicare under 42 USC 1395 et seq., as amended.

23           b. An applicant or recipient who is receiving supplemental security income  
24 under 42 USC 1381 to 1383c.

25           c. A person who is eligible for medical assistance under s. 49.45 (27).

1           d. A child who is receiving medical assistance under s. 49.46 (1) (a) 13. or 49.47  
2 (4) (am) 3.

3           e. A pregnant woman who is receiving medical assistance under s. 49.465.

4           2. The Badger Care health care program under s. 49.665, except for an unborn  
5 child under s. 49.665 (4) (ap).

6           3. The part of the prescription drug assistance for elderly persons program  
7 under s. 49.688 that is supported by a Medical Assistance waiver under 42 USC 1315  
8 (a), as authorized under s. 49.688 (11).

9           (d) Satisfactory documentary evidence that an applicant or a recipient is a  
10 citizen or national of the United States consists of the documents or other forms of  
11 evidence specified in 42 CFR 435.407.

12           **SECTION 1679.** 49.84 (6) (c) 1. d. of the statutes, as created by 2007 Wisconsin  
13 Act .... (this act), is amended to read:

14           49.84 (6) (c) 1. d. A child who is receiving medical assistance under s. 49.46 (1)  
15 (a) 13. ~~or~~, 49.47 (4) (am) 3., or 49.471 (4) (a) 2. or (b) 2. or an unborn child receiving  
16 prenatal care under s. 49.471.

17           **SECTION 1680.** 49.84 (6) (c) 1. e. of the statutes, as created by 2007 Wisconsin  
18 Act .... (this act), is amended to read:

19           49.84 (6) (c) 1. e. A pregnant woman who is receiving medical assistance under  
20 s. 49.465 or a child or pregnant woman who is receiving medical assistance under s.  
21 49.471 (5) (b) 1. or 2.

22           **SECTION 1681.** 49.845 (1) of the statutes is amended to read:

23           49.845 (1) FRAUD INVESTIGATION. From the appropriations under s. 20.435 (4)  
24 (bn), (kz), (L), and (nn), the department of health and family services shall establish  
25 a program to investigate suspected fraudulent activity on the part of recipients of

1 medical assistance under subch. IV, food stamp benefits under the food stamp  
2 program under 7 USC 2011 to 2036, supplemental security income payments under  
3 s. 49.77, payments for the support of children of supplemental security income  
4 recipients under s. 49.775, and health care benefits under the Badger Care health  
5 care program under s. 49.665 and, if the department of ~~workforce development~~  
6 children and families contracts with the department of health and family services  
7 under sub. (4), on the part of recipients of aid to families with dependent children  
8 under s. 49.19 and participants in the Wisconsin Works program under ss. 49.141 to  
9 49.161. The activities of the department of health and family services under this  
10 subsection may include comparisons of information provided to the department by  
11 an applicant and information provided by the applicant to other federal, state, and  
12 local agencies, development of an advisory welfare investigation prosecution  
13 standard, and provision of funds to county departments under ss. 46.215, 46.22, and  
14 46.23 and to Wisconsin Works agencies to encourage activities to detect fraud. The  
15 department of health and family services shall cooperate with district attorneys  
16 regarding fraud prosecutions.

17 **SECTION 1682.** 49.845 (2) of the statutes is amended to read:

18 49.845 (2) STATE ERROR REDUCTION ACTIVITIES. The department of health and  
19 family services shall conduct activities to reduce payment errors in the Medical  
20 Assistance program under subch. IV, the food stamp program under 7 USC 2011 to  
21 2036, the supplemental security income payments program under s. 49.77, the  
22 program providing payments for the support of children of supplemental security  
23 income recipients under s. 49.775, and the Badger Care health care program under  
24 s. 49.665 and, if the department of ~~workforce development~~ children and families

1 contracts with the department of health and family services under sub. (4), in  
2 Wisconsin Works under ss. 49.141 to 49.161.

3 **SECTION 1683.** 49.845 (3) of the statutes is amended to read:

4 49.845 (3) WISCONSIN WORKS AGENCY ERROR REDUCTION. If the department of  
5 ~~workforce development~~ children and families contracts with the department of  
6 health and family services under sub. (4), the department of health and family  
7 services shall provide funds from the appropriation under s. 20.435 (4) (kz) to  
8 Wisconsin Works agencies to offset the administrative costs of reducing payment  
9 errors in Wisconsin Works under ss. 49.141 to 49.161.

10 **SECTION 1684.** 49.845 (4) of the statutes is amended to read:

11 49.845 (4) CONTRACT FOR WISCONSIN WORKS. Notwithstanding s. 49.197 (1m)  
12 and (3), the department of ~~workforce development~~ children and families may  
13 contract with the department of health and family services to investigate suspected  
14 fraudulent activity on the part of recipients of aid to families with dependent  
15 children under s. 49.19 and participants in Wisconsin Works under ss. 49.141 to  
16 49.161 and to conduct activities to reduce payment errors in Wisconsin Works under  
17 ss. 49.141 to 49.161, as provided in this section.

18 **SECTION 1685.** 49.85 (1) of the statutes is amended to read:

19 49.85 (1) DEPARTMENT NOTIFICATION REQUIREMENT. If a county department under  
20 s. 46.215, 46.22, or 46.23 or a governing body of a federally recognized American  
21 Indian tribe or band determines that the department of health and family services  
22 may recover an amount under s. 49.497, 49.793, or 49.847, or that the department  
23 of ~~workforce development~~ children and families may recover an amount under s.  
24 49.161 or 49.195 (3) or collect an amount under s. 49.147 (6) (cm), the county  
25 department or governing body shall notify the affected department of the

1 determination. If a Wisconsin Works agency determines that the department of  
2 ~~workforce development~~ children and families may recover an amount under s. 49.161  
3 or 49.195 (3), or collect an amount under s. 49.147 (6) (cm), the Wisconsin Works  
4 agency shall notify the department of ~~workforce development~~ children and families  
5 of the determination.

6 **SECTION 1686.** 49.85 (2) (b) of the statutes is amended to read:

7 49.85 (2) (b) At least annually, the department of ~~workforce development~~  
8 children and families shall certify to the department of revenue the amounts that,  
9 based on the notifications received under sub. (1) and on other information received  
10 by the department of ~~workforce development~~ children and families, the department  
11 of ~~workforce development~~ children and families has determined that it may recover  
12 under ss. 49.161 and 49.195 (3) and collect under s. 49.147 (6) (cm), except that the  
13 department of ~~workforce development~~ children and families may not certify an  
14 amount under this subsection unless it has met the notice requirements under sub.  
15 (3) and unless its determination has either not been appealed or is no longer under  
16 appeal.

17 **SECTION 1687.** 49.85 (3) (b) (intro.) of the statutes is amended to read:

18 49.85 (3) (b) (intro.) At least 30 days before certification of an amount, the  
19 department of ~~workforce development~~ children and families shall send a notice to the  
20 last-known address of the person from whom that department intends to recover or  
21 collect the amount. The notice shall do all of the following:

22 **SECTION 1688.** 49.85 (3) (b) 1. of the statutes is amended to read:

23 49.85 (3) (b) 1. Inform the person that the department of ~~workforce~~  
24 ~~development~~ children and families intends to certify to the department of revenue  
25 an amount that the department of ~~workforce development~~ children and families has

1 determined to be due under s. 49.161 or 49.195 (3) or to be delinquent under a  
2 repayment agreement for a loan under s. 49.147 (6), for setoff from any state tax  
3 refund that may be due the person.

4 **SECTION 1689.** 49.85 (3) (b) 2. of the statutes is amended to read:

5 49.85 (3) (b) 2. Inform the person that he or she may appeal the determination  
6 of the department of ~~workforce development~~ children and families to certify the  
7 amount by requesting a hearing under sub. (4) within 30 days after the date of the  
8 letter and inform the person of the manner in which he or she may request a hearing.

9 **SECTION 1690.** 49.85 (3) (b) 3. of the statutes is amended to read:

10 49.85 (3) (b) 3. Inform the person that, if the determination of the department  
11 of ~~workforce development~~ children and families is appealed, that department will  
12 not certify the amount to the department of revenue while the determination of the  
13 department of ~~workforce development~~ children and families is under appeal.

14 **SECTION 1691.** 49.85 (3) (b) 4. of the statutes is amended to read:

15 49.85 (3) (b) 4. Inform the person that, unless a contested case hearing is  
16 requested to appeal the determination of the department of ~~workforce development~~  
17 children and families, the person may be precluded from challenging any subsequent  
18 setoff of the certified amount by the department of revenue, except on the grounds  
19 that the certified amount has been partially or fully paid or otherwise discharged,  
20 since the date of the notice.

21 **SECTION 1692.** 49.85 (3) (b) 5. of the statutes is amended to read:

22 49.85 (3) (b) 5. Request that the person inform the department of ~~workforce~~  
23 ~~development~~ children and families if a bankruptcy stay is in effect with respect to the  
24 person or if the claim has been discharged in bankruptcy.

25 **SECTION 1693.** 49.85 (4) (b) of the statutes is amended to read:

1           49.85 (4) (b) If a person has requested a hearing under this subsection, the  
2 department of ~~workforce development~~ children and families shall hold a contested  
3 case hearing under s. 227.44, except that the department of ~~workforce development~~  
4 children and families may limit the scope of the hearing to exclude issues that were  
5 presented at a prior hearing or that could have been presented at a prior opportunity  
6 for hearing.

7           **SECTION 1694.** 49.85 (5) of the statutes is amended to read:

8           49.85 (5) EFFECT OF CERTIFICATION. Receipt of a certification by the department  
9 of revenue shall constitute a lien, equal to the amount certified, on any state tax  
10 refunds or credits owed to the obligor. The lien shall be foreclosed by the department  
11 of revenue as a setoff under s. 71.93. Certification of an amount under this section  
12 does not prohibit the department of health and family services or the department of  
13 ~~workforce development~~ children and families from attempting to recover or collect  
14 the amount through other legal means. The department of health and family  
15 services or the department of ~~workforce development~~ children and families shall  
16 promptly notify the department of revenue upon recovery or collection of any amount  
17 previously certified under this section.

18           **SECTION 1695.** 49.852 (1) of the statutes is renumbered 49.852 (1m) and  
19 amended to read:

20           49.852 (1m) The department of ~~workforce development~~ may direct the  
21 department of employee trust funds, the retirement system of any 1st class city, any  
22 retirement system established under chapter 201, laws of 1937, or the administrator  
23 of any other pension plan to withhold the amount specified in the statewide support  
24 lien docket under s. 49.854 (2) (b) from any lump sum payment from a pension plan  
25 that may be paid a delinquent support obligor, except that the department of

1 ~~workforce development~~ may not direct that an amount be withheld under this  
2 subsection unless it has met the notice requirements under sub. (2) and unless the  
3 amount specified has either not been appealed or is no longer under appeal under s.  
4 49.854.

5 **SECTION 1696.** 49.852 (1c) of the statutes is created to read:

6 49.852 (1c) In this section, “department” means the department of children  
7 and families.

8 **SECTION 1697.** 49.852 (2) (intro.) of the statutes is amended to read:

9 49.852 (2) (intro.) The department of ~~workforce development~~ shall send a  
10 notice to the last-known address of the person from whom the department intends  
11 to recover the amount specified in the statewide support lien docket under s. 49.854  
12 (2) (b). The notice shall do all of the following:

13 **SECTION 1698.** 49.852 (2) (c) of the statutes is amended to read:

14 49.852 (2) (c) Request that the person inform the department of ~~workforce~~  
15 ~~development~~ or the appropriate county child support agency under s. 59.53 (5) if a  
16 bankruptcy stay is in effect with respect to the person.

17 **SECTION 1699.** 49.852 (3) of the statutes is amended to read:

18 49.852 (3) If a person has requested a hearing pursuant to sub. (2) (b), the  
19 hearing shall be conducted before the circuit court that rendered the initial order to  
20 pay support. The court shall schedule a hearing within 10 business days after  
21 receiving a request for a hearing. A circuit court commissioner may conduct the  
22 hearing. If the court determines that the person owes the amount specified in the  
23 statewide support lien docket under s. 49.854 (2) (b), the department of ~~workforce~~  
24 ~~development~~ may direct the department of employee trust funds, the retirement  
25 system of any 1st class city, any retirement system established under chapter 201,



1 laws of 1937, or the administrator of any other pension plan, whichever is  
2 appropriate, to withhold the amount from any lump sum payment from a pension  
3 plan that may be paid the person. If the court determines that the person does not  
4 owe the amount specified in the statewide support lien docket under s. 49.854 (2) (b),  
5 the department of ~~workforce development~~ may not direct the department of  
6 employee trust funds, the retirement system of any 1st class city, any retirement  
7 system established under chapter 201, laws of 1937, or the administrator of any  
8 other pension plan, whichever is appropriate, to withhold the amount from any lump  
9 sum payment from a pension plan that may be paid the person.

10 **SECTION 1700.** 49.852 (4) (a) of the statutes is amended to read:

11 49.852 (4) (a) If the department of ~~workforce development~~ directs the  
12 department of employee trust funds, the retirement system of any 1st class city, any  
13 retirement system established under chapter 201, laws of 1937, or the administrator  
14 of any other pension plan to withhold the amount specified in the statewide support  
15 lien docket under s. 49.854 (2) (b), this directive shall constitute a lien, equal to the  
16 amount specified in the statewide support lien docket, on any lump sum payment  
17 from a pension plan that may be paid the person.

18 **SECTION 1701.** 49.852 (4) (b) of the statutes is amended to read:

19 49.852 (4) (b) If the department of ~~workforce development~~ directs the  
20 department of employee trust funds, the retirement system of any 1st class city, any  
21 retirement system established under chapter 201, laws of 1937, or the administrator  
22 of any other pension plan to withhold the amount specified in the statewide support  
23 lien docket under s. 49.854 (2) (b), the department of employee trust funds, the  
24 retirement system of any 1st class city, any retirement system established under  
25 chapter 201, laws of 1937, or the administrator of any other pension plan shall deduct

1 from any lump sum payment that may be paid the person the amount specified in  
2 the statewide support lien docket, less any amount specified under par. (d). If the  
3 amount specified in the statewide support lien docket under s. 49.854 (2) (b), less any  
4 amount specified under par. (d), exceeds the lump sum payment, the department of  
5 employee trust funds, the retirement system of any 1st class city, any retirement  
6 system established under chapter 201, laws of 1937, or the administrator of any  
7 other pension plan shall deduct the entire lump sum payment, less any withholdings  
8 otherwise required by law. The amount deducted under this paragraph shall be  
9 remitted to the department of ~~workforce development~~.

10 **SECTION 1702.** 49.852 (4) (c) of the statutes is amended to read:

11 49.852 (4) (c) A directive to the department of employee trust funds, the  
12 retirement system of any 1st class city, any retirement system established under  
13 chapter 201, laws of 1937, or the administrator of any other pension plan to withhold  
14 the amount specified in the statewide support lien docket under s. 49.854 (2) (b)  
15 under this section does not prohibit the department of ~~workforce development~~ from  
16 attempting to recover the amount through other legal means.

17 **SECTION 1703.** 49.852 (4) (d) of the statutes is amended to read:

18 49.852 (4) (d) The department of ~~workforce development~~ shall promptly notify  
19 the department of employee trust funds, the retirement system of any 1st class city,  
20 any retirement system established under chapter 201, laws of 1937, or the  
21 administrator of any other pension plan upon recovery of any amount previously  
22 specified in the statewide support lien docket under s. 49.854 (2) (b).

23 **SECTION 1704.** 49.853 (1) (b) of the statutes is amended to read:

24 49.853 (1) (b) “Department” means the department of ~~workforce development~~  
25 children and families.

1           **SECTION 1705.** 49.854 (1) (a) of the statutes is amended to read:

2           49.854 (1) (a) “Department” means the department of workforce development  
3           children and families.

4           **SECTION 1706.** 49.854 (5) (a) 3. of the statutes is created to read:

5           49.854 (5) (a) 3. “Lien” means a lien under this section or a lien in favor of  
6           another state based on a support obligation, including a lien placed under s. 769.305  
7           (2) (g).

8           **SECTION 1707.** 49.854 (5) (b) of the statutes is amended to read:

9           49.854 (5) (b) *Notice to the financial institution.* To enforce a lien under this  
10          ~~section~~ by levying against an account at a financial institution, the department shall  
11          send a notice of levy to the financial institution instructing the financial institution  
12          to prohibit the closing of or withdrawals from one or more accounts that the obligor  
13          owns in whole or in part, up to a total amount that is sufficient to pay the support  
14          owed, financial institution fees under par. (e), and estimated levy fees and costs  
15          under sub. (11), until further notice from the department or a court. The financial  
16          institution shall comply with the notice of levy and shall hold the amount specified  
17          in the notice until the financial institution receives further instructions from the  
18          department or a court.

19          **SECTION 1708.** 49.854 (5) (c) of the statutes is created to read:

20          49.854 (5) (c) *Liens in favor of other states.* Notwithstanding par. (b), if a lien  
21          under par. (b) is in favor of another state, the notice sent by the department to the  
22          financial institution may consist of the request from the other state to enforce the  
23          lien, a certification by the department that any necessary due process requirements  
24          were met in the other state, a request that the financial institution honor the request  
25          from the other state by sending the amount specified in the request directly to the

1 other state, and the address to which the financial institution shall send the funds.  
2 Notice and hearing requirements under pars. (d) and (f) do not apply to a lien in favor  
3 of another state.

4 **SECTION 1709.** 49.854 (5) (e) of the statutes is amended to read:

5 49.854 (5) (e) *Financial institution fees.* A financial institution may continue  
6 to collect fees, under the terms of the account agreement, on accounts frozen under  
7 this subsection. In addition to the levy fee authorized under sub. (11) (a), a financial  
8 institution may collect any early withdrawal penalty incurred under the terms of an  
9 account as a result of the levy. Financial institution fees authorized under this  
10 paragraph may be charged to the account immediately prior to the remittance of the  
11 amount to the department or the other state and may be charged even if the amounts  
12 in the obligor's accounts are insufficient to pay the total amount of support owed and  
13 the department's levy costs under sub. (11) (b).

14 **SECTION 1710.** 49.854 (11) (b) of the statutes is amended to read:

15 49.854 (11) (b) *The department.* The department may assess a collection fee  
16 to recover the department's costs incurred in levying against property under this  
17 section. The department shall determine its costs to be paid in all cases of levy. The  
18 obligor is liable to the department for the amount of the collection fee authorized  
19 under this paragraph. Fees collected under this paragraph shall be credited to the  
20 appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

21 **SECTION 1711.** 49.855 (1) of the statutes is amended to read:

22 49.855 (1) If a person obligated to pay child support, family support,  
23 maintenance, or the receiving and disbursing fee under s. 767.57 (1e) (a) is  
24 delinquent in making any of those payments, or owes an outstanding amount that  
25 has been ordered by the court for past support, medical expenses, or birth expenses,

1 upon application under s. 59.53 (5) the department of ~~workforce development~~  
2 children and families shall certify the delinquent payment or outstanding amount  
3 to the department of revenue and, at least annually, shall provide to the department  
4 of revenue any certifications of delinquencies or outstanding amounts that it receives  
5 from another state because the obligor resides in this state.

6 **SECTION 1712.** 49.855 (2r) of the statutes is created to read:

7 49.855 (2r) At least annually, the department of children and families shall  
8 certify to the department of revenue any obligation owed to that department under  
9 s. 49.345 if the obligation is rendered to a judgment.

10 **SECTION 1713.** 49.855 (3) of the statutes is amended to read:

11 49.855 (3) Receipt of a certification by the department of revenue shall  
12 constitute a lien, equal to the amount certified, on any state tax refunds or credits  
13 owed to the obligor. The lien shall be foreclosed by the department of revenue as a  
14 setoff under s. 71.93 (3), (6), and (7). When the department of revenue determines  
15 that the obligor is otherwise entitled to a state tax refund or credit, it shall notify the  
16 obligor that the state intends to reduce any state tax refund or credit due the obligor  
17 by the amount the obligor is delinquent under the support, maintenance, or receiving  
18 and disbursing fee order or obligation, by the outstanding amount for past support,  
19 medical expenses, or birth expenses under the court order, or by the amount due  
20 under s. 46.10 (4), 49.345 (4), or 301.12 (4). The notice shall provide that within 20  
21 days the obligor may request a hearing before the circuit court rendering the order  
22 under which the obligation arose. Within 10 days after receiving a request for  
23 hearing under this subsection, the court shall set the matter for hearing. Pending  
24 further order by the court or a circuit court commissioner, the department of  
25 ~~workforce development~~ children and families or its designee, whichever is

1 appropriate, is prohibited from disbursing the obligor's state tax refund or credit.  
2 A circuit court commissioner may conduct the hearing. The sole issues at that  
3 hearing shall be whether the obligor owes the amount certified and, if not and it is  
4 a support or maintenance order, whether the money withheld from a tax refund or  
5 credit shall be paid to the obligor or held for future support or maintenance, except  
6 that the obligor's ability to pay shall also be an issue at the hearing if the obligation  
7 relates to an order under ~~s. 767.51 (3) (e) 1. or 767.62 (4) (d) 1. s. 767.89 (3) (e) 1. or~~  
8 767.805 (4) (d) 1. or 767.89 (3) (e) 1. and the order specifies that the court found that  
9 the obligor's income was at or below the poverty line established under 42 USC 9902  
10 (2).

11 **SECTION 1714.** 49.855 (4) (a) of the statutes is amended to read:

12 49.855 (4) (a) The department of revenue shall send the portion of any state tax  
13 refunds or credits withheld for delinquent child or family support or maintenance or  
14 past support, medical expenses, or birth expenses to the department of ~~workforce~~  
15 ~~development~~ children and families or its designee for deposit in the support  
16 collections trust fund under s. 25.68 and shall send the portion of any state tax  
17 refunds or credits withheld for delinquent receiving and disbursing fees to the  
18 department of ~~workforce development~~ children and families or its designee for  
19 deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja). The  
20 department of ~~workforce development~~ children and families shall make a settlement  
21 at least annually with the department of revenue. The settlement shall state the  
22 amounts certified, the amounts deducted from tax refunds and credits, and the  
23 administrative costs incurred by the department of revenue.

24 **SECTION 1715.** 49.855 (4) (b) of the statutes is amended to read:

1           49.855 (4) (b) The department of administration shall send the portion of any  
2 federal tax refunds or credits received from the internal revenue service that was  
3 withheld for delinquent child or family support or maintenance or past support,  
4 medical expenses, or birth expenses to the department of ~~workforce development~~  
5 children and families or its designee for deposit in the support collections trust fund  
6 under s. 25.68 and shall send the portion of any federal tax refunds or credits received  
7 from the internal revenue service that was withheld for delinquent receiving and  
8 disbursing fees to the department of ~~workforce development~~ children and families  
9 or its designee for deposit in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2)  
10 (ja).

11           **SECTION 1716.** 49.855 (4m) (b) of the statutes is amended to read:

12           49.855 (4m) (b) The department of revenue may provide a certification that it  
13 receives under sub. (1), (2m), ~~or (2p)~~, or (2r) to the department of administration.  
14 Upon receipt of the certification, the department of administration shall determine  
15 whether the obligor is a vendor or is receiving any other payments from this state,  
16 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
17 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of administration  
18 determines that the obligor is a vendor or is receiving payments from this state,  
19 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
20 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to withhold the amount  
21 certified from those payments and shall notify the obligor that the state intends to  
22 reduce any payments due the obligor by the amount the obligor is delinquent under  
23 the support, maintenance, or receiving and disbursing fee order or obligation, by the  
24 outstanding amount for past support, medical expenses, or birth expenses under the  
25 court order, or by the amount due under s. 46.10 (4), ~~49.345 (4)~~, or 301.12 (4). The

1 notice shall provide that within 20 days after receipt of the notice the obligor may  
2 request a hearing before the circuit court rendering the order under which the  
3 obligation arose. An obligor may, within 20 days after receiving notice, request a  
4 hearing under this paragraph. Within 10 days after receiving a request for hearing  
5 under this paragraph, the court shall set the matter for hearing. A circuit court  
6 commissioner may conduct the hearing. Pending further order by the court or circuit  
7 court commissioner, the department of ~~workforce development~~ children and families  
8 or its designee, whichever is appropriate, may not disburse the payments withheld  
9 from the obligor. The sole issues at the hearing are whether the obligor owes the  
10 amount certified and, if not and it is a support or maintenance order, whether the  
11 money withheld shall be paid to the obligor or held for future support or  
12 maintenance, except that the obligor's ability to pay is also an issue at the hearing  
13 if the obligation relates to an order under s. ~~767.51 (3) (e) 1. or 767.62 (4) (d) 1. s.~~  
14 ~~767.89 (3) (e) 1. or 767.805 (4) (d) 1. or 767.89 (3) (e) 1.~~ and the order specifies that  
15 the court found that the obligor's income was at or below the poverty line established  
16 under 42 USC 9902 (2).

17 **SECTION 1717.** 49.855 (4m) (c) of the statutes is amended to read:

18 49.855 (4m) (c) Except as provided by order of the court after hearing under  
19 par. (b), the department of administration shall continue withholding until the  
20 amount certified is recovered in full. The department of administration shall  
21 transfer the amounts withheld under this paragraph to the department of ~~workforce~~  
22 ~~development~~ children and families or its designee, the department of health and  
23 family services, or the department of corrections, whichever is appropriate. The  
24 department of ~~workforce development~~ children and families or its designee shall  
25 deposit amounts withheld for delinquent child or family support, maintenance, or



1 receiving and disbursing fees or past support, medical expenses, or birth expenses  
2 in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (kp).

3 **SECTION 1718.** 49.855 (5) of the statutes is amended to read:

4 49.855 (5) Certification of an obligation to the department of revenue does not  
5 deprive any party of the right to collect the obligation or to prosecute the obligor. The  
6 department of ~~workforce development~~ children and families or its designee shall  
7 immediately notify the department of revenue of any collection of an obligation that  
8 has been certified to the department of revenue.

9 **SECTION 1719.** 49.856 (1) (b) of the statutes is amended to read:

10 49.856 (1) (b) "Department" means the department of ~~workforce development~~  
11 children and families.

12 **SECTION 1720.** 49.857 (1) (cf) of the statutes is created to read:

13 49.857 (1) (cf) "Department" means the department of children and families.

14 **SECTION 1721.** 49.857 (1) (f) of the statutes is amended to read:

15 49.857 (1) (f) "Subpoena or warrant" means a subpoena or warrant issued by  
16 the department of ~~workforce development~~ or a child support agency and relating to  
17 paternity or support proceedings.

18 **SECTION 1722.** 49.857 (2) (a) of the statutes is amended to read:

19 49.857 (2) (a) The department of ~~workforce development~~ shall establish a  
20 system, in accordance with federal law, under which a licensing authority is  
21 requested, and a licensing agency or credentialing board is required, to restrict,  
22 limit, suspend, withhold, deny, refuse to grant or issue, or refuse to renew or  
23 revalidate a license in a timely manner upon certification by and in cooperation with  
24 the department of ~~workforce development~~, if the individual holding or applying for

1 the license is delinquent in making court-ordered payments of support or fails to  
2 comply, after appropriate notice, with a subpoena or warrant.

3 **SECTION 1723.** 49.857 (2) (b) (intro.) of the statutes is amended to read:

4 49.857 (2) (b) (intro.) Under the system, the department of ~~workforce~~  
5 ~~development~~ shall enter into a memorandum of understanding with a licensing  
6 authority, if the licensing authority agrees, and with a licensing agency. A  
7 memorandum of understanding under this paragraph shall address at least all of the  
8 following:

9 **SECTION 1724.** 49.857 (2) (b) 2. (intro.) of the statutes is amended to read:

10 49.857 (2) (b) 2. (intro.) Procedures that the department of ~~workforce~~  
11 ~~development~~ shall use for doing all of the following:

12 **SECTION 1725.** 49.857 (2) (b) 2. a. of the statutes is amended to read:

13 49.857 (2) (b) 2. a. Certifying to the licensing authority or licensing agency a  
14 delinquency in support or a failure to comply with a subpoena or warrant. The  
15 memorandum of understanding with the department of regulation and licensing  
16 shall include procedures for the department of regulation and licensing to notify a  
17 credentialing board that a certification of delinquency in support or failure to comply  
18 with a subpoena or warrant has been made by the department of ~~workforce~~  
19 ~~development~~ children and families with respect to an individual who holds or applied  
20 for a credential granted by the credentialing board.

21 **SECTION 1726.** 49.857 (2) (b) 3. c. of the statutes is amended to read:

22 49.857 (2) (b) 3. c. Issuing or reinstating a license if the department of  
23 ~~workforce development~~ children and families notifies the licensing authority or  
24 licensing agency that an individual who was delinquent in making court-ordered  
25 payments of support has paid the delinquent support or made satisfactory

1 alternative payment arrangements or that an individual who failed to comply with  
2 a subpoena or warrant has satisfied the requirements under the subpoena or  
3 warrant. The memorandum of understanding with the department of regulation  
4 and licensing shall include procedures for the department of regulation and licensing  
5 to direct a credentialing board to grant or reinstate a credential if the department  
6 of ~~workforce development~~ children and families notifies the department of  
7 regulation and licensing that an individual who holds or applied for a credential  
8 granted by the credentialing board has paid the delinquent support or made  
9 satisfactory alternative payment arrangements or that an individual who failed to  
10 comply with a subpoena or warrant has satisfied the requirements under the  
11 subpoena or warrant.

12 **SECTION 1727.** 49.857 (2) (b) 5. of the statutes is amended to read:

13 49.857 (2) (b) 5. Procedures for safeguarding the confidentiality of information  
14 about an individual, including social security numbers obtained by the department  
15 of ~~workforce development~~, the licensing authority, the licensing agency, or a  
16 credentialing board.

17 **SECTION 1728.** 49.857 (3) (a) (intro.) of the statutes is amended to read:

18 49.857 (3) (a) (intro.) Before the department of ~~workforce development~~ certifies  
19 to a licensing authority or a licensing agency under the system established under  
20 sub. (2) that an individual is delinquent in making court-ordered payments of  
21 support, the department of ~~workforce development~~ or a child support agency shall  
22 provide notice to the individual by regular mail. The notice shall inform the  
23 individual of all of the following:

24 **SECTION 1729.** 49.857 (3) (a) 4. of the statutes is amended to read:

1           49.857 (3) (a) 4. That the certification will not be made if the individual pays  
2 the delinquent amount in full or makes satisfactory alternative payment  
3 arrangements with the department of ~~workforce development~~ or a child support  
4 agency. The notice shall inform the individual of how he or she may pay the  
5 delinquent amount or make satisfactory alternative payment arrangements.

6           **SECTION 1730.** 49.857 (3) (ac) 1. of the statutes is amended to read:

7           49.857 (3) (ac) 1. If an individual timely requests a hearing under par. (a) 5.,  
8 the court shall schedule a hearing within 10 business days after receiving the  
9 request. A circuit court commissioner may conduct the hearing. The only issues at  
10 the hearing shall be whether the individual is delinquent in making court-ordered  
11 payments of support and whether any alternative payment arrangement offered by  
12 the department of ~~workforce development~~ or the county child support agency is  
13 reasonable.

14           **SECTION 1731.** 49.857 (3) (ac) 2. of the statutes is amended to read:

15           49.857 (3) (ac) 2. If at a hearing under subd. 1. the court or circuit court  
16 commissioner finds that the individual does not owe delinquent support, or if within  
17 20 business days after receiving a notice under par. (a) the individual pays the  
18 delinquent amount in full or makes satisfactory alternative payment arrangements,  
19 the department of ~~workforce development~~ may not place the individual's name on a  
20 certification list.

21           **SECTION 1732.** 49.857 (3) (ac) 3. of the statutes is amended to read:

22           49.857 (3) (ac) 3. If at a hearing under subd. 1. the court or circuit court  
23 commissioner makes a written determination that alternative payment  
24 arrangements proposed by the department of ~~workforce development~~ or a child  
25 support agency are not reasonable, the court or circuit court commissioner may order

1 for the individual an alternative payment arrangement. If the court or circuit court  
2 commissioner orders an alternative payment arrangement, the department of  
3 ~~workforce development~~ may not place the individual's name on a certification list.

4 **SECTION 1733.** 49.857 (3) (am) (intro.) of the statutes is amended to read:

5 49.857 (3) (am) (intro.) If an individual, after receiving notice under par. (a),  
6 does not timely request a hearing or pay the delinquent amount of support or make  
7 satisfactory alternative payment arrangements, the department of ~~workforce~~  
8 ~~development~~ shall place the individual's name on a certification list. Thereafter, the  
9 department of ~~workforce development~~ or a child support agency shall provide a 2nd  
10 notice to the individual by regular mail that informs the individual of all of the  
11 following:

12 **SECTION 1734.** 49.857 (3) (am) 4. of the statutes is amended to read:

13 49.857 (3) (am) 4. That the certification will not be made if the individual pays  
14 the delinquent amount in full or makes satisfactory alternative payment  
15 arrangements with the department of ~~workforce development~~ or a child support  
16 agency. The notice shall inform the individual of how he or she may pay the  
17 delinquent amount or make satisfactory alternative payment arrangements.

18 **SECTION 1735.** 49.857 (3) (ar) 1. of the statutes is amended to read:

19 49.857 (3) (ar) 1. If an individual timely requests a hearing under par. (am) 5.,  
20 the court shall schedule a hearing within 10 business days after receiving the  
21 request. A circuit court commissioner may conduct the hearing. The only issues at  
22 the hearing shall be whether the individual is delinquent in making court-ordered  
23 payments of support and whether any alternative payment arrangement offered by  
24 the department of ~~workforce development~~ or the county child support agency is  
25 reasonable.

1           **SECTION 1736.** 49.857 (3) (ar) 2. of the statutes is amended to read:

2           49.857 (3) (ar) 2. If at a hearing under subd. 1. the court or circuit court  
3 commissioner finds that the individual does not owe delinquent support, or if within  
4 20 business days after receiving a notice under par. (am) the individual pays the  
5 delinquent amount in full or makes satisfactory alternative payment arrangements,  
6 the department of ~~workforce development~~ shall remove the individual's name from  
7 the certification list.

8           **SECTION 1737.** 49.857 (3) (ar) 3. of the statutes is amended to read:

9           49.857 (3) (ar) 3. If at a hearing under subd. 1. the court or circuit court  
10 commissioner makes a written determination that alternative payment  
11 arrangements proposed by the department of ~~workforce development~~ or a child  
12 support agency are not reasonable, the court or circuit court commissioner may order  
13 for the individual an alternative payment arrangement. If the court or circuit court  
14 commissioner orders an alternative payment arrangement, the department of  
15 ~~workforce development~~ may not place the individual's name on a certification list.

16           **SECTION 1738.** 49.857 (3) (b) (intro.) of the statutes is amended to read:

17           49.857 (3) (b) (intro.) Any subpoena or warrant shall include notice to the  
18 individual of the effect that a failure to comply with the subpoena or warrant may  
19 have on any license that the individual holds or for which the individual applies. If  
20 the individual fails to comply, before the department of ~~workforce development~~  
21 certifies to a licensing authority or a licensing agency under the system established  
22 under sub. (2) that an individual has failed to comply with a subpoena or warrant,  
23 the department of ~~workforce development~~ or a child support agency shall provide  
24 notice to the individual by regular mail. The notice shall inform the individual of all  
25 of the following:

1           **SECTION 1739.** 49.857 (3) (bm) of the statutes is amended to read:

2           49.857 (3) (bm) If an individual, after receiving notice under par. (b), does not  
3 satisfy the requirements under the subpoena or warrant, the department of  
4 ~~workforce development~~ shall place the individual's name on a certification list.

5           **SECTION 1740.** 49.857 (3) (c) (intro.) of the statutes is amended to read:

6           49.857 (3) (c) (intro.) If the department of ~~workforce development~~ children and  
7 families provides a certification list to a licensing authority, a licensing agency or,  
8 with respect to a credential granted by a credentialing board, the department of  
9 regulation and licensing, upon receipt of the list the licensing authority if the  
10 licensing authority agrees, the licensing agency or, with respect to a credential  
11 granted by a credentialing board, the department of regulation and licensing shall  
12 do all of the following:

13           **SECTION 1741.** 49.857 (3) (d) 1. of the statutes is amended to read:

14           49.857 (3) (d) 1. Subject to sub. (2) (d), if an individual who, on the basis of  
15 delinquent support, is denied a license or whose license, on the basis of delinquent  
16 support, is restricted, limited, suspended, or refused renewal or revalidation under  
17 a memorandum of understanding entered into under sub. (2) (b) pays the delinquent  
18 amount of support in full or makes satisfactory alternative payment arrangements,  
19 the department of ~~workforce development~~ children and families shall immediately  
20 notify the licensing authority or licensing agency to issue or reinstate the individual's  
21 license as provided in the memorandum of understanding. If the individual held or  
22 applied for a credential granted by a credentialing board, the department of  
23 regulation and licensing shall, upon notice by the department of ~~workforce~~  
24 ~~development~~ children and families, notify the credentialing board to grant or  
25 reinstate the individual's credential.

1           **SECTION 1742.** 49.857 (3) (d) 2. of the statutes is amended to read:

2           49.857 (3) (d) 2. Subject to sub. (2) (d), if an individual who, on the basis of a  
3 failure to comply with a subpoena or warrant, is denied a license or whose license,  
4 on the basis of a failure to comply with a subpoena or warrant, is restricted, limited,  
5 suspended, or refused renewal or revalidation under a memorandum of  
6 understanding entered into under sub. (2) (b) satisfies the requirements under the  
7 subpoena or warrant, the department of ~~workforce development~~ children and  
8 families shall immediately notify the licensing authority or licensing agency to issue  
9 or reinstate the individual’s license as provided in the memorandum of  
10 understanding. If the individual held or applied for a credential granted by a  
11 credentialing board, the department of regulation and licensing shall, upon notice  
12 by the department of ~~workforce development~~ children and families, notify the  
13 credentialing board to grant or reinstate the individual’s credential.

14           **SECTION 1743.** 49.857 (4) of the statutes is amended to read:

15           49.857 (4) Each licensing agency shall enter into a memorandum of  
16 understanding with the department of ~~workforce development~~ children and families  
17 under sub. (2) (b) and shall cooperate with the department of ~~workforce development~~  
18 children and families in its administration of s. 49.22. The department of regulation  
19 and licensing shall enter into a memorandum of understanding with the department  
20 of ~~workforce development~~ children and families on behalf of a credentialing board  
21 with respect to a credential granted by the credentialing board.

22           **SECTION 1744.** 49.858 (1) of the statutes is renumbered 49.858 (1) (intro.) and  
23 amended to read:

24           49.858 (1) (intro.) In this section, “support”:

25           (b) “Support” has the meaning given in s. 49.857 (1) (g).



1           **SECTION 1745.** 49.858 (1) (a) of the statutes is created to read:

2           49.858 (1) (a) "Department" means the department of children and families.

3           **SECTION 1746.** 49.858 (2) (intro.) of the statutes is amended to read:

4           49.858 (2) RULES. (intro.) For the procedures under this subchapter for the  
5 administrative enforcement of support obligations, the department of ~~workforce~~  
6 ~~development~~ shall promulgate rules related to all of the following:

7           **SECTION 1747.** 49.858 (3) of the statutes is amended to read:

8           49.858 (3) REVIEW OF CIRCUIT COURT COMMISSIONER DECISIONS. If a circuit court  
9 commissioner conducts a hearing in any administrative support enforcement  
10 proceeding under s. 49.852, 49.856 or 49.857, the department of ~~workforce~~  
11 ~~development~~ or the obligor may, within 15 business days after the date that the  
12 circuit court commissioner makes his or her decision, request review of the decision  
13 by the court with jurisdiction over the matter.

14           **SECTION 1748.** 49.86 of the statutes is renumbered 49.86 (2) and amended to  
15 read:

16           49.86 (2) Withdrawal or disbursement of moneys deposited in a public  
17 depository, as defined in s. 34.01 (5), to the credit of the department of ~~workforce~~  
18 ~~development~~ or any of its divisions or agencies shall be by check, share draft, or other  
19 draft signed by the secretary of ~~workforce development~~ or by one or more persons in  
20 the department of ~~workforce development~~ designated by written authorization of the  
21 secretary of ~~workforce development~~. Such checks, share drafts, and other drafts  
22 shall be signed personally or by use of a mechanical device adopted by the secretary  
23 of ~~workforce development~~ or his or her designees for affixing a facsimile signature.  
24 Any public depository shall be fully warranted and protected in making payment on  
25 any check, share draft, or other draft bearing such facsimile signature

1 notwithstanding that the facsimile may have been placed thereon without the  
2 authority of the secretary of ~~workforce development~~ or his or her designees.

3 **SECTION 1749.** 49.86 (1) of the statutes is created to read:

4 49.86 (1) In this section:

5 (a) “Department” means the department of children and families.

6 (b) “Secretary” means the secretary of children and families.

7 **SECTION 1750.** 49.89 (2) of the statutes is amended to read:

8 49.89 (2) SUBROGATION. The department of health and family services, the  
9 department of ~~workforce development~~ children and families, a county, or an elected  
10 tribal governing body that provides any public assistance under this chapter or  
11 under s. 253.05 as a result of the occurrence of an injury, sickness, or death that  
12 creates a claim or cause of action, whether in tort or contract, on the part of a public  
13 assistance recipient or beneficiary or the estate of a recipient or beneficiary against  
14 a 3rd party, including an insurer, is subrogated to the rights of the recipient,  
15 beneficiary or estate and may make a claim or maintain an action or intervene in a  
16 claim or action by the recipient, beneficiary, or estate against the 3rd party.  
17 Subrogation under this subsection because of the provision of medical assistance  
18 under subch. IV constitutes a lien, equal to the amount of the medical assistance  
19 provided as a result of the injury, sickness, or death that gave rise to the claim. The  
20 lien is on any payment resulting from a judgment or settlement that may be due the  
21 obligor. A lien under this subsection continues until it is released and discharged by  
22 the department of health and family services.

23 **SECTION 1751.** 49.89 (6) of the statutes is amended to read:

24 49.89 (6) DEPARTMENTS' DUTIES AND POWERS. The department of health and  
25 family services and the department of ~~workforce development~~ children and families

1 shall enforce their rights under this section and may contract for the recovery of any  
2 claim or right of indemnity arising under this section.

3 **SECTION 1752.** 49.89 (7) (b) of the statutes is amended to read:

4 49.89 (7) (b) The incentive payment shall be an amount equal to 15% of the  
5 amount recovered because of benefits paid under s. 49.46, 49.465, 49.468 ~~or~~, 49.47,  
6 or 49.471. The incentive payment shall be taken from the federal share of the sum  
7 recovered as provided under 42 CFR 433.153 and 433.154.

8 **SECTION 1753.** 49.89 (7) (d) 2. of the statutes is amended to read:

9 49.89 (7) (d) 2. Any county or elected tribal governing body that has made a  
10 recovery under this section for which it is eligible to receive an incentive payment  
11 under par. (c) shall report such recovery to the department of ~~workforce development~~  
12 children and families within 30 days after the end of the month in which the recovery  
13 is made in a manner specified by the department of ~~workforce development~~ children  
14 and families.

15 **SECTION 1756.** 49.90 (2) of the statutes is amended to read:

16 49.90 (2) Upon failure of these relatives to provide maintenance the authorities  
17 or board shall submit to the corporation counsel a report of its findings. Upon receipt  
18 of the report the corporation counsel shall, within 60 days, apply to the circuit court  
19 for the county in which the dependent person under sub. (1) (a) 1. or the child of a  
20 dependent person under sub. (1) (a) 2. resides for an order to compel the  
21 maintenance. Upon such an application the corporation counsel shall make a  
22 written report to the county department under s. 46.215, 46.22, or 46.23, with a copy  
23 to the chairperson of the county board of supervisors in a county with a single-county  
24 department or the county boards of supervisors in counties with a multicounty

1 department, and to the department of health and family services or the department  
2 of ~~workforce development~~ children and families, whichever is appropriate.

3 **SECTION 1757.** 49.90 (2g) of the statutes is amended to read:

4 49.90 (2g) In addition to the remedy specified in sub. (2), upon failure of a  
5 grandparent to provide maintenance under sub. (1) (a) 2., another grandparent who  
6 is or may be required to provide maintenance under sub. (1) (a) 2., a child of a  
7 dependent minor or the child's parent may apply to the circuit court for the county  
8 in which the child resides for an order to compel the provision of maintenance. A  
9 county department under s. 46.215, 46.22, or 46.23, a county child support agency  
10 under s. 59.53 (5), or the department of ~~workforce development~~ children and families  
11 may initiate an action to obtain maintenance of the child by the child's grandparent  
12 under sub. (1) (a) 2., regardless of whether the child receives public assistance.

13 **SECTION 1758.** 49.90 (4) of the statutes is amended to read:

14 49.90 (4) The circuit court shall in a summary way hear the allegations and  
15 proofs of the parties and by order require maintenance from these relatives, if they  
16 have sufficient ability, considering their own future maintenance and making  
17 reasonable allowance for the protection of the property and investments from which  
18 they derive their living and their care and protection in old age, in the following  
19 order: First the husband or wife; then the father and the mother; and then the  
20 grandparents in the instances in which sub. (1) (a) 2. applies. The order shall specify  
21 a sum which will be sufficient for the support of the dependent person under sub. (1)  
22 (a) 1. or the maintenance of a child of a dependent person under sub. (1) (a) 2., to be  
23 paid weekly or monthly, during a period fixed by the order or until the further order  
24 of the court. If the court is satisfied that any such relative is unable wholly to  
25 maintain the dependent person or the child, but is able to contribute to the person's

1 support or the child's maintenance, the court may direct 2 or more of the relatives  
2 to maintain the person or the child and prescribe the proportion each shall  
3 contribute. If the court is satisfied that these relatives are unable together wholly  
4 to maintain the dependent person or the child, but are able to contribute to the  
5 person's support or the child's maintenance, the court shall direct a sum to be paid  
6 weekly or monthly by each relative in proportion to ability. Contributions directed  
7 by court order, if for less than full support, shall be paid to the department of health  
8 and family services or the department of children and families, whichever is  
9 appropriate, and distributed as required by state and federal law. An order under  
10 this subsection that relates to maintenance required under sub. (1) (a) 2. shall  
11 specifically assign responsibility for and direct the manner of payment of the child's  
12 health care expenses, subject to the limitations under subs. (1) (a) 2. and (11). Upon  
13 application of any party affected by the order and upon like notice and procedure, the  
14 court may modify such an order. Obedience to such an order may be enforced by  
15 proceedings for contempt.

16 **SECTION 1759.** 50.01 (1g) (b) of the statutes is amended to read:

17 50.01 (1g) (b) A facility or private home that provides care, treatment, and  
18 services only for victims of domestic abuse, as defined in s. 46.95 49.165 (1) (a), and  
19 their children.

20 **SECTION 1760.** 50.02 (2) (d) of the statutes is renumbered 50.02 (2) (d) (intro.)  
21 and amended to read:

22 50.02 (2) (d) (intro.) The department shall promulgate rules that prescribe ~~the~~  
23 ~~time periods and the methods of providing information specified in ss. 50.033 (2r) and~~  
24 ~~(2s), 50.034 (5m) and (5n), 50.035 (4m) and (4n) and 50.04 (2g) (a) and (2h) (a).~~ all of  
25 the following:

1           **SECTION 1761.** 50.02 (2) (d) 1. of the statutes is created to read:

2           50.02 (2) (d) 1. The method by which community-based residential facilities  
3 shall make referrals to resource centers or county departments under s. 50.035 (4n)  
4 and the method by which residential care apartment complexes shall make referrals  
5 to resource centers under s. 50.034 (5n).

6           **SECTION 1762.** 50.02 (2) (d) 2. of the statutes is created to read:

7           50.02 (2) (d) 2. The time period for nursing homes to provide information to  
8 prospective residents under s. 50.04 (2g) (a) and the time period and method by which  
9 nursing homes shall make referrals to resource centers under s. 50.04 (2h) (a).

10          **SECTION 1765.** 50.033 (2r) of the statutes is repealed.

11          **SECTION 1766.** 50.033 (2s) of the statutes is repealed.

12          **SECTION 1767.** 50.033 (2t) of the statutes is repealed.

13          **SECTION 1769.** 50.034 (5m) of the statutes is amended to read:

14          50.034 (5m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), when a  
15 residential care apartment complex shall, ~~within the time period after inquiry by~~  
16 first provides written material regarding the residential care apartment complex to  
17 a prospective resident ~~that is prescribed by the department by rule, inform, the~~  
18 residential care apartment complex shall also provide the prospective resident of  
19 information specified by the department concerning the services of a resource center  
20 under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
21 functional screening and a financial screen and cost-sharing screening to determine  
22 the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

23          **SECTION 1770.** 50.034 (5n) (intro.) of the statutes is amended to read:

24          50.034 (5n) REQUIRED REFERRAL. (intro.) Subject to sub. (5p), when a residential  
25 care apartment complex shall, ~~within the time period prescribed by the department~~

1 ~~by rule, refer to a resource center under s. 46.283 a person who is seeking admission,~~  
2 ~~first provides written material regarding the residential care apartment complex to~~  
3 ~~a prospective resident~~ who is at least 65 years of age or has developmental disability  
4 or a physical disability and whose disability or condition is expected to last at least  
5 90 days, ~~the residential care apartment complex shall refer the prospective resident~~  
6 ~~to a resource center under s. 46.283,~~ unless any of the following applies:

7 **SECTION 1771.** 50.034 (5n) (a) of the statutes is amended to read:

8 50.034 (5n) (a) For a person ~~who has received a screen~~ for whom a screening  
9 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
10 previous 6 months, the referral under this subsection need not include performance  
11 of an additional functional ~~screen~~ screening under s. 46.283 (4) (g).

12 **SECTION 1772.** 50.034 (5n) (d) of the statutes is amended to read:

13 50.034 (5n) (d) For a person who seeks admission or is about to be admitted on  
14 a private pay basis and who waives the requirement for a financial ~~screen~~ and  
15 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
16 not include performance of a financial ~~screen~~ and cost-sharing screening under s.  
17 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
18 within 6 months.

19 **SECTION 1773.** 50.035 (4m) of the statutes is amended to read:

20 50.035 (4m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), when a  
21 community-based residential facility shall, within the time period after inquiry by  
22 first provides written material regarding the community-based residential facility  
23 to a prospective resident that is prescribed by the department by rule, inform, the  
24 community-based residential facility shall also provide the prospective resident of  
25 information specified by the department concerning the services of a resource center

1 under s. 46.283, the family care benefit under s. 46.286, and the availability of a  
2 functional screening and a financial screen and cost-sharing screening to determine  
3 the prospective resident's eligibility for the family care benefit under s. 46.286 (1).

4 **SECTION 1774.** 50.035 (4n) (intro.) of the statutes is amended to read:

5 50.035 (4n) REQUIRED REFERRAL. (intro.) ~~Subject to sub. (4p),~~ When a  
6 community-based residential facility shall, within the time period prescribed by the  
7 department by rule, refer to a resource center under s. 46.283 a person who is seeking  
8 admission, first provides written information regarding the community-based  
9 residential facility to a prospective resident who is at least 65 years of age or has  
10 developmental disability or a physical disability and whose disability or condition is  
11 expected to last at least 90 days, the community-based residential facility shall refer  
12 the individual to a resource center under s. 46.283 or, if the secretary has not certified  
13 under s. 46.281 (3) that a resource center is available in the area of the  
14 community-based residential facility to serve individuals in an eligibility group to  
15 which the prospective resident belongs, to the county department that administers  
16 a program under ss. 46.27 or 46.277, unless any of the following applies:

17 **SECTION 1775.** 50.035 (4n) (a) of the statutes is amended to read:

18 50.035 (4n) (a) For a person who has received a screen for whom a screening  
19 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
20 previous 6 months, the referral under this subsection need not include performance  
21 of an additional functional screen screening under s. 46.283 (4) (g).

22 **SECTION 1776.** 50.035 (4n) (d) of the statutes is amended to read:

23 50.035 (4n) (d) For a person who seeks admission or is about to be admitted on  
24 a private pay basis and who waives the requirement for a financial screen and  
25 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may



1 not include performance of a financial screen and cost-sharing screening under s.  
2 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
3 within 6 months.

4 **SECTION 1777.** 50.035 (4p) of the statutes is amended to read:

5 50.035 (4p) APPLICABILITY. ~~Subsections Subsection (4m) and (4n) apply~~ applies  
6 only if the secretary has certified under s. 46.281 (3) that a resource center is  
7 available for the community-based residential facility and for specified groups of  
8 eligible individuals that include those persons seeking admission to or the residents  
9 of the community-based residential facility.

10 **SECTION 1779.** 50.035 (7) of the statutes is repealed.

11 **SECTION 1780.** 50.035 (9) of the statutes is repealed.

12 **SECTION 1782.** 50.04 (2g) (a) of the statutes is amended to read:

13 50.04 (2g) (a) Subject to sub. (2i), a nursing home shall, within the time period  
14 after inquiry by a prospective resident that is prescribed by the department by rule,  
15 inform the prospective resident of the services of a resource center under s. 46.283,  
16 the family care benefit under s. 46.286, and the availability of a functional screening  
17 and a financial screen and cost-sharing screening to determine the prospective  
18 resident's eligibility for the family care benefit under s. 46.286 (1).

19 **SECTION 1783.** 50.04 (2h) (a) 1. of the statutes is amended to read:

20 50.04 (2h) (a) 1. For a person ~~who has received a screen for~~ whom a screening  
21 for functional eligibility under s. 46.286 (1) (a) has been performed within the  
22 previous 6 months, the referral under this paragraph need not include performance  
23 of an additional functional ~~screen~~ screening under s. 46.283 (4) (g).

24 **SECTION 1784.** 50.04 (2h) (a) 4. of the statutes is amended to read:

1           50.04 **(2h)** (a) 4. For a person who seeks admission or is about to be admitted  
2 on a private pay basis and who waives the requirement for a financial screen and  
3 cost-sharing screening under s. 46.283 (4) (g), the referral under this subsection may  
4 not include performance of a financial screen and cost-sharing screening under s.  
5 46.283 (4) (g), unless the person is expected to become eligible for medical assistance  
6 within 6 months.

7           **SECTION 1792.** 50.06 (7) of the statutes is amended to read:

8           50.06 **(7)** An individual who consents to an admission under this section may  
9 request that an assessment be conducted for the incapacitated individual under the  
10 long-term support community options program under s. 46.27 (6) or, if the secretary  
11 has certified under s. 46.281 (3) that a resource center is available for the individual,  
12 a functional screening and a financial screen and cost-sharing screening to  
13 determine eligibility for the family care benefit under s. 46.286 (1). If admission is  
14 sought on behalf of the incapacitated individual or if the incapacitated individual is  
15 about to be admitted on a private pay basis, the individual who consents to the  
16 admission may waive the requirement for a financial screen and cost-sharing  
17 screening under s. 46.283 (4) (g), unless the incapacitated individual is expected to  
18 become eligible for medical assistance within 6 months.

19           **SECTION 1799m.** 50.135 (3) of the statutes is amended to read:

20           50.135 **(3)** EXEMPTION. The inpatient health care facilities under ss. 45.50,  
21 48.62, 51.05, 51.06, 233.40, 233.41, 233.42 and 252.10 are exempt from this section.

22           **SECTION 1800.** 50.14 (2) (intro.) of the statutes is amended to read:

23           50.14 **(2)** (intro.) For the privilege of doing business in this state, there is  
24 imposed on all licensed beds of a facility an assessment ~~that may not exceed \$445 per~~  
25 ~~calendar month per licensed bed of an intermediate care facility for the mentally~~

1     ~~retarded and an assessment that may not exceed \$75 in the following amount per~~  
2     ~~calendar month per licensed bed of -a nursing home. the facility:~~

3           **(2g)** The assessment moneys collected under this section shall be deposited in  
4     the general fund, except amounts in excess of \$13,800,000 shall be deposited in the  
5     Medical Assistance trust fund.

6           **(2r)** In determining the number of licensed beds, all of the following apply:

7           **SECTION 1801g.** 50.14 (2) (a) of the statutes is renumbered 50.14 (2r) (a).

8           **SECTION 1802.** 50.14 (2) (am) of the statutes is created to read:

9           50.14 **(2)** (am) For nursing homes, an amount not to exceed \$127.

10          **SECTION 1803m.** 50.14 (2) (b) of the statutes is renumbered 50.14 (2r) (b).

11          **SECTION 1804.** 50.14 (2) (bm) of the statutes is created to read:

12          50.14 **(2)** (bm) For intermediate care facilities for the mentally retarded, an  
13     amount calculated by multiplying the projected annual gross revenues of all  
14     intermediate care facilities for the mentally retarded in this state by 0.055, dividing  
15     the product by the number of licensed beds of intermediate care facilities in this state  
16     and dividing the quotient by 12.

17          **SECTION 1805.** 50.14 (2m) of the statutes is created to read:

18          50.14 **(2m)** Prior to each state fiscal year, the department shall calculate the  
19     amount of the assessment under sub. (2) (bm) that shall apply during the fiscal year.  
20     The department may reduce the assessment amount during a state fiscal year to  
21     avoid collecting for the fiscal year an amount in bed assessment receipts under sub.  
22     (2) (bm) that exceeds 5.5 percent of the aggregate gross revenues for intermediate  
23     care facilities for the mentally retarded for the fiscal year.

24          **SECTION 1806.** 50.36 (2) (c) of the statutes is repealed.

25          **SECTION 1807d.** 50.375 of the statutes is created to read:

1           **50.375 Assessment.** (1) Except as provided in subs. (2) and (7), for the  
2 privilege of doing business in this state, there is imposed on each hospital an annual  
3 assessment, based on the hospital's gross patient revenue that each hospital shall  
4 pay quarterly before December 1, March 1, June 1, and September 1 of each year,  
5 beginning with the payment due before December 1, 2007, and ending with the  
6 payment due before September 1, 2009. The assessments shall be deposited into the  
7 hospital assessment fund.

8           (2) At the discretion of the department, a hospital that is unable timely to make  
9 a payment by a date specified under sub. (1) may be allowed to make a delayed  
10 payment. A determination by the department that a hospital may not make a  
11 delayed payment under this subsection is final and is not subject to review under ch.  
12 227.

13           (3) The amount of each hospital's assessment shall be based on the information  
14 that shall be provided to the department under s. 153.46 (5) or shall be based on any  
15 other source that is approved in the state plan for services under 42 USC 1396.

16           (4) The department shall verify the amount of each hospital's gross patient  
17 revenue and shall determine the amount of the assessment owed by each hospital  
18 based on a uniform rate that is applicable to total gross patient revenue that the  
19 department estimates will yield the amounts specified in the appropriation schedule  
20 under s. 20.005 (3) for the appropriation accounts under s. 20.435 (4) (xc) and (xd).

21           (5) The department shall levy, enforce, and collect the assessments under this  
22 section and shall develop and distribute forms necessary for these purposes.

23           (6) If the department determines that any portion of the revenue needed to  
24 provide Medical Assistance payment increases for inpatient and outpatient hospital  
25 services as fee for service or through health maintenance organizations is not eligible

1 for federal financial participation, the department will refund that amount of  
2 revenue to hospitals in proportion to each hospital's payment of the assessment.

3 **(7)** This section does not apply to a critical access hospital, as defined in s. 50.33  
4 (1g), or to an institution for mental diseases, as defined in s. 46.011 (1m).

5 **(8)** Sections 77.59 (1) to (5), (6) (intro.), (a), and (c), and (7) to (10), 77.60 (1) to  
6 (7), (9), and (10), 77.61 (9) and (12) to (14), and 77.62, as they apply to the taxes under  
7 subch. III of ch. 77, apply to the assessment under this section, except that the  
8 amount of any assessment collected under sub. (1) shall be deposited in the hospital  
9 assessment fund.

10 **SECTION 1808.** 50.38 of the statutes is repealed.

11 **SECTION 1809.** 50.49 (6m) (am) of the statutes is created to read:

12 50.49 **(6m)** (am) An entity with which a care management organization, as  
13 defined in s. 46.2805 (1), contracts for care management services under s. 46.284 (4)  
14 (d), for purposes of providing the contracted services.

15 **SECTION 1810.** 50.498 (1m) of the statutes is amended to read:

16 50.498 **(1m)** If an individual who applies for a certificate of approval, license  
17 or provisional license under sub. (1) does not have a social security number, the  
18 individual, as a condition of obtaining the certificate of approval, license or  
19 provisional license, shall submit a statement made or subscribed under oath or  
20 affirmation to the department that the applicant does not have a social security  
21 number. The form of the statement shall be prescribed by the department of  
22 ~~workforce development~~ children and families. A certificate of approval, license or  
23 provisional license issued in reliance upon a false statement submitted under this  
24 subsection is invalid.

25 **SECTION 1811.** 51.032 (1m) of the statutes is amended to read:

1           51.032 **(1m)** If an individual who applies for a certification or approval under  
2 sub. (1) does not have a social security number, the individual, as a condition of  
3 obtaining the certification or approval, shall submit a statement made or subscribed  
4 under oath or affirmation to the department that the applicant does not have a social  
5 security number. The form of the statement shall be prescribed by the department  
6 of ~~workforce development~~ children and families. A certification or approval issued  
7 in reliance upon a false statement submitted under this subsection is invalid.

8           **SECTION 1812.** 51.038 of the statutes is amended to read:

9           **51.038 Outpatient mental health clinic certification.** Except as provided  
10 in s. 51.032, if a facility that provides mental health services on an outpatient basis  
11 holds current accreditation from the council on accreditation of services for families  
12 and children, the department may accept evidence of this accreditation as equivalent  
13 to the standards established by the department, for the purpose of certifying the  
14 facility for the receipt of funds for services provided as a benefit to a medical  
15 assistance recipient under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k), a community aids  
16 funding recipient under s. 51.423 (2) or as mandated coverage under s. 632.89.

17           **SECTION 1813.** 51.04 of the statutes is amended to read:

18           **51.04 Treatment facility certification.** Except as provided in s. 51.032, any  
19 treatment facility may apply to the department for certification of the facility for the  
20 receipt of funds for services provided as a benefit to a medical assistance recipient  
21 under s. 49.46 (2) (b) 6. f. or 49.471 (11) (k) or to a community aids funding recipient  
22 under s. 51.423 (2) or provided as mandated coverage under s. 632.89. The  
23 department shall annually charge a fee for each certification.

24           **SECTION 1814.** 51.15 (9) of the statutes is amended to read:

1           51.15 (9) NOTICE OF RIGHTS. At the time of detention the individual shall be  
2 informed by the director of the facility or such person's designee, both orally and in  
3 writing, of his or her right to contact an attorney and a member of his or her  
4 immediate family, the right to have an attorney provided at public expense, as  
5 provided under s. 967.06 and ch. 977, if the individual is a child or is indigent, 51.60,  
6 and the right to remain silent and that the individual's statements may be used as  
7 a basis for commitment. The individual shall also be provided with a copy of the  
8 statement of emergency detention.

9           **SECTION 1815.** 51.20 (3) of the statutes is amended to read:

10           51.20 (3) LEGAL COUNSEL. At the time of the filing of the petition the court shall  
11 assure that the subject individual is represented by adversary counsel. ~~If the~~  
12 ~~individual claims or appears to be indigent, the court shall refer the person to the~~  
13 ~~authority for indigency determinations specified under s. 977.07 (1). If the~~  
14 ~~individual is a child, the court shall refer that child~~ by referring the individual to the  
15 state public defender, who shall appoint counsel for the child individual without a  
16 determination of indigency, as provided in s. ~~48.23 (4)~~ 51.60.

17           **SECTION 1816.** 51.20 (18) (c) of the statutes is amended to read:

18           51.20 (18) (c) Expenses of the proceedings from the presentation of the  
19 statement of emergency detention or petition for commitment to the conclusion of the  
20 proceeding shall be allowed by the court and paid by the county from which the  
21 subject individual is detained, committed, or released, in the manner that the  
22 expenses of a criminal prosecution are paid, as provided in s. 59.64 (1). ~~Payment of~~  
23 ~~attorney fees for appointed attorneys in the case of children and indigents shall be~~  
24 ~~in accordance with ch. 977.~~

25           **SECTION 1817.** 51.30 (4) (b) 27. of the statutes is amended to read:

1           51.30 (4) (b) 27. For the purpose of entering information concerning the subject  
2 individual into the statewide automated child welfare information system  
3 established under s. ~~46.03~~ 48.47 (7g).

4           **SECTION 1818.** 51.35 (1) (e) 1. of the statutes is amended to read:

5           51.35 (1) (e) 1. Whenever any transfer between different treatment facilities  
6 results in a greater restriction of personal freedom for the patient and whenever the  
7 patient is transferred from outpatient to inpatient status, the department or the  
8 county department specified under par. (a) shall inform the patient both orally and  
9 in writing of his or her right to contact an attorney and a member of his or her  
10 immediate family, the right to have counsel provided at public expense, as provided  
11 under s. ~~967.06~~ and ch. ~~977~~, if the patient is a child or is indigent 51.60, and the right  
12 to petition a court in the county in which the patient is located or the committing  
13 court for a review of the transfer.

14           **SECTION 1819.** 51.35 (1) (e) 2. c. of the statutes is amended to read:

15           51.35 (1) (e) 2. c. The patient's right to have counsel provided at public expense,  
16 as provided under s. ~~967.06~~ and ch. ~~977~~, if the patient is a child or is indigent 51.60.

17           **SECTION 1820.** 51.42 (3) (as) 1. of the statutes is amended to read:

18           51.42 (3) (as) 1. A county department of community programs shall authorize  
19 all care of any patient in a state, local, or private facility under a contractual  
20 agreement between the county department of community programs and the facility,  
21 unless the county department of community programs governs the facility. The need  
22 for inpatient care shall be determined by the program director or designee in  
23 consultation with and upon the recommendation of a licensed physician trained in  
24 psychiatry and employed by the county department of community programs or its  
25 contract agency. In cases of emergency, a facility under contract with any county



1 department of community programs shall charge the county department of  
2 community programs having jurisdiction in the county where the patient is found.  
3 The county department of community programs shall reimburse the facility for the  
4 actual cost of all authorized care and services less applicable collections under s.  
5 46.036, unless the department of health and family services determines that a  
6 charge is administratively infeasible, or unless the department of health and family  
7 services, after individual review, determines that the charge is not attributable to the  
8 cost of basic care and services. Except as provided in subd. 1m., a county department  
9 of community programs may not reimburse any state institution or receive credit for  
10 collections for care received ~~therein~~ in a state institution by nonresidents of this  
11 state, interstate compact clients, transfers under s. 51.35 (3), and transfers from  
12 Wisconsin state prisons under s. 51.37 (5) (a), commitments under s. 975.01, 1977  
13 stats., or s. 975.02, 1977 stats., or s. 971.14, 971.17 or 975.06 or admissions under s.  
14 975.17, 1977 stats., or children placed in the guardianship of the department of  
15 ~~health and family services~~ children and families under s. 48.427 or 48.43 or under  
16 the supervision of the department of corrections under s. 938.183 or 938.355. The  
17 exclusionary provisions of s. 46.03 (18) do not apply to direct and indirect costs ~~which~~  
18 that are attributable to care and treatment of the client.

19 **SECTION 1821.** 51.42 (3) (e) of the statutes is amended to read:

20 51.42 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
21 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3)  
22 (c) and 938.78 (2) (a), any subunit of a county department of community programs  
23 or tribal agency acting under this section may exchange confidential information  
24 about a client, without the informed consent of the client, with any other subunit of  
25 the same county department of community programs or tribal agency, with a

1 resource center, a care management organization, or a family long-term care  
2 district, or with any person providing services to the client under a purchase of  
3 services contract with the county department of community programs or tribal  
4 agency or with a resource center, care management organization, or family  
5 long-term care district, if necessary to enable an employee or service provider to  
6 perform his or her duties, or to enable the county department of community  
7 programs or tribal agency to coordinate the delivery of services to the client. Any  
8 agency releasing information under this paragraph shall document that a request  
9 was received and what information was provided.

10 **SECTION 1821m.** 51.423 (2) of the statutes is amended to read:

11 51.423 (2) From the appropriations under s. 20.435 (7) (b) and (o), the  
12 department shall distribute the funding for services provided or purchased by county  
13 departments under s. 46.23, 51.42, or 51.437 to such county departments as provided  
14 under s. 46.40. County matching funds are required for the distributions under s.  
15 46.40 (2) and (9) (b). Each county's required match for the distributions under s.  
16 46.40 (2) for a year equals 9.89% of the total of the county's distributions under s.  
17 46.40 (2) for that year for which matching funds are required plus the amount the  
18 county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile  
19 delinquency-related services from its distribution for 1987. Each county's required  
20 match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that  
21 county's amounts described in s. 46.40 (9) ~~(a)~~ (ar) (intro.) for that year. Matching  
22 funds may be from county tax levies, federal and state revenue sharing funds, or  
23 private donations to the counties that meet the requirements specified in sub. (5).  
24 Private donations may not exceed 25% of the total county match. If the county match  
25 is less than the amount required to generate the full amount of state and federal

1 funds distributed for this period, the decrease in the amount of state and federal  
2 funds equals the difference between the required and the actual amount of county  
3 matching funds.

4 **SECTION 1822.** 51.437 (4r) (b) of the statutes is amended to read:

5 51.437 (4r) (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83,  
6 51.30, 51.45 (14) (a), 55.22 (3), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), any  
7 subunit of a county department of developmental disabilities services or tribal  
8 agency acting under this section may exchange confidential information about a  
9 client, without the informed consent of the client, with any other subunit of the same  
10 county department of developmental disabilities services or tribal agency, with a  
11 resource center, a care management organization, or a family long-term care  
12 district, or with any person providing services to the client under a purchase of  
13 services contract with the county department of developmental disabilities services  
14 or tribal agency or with a resource center, a care management organization, or a  
15 family long-term care district, if necessary to enable an employee or service provider  
16 to perform his or her duties, or to enable the county department of developmental  
17 disabilities services or tribal agency to coordinate the delivery of services to the  
18 client. Any agency releasing information under this paragraph shall document that  
19 a request was received and what information was provided.

20 **SECTION 1823.** 51.437 (4rm) (a) of the statutes is amended to read:

21 51.437 (4rm) (a) A county department of developmental disabilities services  
22 shall authorize all care of any patient in a state, local, or private facility under a  
23 contractual agreement between the county department of developmental disabilities  
24 services and the facility, unless the county department of developmental disabilities  
25 services governs the facility. The need for inpatient care shall be determined by the

1 program director or designee in consultation with and upon the recommendation of  
2 a licensed physician trained in psychiatry and employed by the county department  
3 of developmental disabilities services or its contract agency prior to the admission  
4 of a patient to the facility except in the case of emergency services. In cases of  
5 emergency, a facility under contract with any county department of developmental  
6 disabilities services shall charge the county department of developmental  
7 disabilities services having jurisdiction in the county where the individual receiving  
8 care is found. The county department of developmental disabilities services shall  
9 reimburse the facility, except as provided under par. (c), for the actual cost of all  
10 authorized care and services less applicable collections under s. 46.036, unless the  
11 department of health and family services determines that a charge is  
12 administratively infeasible, or unless the department of health and family services,  
13 after individual review, determines that the charge is not attributable to the cost of  
14 basic care and services. The exclusionary provisions of s. 46.03 (18) do not apply to  
15 direct and indirect costs which are attributable to care and treatment of the client.  
16 County departments of developmental disabilities services may not reimburse any  
17 state institution or receive credit for collections for care received ~~therein~~ in a state  
18 institution by nonresidents of this state, interstate compact clients, transfers under  
19 s. 51.35 (3) (a), commitments under s. 975.01, 1977 stats., or s. 975.02, 1977 stats.,  
20 or s. 971.14, 971.17 or 975.06, admissions under s. 975.17, 1977 stats., children  
21 placed in the guardianship of the department of ~~health and family services~~ children  
22 and families under s. 48.427 or 48.43 or juveniles under the supervision of the  
23 department of corrections under s. 938.183 or 938.355.

24 **SECTION 1824b.** 51.437 (14) (i) of the statutes is created to read:

1           51.437 (14) (i) Ensure that the matching-funds requirement for the state  
2           developmental disabilities councils grant, as received from the federal department  
3           of health and human services, is met by reporting to the federal department of health  
4           and human services expenditures made for the provision of developmental  
5           disabilities services under the basic county allocation distributed under s. 46.40 (2).

6           **SECTION 1827.** 51.45 (12) (b) (intro.), 1. and 3. of the statutes are consolidated,  
7           renumbered 51.45 (12) (b) and amended to read:

8           51.45 (12) (b) The physician, spouse, guardian, or a relative of the person  
9           sought to be committed, or any other responsible person, may petition a circuit court  
10          commissioner or the circuit court of the county in which the person sought to be  
11          committed resides or is present for commitment under this subsection. The petition  
12          shall: ~~1. State state facts to support the need for emergency treatment;~~ ~~3. Be and~~  
13          be supported by one or more affidavits which that aver with particularity the factual  
14          basis for the allegations contained in the petition.

15          **SECTION 1828.** 51.45 (12) (b) 2. of the statutes is repealed.

16          **SECTION 1829.** 51.45 (12) (c) 2. of the statutes is amended to read:

17          51.45 (12) (c) 2. Assure that the person sought to be committed is represented  
18          by counsel and, ~~if the person claims or appears to be indigent, refer the person to the~~  
19          ~~authority for indigency determinations specified under s. 977.07 (1) or, if the person~~  
20          ~~is a child, refer that child~~ by referring the person to the state public defender, who  
21          shall appoint counsel for the child person without a determination of indigency, as  
22          provided in s. ~~48.23 (4)~~ 51.60.

23          **SECTION 1830.** 51.45 (13) (b) 2. of the statutes is amended to read:

24          51.45 (13) (b) 2. Assure that the person is represented by counsel and, ~~if the~~  
25          ~~person claims or appears to be indigent, refer the person to the authority for~~

1 indigency determinations specified under s. 977.07 (1) or, if the person is a child, refer  
2 that child by referring the person to the state public defender, who shall appoint  
3 counsel for the ~~child~~ person without a determination of indigency, as provided in s.  
4 ~~48.23 (4)~~ 51.60. The person shall be represented by counsel at the preliminary  
5 hearing under par. (d). The person may, with the approval of the court, waive his or  
6 her right to representation by counsel at the full hearing under par. (f).

7 **SECTION 1831.** 51.45 (13) (d) of the statutes is amended to read:

8 51.45 (13) (d) Whenever it is desired to involuntarily commit a person, a  
9 preliminary hearing shall be held under this paragraph. The purpose of the  
10 preliminary hearing shall be to determine if there is probable cause for believing that  
11 the allegations of the petition under par. (a) are true. The court shall assure that the  
12 person shall be is represented by counsel at the preliminary hearing and, if the  
13 person is a child or is indigent, by referring the person to the state public defender,  
14 who shall appoint counsel shall timely be appointed at public expense, as provided  
15 in s. 967.06 and ch. 977 for the person without a determination of indigency, as  
16 provided in s. 51.60. Counsel shall have access to all reports and records, psychiatric  
17 and otherwise, which have been made prior to the preliminary hearing. The person  
18 shall be present at the preliminary hearing and shall be afforded a meaningful  
19 opportunity to be heard. Upon failure to make a finding of probable cause under this  
20 paragraph, the court shall dismiss the petition and discharge the person from the  
21 custody of the county department.

22 **SECTION 1832.** 51.45 (13) (j) of the statutes is amended to read:

23 51.45 (13) (j) Upon the filing of a petition for recommitment under par. (h), the  
24 court shall fix a date for a recommitment hearing within 10 days, and assure that the  
25 person sought to be recommitted is represented by counsel and, if the person is

1 ~~indigent, appoint by referring the person to the state public defender, who shall~~  
2 ~~appoint counsel for him or her, unless waived for the person without a determination~~  
3 ~~of indigency, as provided in s. 51.60.~~ The provisions of par. (e) relating to notice and  
4 to access to records, names of witnesses, and summaries of their testimony shall  
5 apply to recommitment hearings under this paragraph. At the recommitment  
6 hearing, the court shall proceed as provided under pars. (f) and (g).

7 **SECTION 1833.** 51.45 (16) (c) of the statutes is repealed.

8 **SECTION 1834.** 51.60 of the statutes is created to read:

9 **51.60 Appointment of counsel. (1) ADULTS.** (a) In any situation under this  
10 chapter in which an adult individual has a right to be represented by counsel, the  
11 individual shall be referred as soon as practicable to the state public defender, who  
12 shall appoint counsel for the individual under s. 977.08 without a determination of  
13 indigency.

14 (b) Except as provided in s. 51.45 (13) (b) 2., par. (a) does not apply if the  
15 individual knowingly and voluntarily waives counsel.

16 **(2) MINORS.** In any situation under this chapter in which a minor has a right  
17 to be represented by counsel, counsel for the minor shall be appointed as provided  
18 in s. 48.23 (4).

19 **(3) RETAINED COUNSEL.** Notwithstanding subs. (1) and (2), an individual subject  
20 to proceedings under this chapter is entitled to retain counsel of his or her own  
21 choosing at his or her own expense.

22 **SECTION 1835.** 51.605 of the statutes is created to read:

23 **51.605 Reimbursement for counsel provided by the state. (1) INQUIRY.**  
24 At or after the conclusion of a proceeding under this chapter in which the state public  
25 defender has provided counsel for an adult individual, the court may inquire as to

1 the individual's ability to reimburse the state for the costs of representation. If the  
2 court determines that the individual is able to make reimbursement for all or part  
3 of the costs of representation, the court may order the individual to reimburse the  
4 state an amount not to exceed the maximum amount established by the public  
5 defender board under s. 977.075 (4). Upon the court's request, the state public  
6 defender shall conduct a determination of indigency under s. 977.07 and report the  
7 results of the determination to the court.

8 (2) PAYMENT. Reimbursement ordered under this section shall be made to the  
9 clerk of courts of the county where the proceedings took place. The clerk of courts  
10 shall transmit payments under this section to the county treasurer, who shall deposit  
11 25 percent of the payment amount in the county treasury and transmit the  
12 remainder to the secretary of administration. Payments transmitted to the  
13 secretary of administration shall be deposited in the general fund and credited to the  
14 appropriation account under s. 20.550 (1) (L).

15 (3) REPORT. By January 31st of each year, the clerk of courts for each county  
16 shall report to the state public defender the total amount of reimbursements ordered  
17 under sub. (1) in the previous calendar year and the total amount of reimbursements  
18 paid to the clerk under sub. (2) in the previous year.

19 **SECTION 1835c.** 51.62 (3m) of the statutes is amended to read:

20 51.62 (3m) FUNDING. From the appropriation under s. 20.435 (7) (md), the  
21 department ~~may not~~ shall distribute ~~more than~~ \$75,000 in each fiscal year to the  
22 protection and advocacy agency for performance of community mental health  
23 protection and advocacy services.

24 **SECTION 1836.** 55.10 (4) (a) of the statutes is amended to read:



1           55.10 (4) (a) ~~Counsel; costs.~~ The individual sought to be protected has the right  
2 to counsel whether or not the individual is present at the hearing on the petition.  
3 The court shall require representation by full legal counsel whenever the petition  
4 alleges that the individual is not competent to refuse psychotropic medication under  
5 s. 55.14, the individual sought to be protected requested such representation at least  
6 72 hours before the hearing, the guardian ad litem or any other person states that  
7 the individual sought to be protected is opposed to the petition, or the court  
8 determines that the interests of justice require it. If the individual sought to be  
9 protected or any other person on his or her behalf requests but is unable to obtain  
10 legal counsel, the court shall ~~appoint~~ refer the individual to the state public defender  
11 as provided under s. 55.105 for appointment of legal counsel. ~~Counsel shall be~~  
12 ~~provided at public expense, as provided under s. 967.06 and ch. 977, if the individual~~  
13 ~~is indigent. If the individual sought to be protected is an adult who is indigent, and~~  
14 ~~if counsel was not appointed under s. 977.08, the county in which the hearing is held~~  
15 ~~is liable for any fees due the individual's legal counsel.~~ If the individual sought to  
16 be protected is represented by counsel appointed under s. 977.08 in a proceeding for  
17 the appointment of a guardian under s. ~~880.33~~ ch. 54, the court shall order the  
18 counsel appointed under s. 977.08 to represent under this section the individual  
19 sought to be protected.

20           **SECTION 1837.** 55.105 of the statutes is created to read:

21           **55.105 Appointment of counsel. (1)** In any situation under this chapter in  
22 which an adult individual has a right to be represented by legal counsel, the  
23 individual shall be referred as soon as practicable to the state public defender, who  
24 shall appoint counsel for the individual under s. 977.08 without a determination of  
25 indigency.

1           (2) In any situation under this chapter in which a minor has a right to be  
2 represented by legal counsel, legal counsel for the minor shall be appointed as  
3 provided in s. 48.23 (4).

4           (3) Notwithstanding subs. (1) and (2), an individual subject to proceedings  
5 under this chapter is entitled to retain counsel of his or her own choosing at his or  
6 her own expense.

7           **SECTION 1838.** 55.107 of the statutes is created to read:

8           **55.107 Reimbursement of counsel provided by the state.** (1) At or after  
9 the conclusion of a proceeding under this chapter in which the state public defender  
10 has provided legal counsel for an adult individual, the court may inquire as to the  
11 individual's ability to reimburse the state for the costs of representation. If the court  
12 determines that the individual is able to make reimbursement for all or part of the  
13 costs of representation, the court may order the individual to reimburse the state an  
14 amount not to exceed the maximum amount established by the public defender board  
15 under s. 977.075 (4). Upon the court's request, the state public defender shall  
16 conduct a determination of indigency under s. 977.07 and report the results of the  
17 determination to the court.

18           (2) Reimbursement ordered under this section shall be made to the clerk of  
19 courts of the county where the proceedings took place. The clerk of courts shall  
20 transmit payments under this section to the county treasurer, who shall deposit 25  
21 percent of the payment amount in the county treasury and transmit the remainder  
22 to the secretary of administration. Payments transmitted to the secretary of  
23 administration shall be deposited in the general fund and credited to the  
24 appropriation account under s. 20.550 (1) (L).

1           **(3)** By January 31st of each year, the clerk of courts for each county shall report  
2 to the state public defender the total amount of reimbursements ordered under sub.  
3 (1) in the previous calendar year and the total amount of reimbursements paid to the  
4 clerk under sub. (2) in the previous year.

5           **SECTION 1839.** 55.135 (1) of the statutes is amended to read:

6           55.135 **(1)** If, ~~upon a credible report to or~~, from personal observation of, or a  
7 reliable report made by a person who identifies himself or herself to, a sheriff, police  
8 officer, fire fighter, guardian, if any, or authorized representative of a county  
9 department or an agency with which it contracts under s. 55.02 (2), it appears  
10 probable that an individual is so totally incapable of providing for his or her own care  
11 or custody as to create a substantial risk of serious physical harm to himself or herself  
12 or others as a result of developmental disabilities, degenerative brain disorder,  
13 serious and persistent mental illness, or other like incapacities if not immediately  
14 placed, the individual ~~under this paragraph who received the credible report or who~~  
15 personally made the observation or to whom the report is made may take into custody  
16 and transport the individual to an appropriate medical or protective placement  
17 facility. The person making emergency protective placement shall prepare a  
18 statement at the time of detention providing specific factual information concerning  
19 the person's observations or reports made to the person and the basis for emergency  
20 placement. The statement shall be filed with the director of the facility and with any  
21 petition under s. 55.075. At the time of emergency protective placement the  
22 individual shall be informed by the director of the facility or the director's designee,  
23 orally and in writing, of his or her right to contact an attorney and a member of his  
24 or her immediate family and the right to have an attorney provided at public  
25 expense, as provided under ~~s. 967.06 and ch. 977, if the individual is a minor or is~~

1 ~~indigent~~ s. 55.105. The director or designee shall also provide the individual with  
2 a copy of the statement by the person making emergency protective placement.

3 **SECTION 1840.** 55.14 (7) of the statutes is amended to read:

4 55.14 (7) Upon the filing of a petition under this section, the court shall ~~appoint~~  
5 make a referral for appointment of legal counsel as provided under s. 55.105. A  
6 petition under this section shall be heard ~~under s. 55.10 (4) (a) s. 55.06~~ within 30 days  
7 after it is filed.

8 **SECTION 1841.** 55.15 (7) (cm) of the statutes is amended to read:

9 55.15 (7) (cm) The court shall ~~appoint counsel for~~ refer the individual under  
10 protective placement for appointment of legal counsel as provided under s. 55.105 if  
11 the individual, the individual's guardian ad litem, or anyone on the individual's  
12 behalf requests that counsel be appointed for the individual,

13 **SECTION 1842.** 55.18 (3) (c) (intro.) of the statutes is amended to read:

14 55.18 (3) (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
15 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~  
16 indigency determinations under s. 977.07 (1) for appointment of legal counsel under  
17 s. 55.105 if any of the following apply:

18 **SECTION 1843.** 55.19 (3) (c) (intro.) of the statutes is amended to read:

19 55.19 (3) (c) (intro.) The court shall ~~order legal counsel for~~ refer an individual  
20 and, if the individual appears to be indigent, ~~refer him or her to the authority for~~  
21 indigency determinations under s. 977.07 (1) for appointment of legal counsel under  
22 s. 55.105 if any of the following apply:

23 **SECTION 1844.** 59.22 (2) (c) 2. of the statutes is amended to read:

24 59.22 (2) (c) 2. No action of the board may be contrary to or in derogation of the  
25 rules of the department of ~~workforce development~~ children and families under s.

1 49.78 (4) to (7) relating to employees administering old-age assistance, aid to  
2 families with dependent children, aid to the blind, or aid to totally and permanently  
3 disabled persons or ss. 63.01 to 63.17.

4 **SECTION 1845.** 59.40 (2) (p) of the statutes is amended to read:

5 59.40 (2) (p) Cooperate with the department of ~~workforce development~~ children  
6 and families with respect to the child and spousal support and establishment of  
7 paternity and medical support liability program under ss. 49.22 and 59.53 (5), and  
8 provide that department with any information from court records which it requires  
9 to administer that program.

10 **SECTION 1846.** 59.52 (4) (a) 18. of the statutes is amended to read:

11 59.52 (4) (a) 18. Case records and other record material of all public assistance  
12 that are kept as required under ch. 49, if no payments have been made for at least  
13 3 years and if a face sheet or similar record of each case and a financial record of all  
14 payments for each aid account are preserved in accordance with rules adopted by the  
15 department of health and family services or by the department of ~~workforce~~  
16 ~~development~~ children and families. If the department of health and family services  
17 or the department of ~~workforce development~~ children and families has preserved  
18 such case records and other record material on computer disc or tape or similar  
19 device, a county may destroy the original records and record material under rules  
20 adopted by the department that has preserved those case records or other record  
21 material.

22 **SECTION 1847.** 59.53 (3) of the statutes is amended to read:

23 59.53 (3) COMMUNITY ACTION AGENCIES. The board may appropriate funds for  
24 promoting and assisting any community action agency under s. 46.30 49.265.

25 **SECTION 1848.** 59.53 (5) (a) of the statutes is amended to read:

1           59.53 (5) (a) The board shall contract with the department of ~~workforce~~  
2     ~~development~~ children and families to implement and administer the child and  
3     spousal support and establishment of paternity and the medical support liability  
4     programs provided for by Title IV of the federal social security act. The board may  
5     designate by board resolution any office, officer, board, department, or agency, except  
6     the clerk of circuit court, as the county child support agency. The board or county  
7     child support agency shall implement and administer the programs in accordance  
8     with the contract with the department of ~~workforce development~~ children and  
9     families. The attorneys responsible for support enforcement under sub. (6) (a),  
10    circuit court commissioners, and all other county officials shall cooperate with the  
11    county and the department of ~~workforce development~~ children and families as  
12    necessary to provide the services required under the programs. The county shall  
13    charge the fee established by the department of ~~workforce development~~ children and  
14    families under s. 49.22 for services provided under this paragraph to persons not  
15    receiving benefits under s. 49.148 or 49.155 or assistance under s. ~~46.261~~ 48.645,  
16    ~~49.19~~, or 49.47.

17           **SECTION 1849.** 59.53 (5) (a) of the statutes, as affected by 2007 Wisconsin Act  
18    .... (this act), is amended to read:

19           59.53 (5) (a) The board shall contract with the department of children and  
20    families to implement and administer the child and spousal support and  
21    establishment of paternity and the medical support liability programs provided for  
22    by Title IV of the federal social security act. The board may designate by board  
23    resolution any office, officer, board, department or agency, except the clerk of circuit  
24    court, as the county child support agency. The board or county child support agency  
25    shall implement and administer the programs in accordance with the contract with

1 the department of children and families. The attorneys responsible for support  
2 enforcement under sub. (6) (a), circuit court commissioners and all other county  
3 officials shall cooperate with the county and the department of children and families  
4 as necessary to provide the services required under the programs. The county shall  
5 charge the fee established by the department of children and families under s. 49.22  
6 for services provided under this paragraph to persons not receiving benefits under  
7 s. 49.148 or 49.155 or assistance under s. 48.645, 49.19, ~~or 49.46, 49.465, 49.47,~~  
8 49.471, or 49.472.

9 **SECTION 1850.** 59.53 (5) (b) of the statutes is amended to read:

10 59.53 (5) (b) The county child support agency under par. (a) shall electronically  
11 enter into the statewide data system related to child and spousal support payments  
12 that is operated by the department of ~~workforce development~~ children and families  
13 the terms of any order made or judgment granted in the circuit court of the county  
14 requiring payments under s. 948.22 (7) or ch. 767 or 769 that are directed under s.  
15 767.57 (1) to be paid to the department of ~~workforce development~~ children and  
16 families or its designee. The county child support agency shall enter the terms of any  
17 such order or judgment within the time required by federal law and shall enter  
18 revisions ordered by the court to any order or judgment the terms of which are  
19 maintained on the data system.

20 **SECTION 1852.** 59.69 (15) (intro.) of the statutes is amended to read:

21 59.69 (15) COMMUNITY AND OTHER LIVING ARRANGEMENTS. (intro.) For purposes  
22 of this section, the location of a community living arrangement for adults, as defined  
23 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
24 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in

1 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any municipality,  
2 shall be subject to the following criteria:

3 **SECTION 1853.** 59.69 (15) (c) of the statutes is amended to read:

4 59.69 (15) (c) ~~Where~~ If the community living arrangement has capacity for 8  
5 or fewer persons being served by the program, meets the criteria listed in pars. (a)  
6 and (b), and is licensed, operated, or permitted under the authority of the department  
7 of health and family services or the department of children and families, that facility  
8 is entitled to locate in any residential zone, without being required to obtain special  
9 zoning permission except as provided in par. (i).

10 **SECTION 1854.** 59.69 (15) (d) of the statutes is amended to read:

11 59.69 (15) (d) ~~Where~~ If the community living arrangement has capacity for 9  
12 to 15 persons being served by the program, meets the criteria listed in pars. (a) and  
13 (b), and is licensed, or operated, or permitted under the authority of the department  
14 of health and family services or the department of children and families, the facility  
15 is entitled to locate in any residential area except areas zoned exclusively for  
16 single-family or 2-family residences, except as provided in par. (i), but is entitled to  
17 apply for special zoning permission to locate in those areas. The municipality may  
18 grant special zoning permission at its discretion and shall make a procedure  
19 available to enable such facilities to request such permission.

20 **SECTION 1855.** 59.69 (15) (e) of the statutes is amended to read:

21 59.69 (15) (e) ~~Where~~ If the community living arrangement has capacity for  
22 serving 16 or more persons, meets the criteria listed in pars. (a) and (b), and is  
23 licensed, operated, or permitted under the authority of the department of health and  
24 family services or the department of children and families, that facility is entitled to  
25 apply for special zoning permission to locate in areas zoned for residential use. The



1 municipality may grant special zoning permission at its discretion and shall make  
2 a procedure available to enable such facilities to request such permission.

3 **SECTION 1856.** 59.69 (15) (f) of the statutes is amended to read:

4 59.69 (15) (f) The department of health and family services shall designate a  
5 single subunit within the that department to maintain appropriate records  
6 indicating the location and the capacity of each community living arrangement for  
7 adults, and the information shall be available to the public. The department of  
8 children and families shall designate a single subunit within that department to  
9 maintain appropriate records indicating the location and the capacity of each  
10 community living arrangement for children, and the information shall be available  
11 to the public.

12 **SECTION 1857.** 59.69 (15) (h) of the statutes is amended to read:

13 59.69 (15) (h) The attorney general shall take action, upon the request of the  
14 department of health and family services or the department of children and families,  
15 to enforce compliance with this subsection.

16 **SECTION 1860m.** 60.37 (4) (a) of the statutes is amended to read:

17 60.37 (4) (a) An elected town officer, other than a town clerk, a town treasurer,  
18 or an officer serving in a combined office of town clerk and town treasurer, who also  
19 serves as a town employee may be paid an hourly wage for serving as a town  
20 employee, not exceeding a total of \$5,000 each year. An elected town officer, who is  
21 a town clerk, a town treasurer, or an officer serving in a combined office of town clerk  
22 and town treasurer, who also serves as a town employee may be paid an hourly wage  
23 for serving as a town employee, not exceeding a total of \$15,000 each year. Amounts  
24 that are paid under this paragraph may be paid in addition to any amount that an  
25 individual receives under s. 60.32 or as a volunteer fire fighter, emergency medical

1 technician, or first responder under s. 66.0501 (4). The \$5,000 maximum in this  
2 paragraph includes amounts paid to a town board supervisor who is acting as  
3 superintendent of highways under s. 82.03 (1).

4 **SECTION 1861.** 60.63 (intro.) of the statutes is amended to read:

5 **60.63 Community and other living arrangements.** (intro.) For purposes  
6 of s. 60.61, the location of a community living arrangement for adults, as defined in  
7 s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
8 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
9 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any town shall  
10 be subject to the following criteria:

11 **SECTION 1862.** 60.63 (4) of the statutes is amended to read:

12 60.63 (4) If the community living arrangement has capacity for 8 or fewer  
13 persons being served by the program, meets the criteria listed in subs. (1) and (2),  
14 and is licensed, operated, or permitted under the authority of the department of  
15 health and family services or the department of children and families, the  
16 community living arrangement is entitled to locate in any residential zone, without  
17 being required to obtain special zoning permission except as provided under sub.  
18 (10).

19 **SECTION 1863.** 60.63 (5) of the statutes is amended to read:

20 60.63 (5) In all cases where the community living arrangement has capacity  
21 for 9 to 15 persons being served by the program, meets the criteria listed in subs. (1)  
22 and (2), and is licensed, operated, or permitted under the authority of the department  
23 of health and family services or the department of children and families, that facility  
24 is entitled to locate in any residential area except areas zoned exclusively for  
25 single-family or 2-family residences except as provided in sub. (10), but is entitled

1 to apply for special zoning permission to locate in those areas. The town may grant  
2 such special zoning permission at its discretion and shall make a procedure available  
3 to enable such facilities to request such permission.

4 **SECTION 1864.** 60.63 (6) of the statutes is amended to read:

5 60.63 (6) In all cases where the community living arrangement has capacity  
6 for serving 16 or more persons, meets the criteria listed in subs. (1) and (2), and is  
7 licensed, operated, or permitted under the authority of the department of health and  
8 family services or the department of children and families, that facility is entitled to  
9 apply for special zoning permission to locate in areas zoned for residential use. The  
10 town may grant such special zoning permission at its discretion and shall make a  
11 procedure available to enable such facilities to request such permission.

12 **SECTION 1865.** 60.63 (7) of the statutes is amended to read:

13 60.63 (7) The department of health and family services shall designate a single  
14 subunit within ~~the~~ that department to maintain appropriate records indicating the  
15 location and the capacity of each community living arrangement for adults, and such  
16 information shall be available to the public. The department of children and families  
17 shall designate a single subunit within that department to maintain appropriate  
18 records indicating the location and the capacity of each community living  
19 arrangement for children, and such information shall be available to the public.

20 **SECTION 1866.** 60.63 (9) of the statutes is amended to read:

21 60.63 (9) The attorney general shall take all necessary action, upon the request  
22 of the department of health and family services or the department of children and  
23 families, to enforce compliance with this section.

24 **SECTION 1868.** 62.23 (7) (i) (intro.) of the statutes is amended to read:

1           62.23 (7) (i) *Community and other living arrangements.* (intro.) For purposes  
2 of this section, the location of a community living arrangement for adults, as defined  
3 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
4 (1), a foster home, as defined in s. 48.02 (6), a treatment foster home, as defined in  
5 s. 48.02 (17q), or an adult family home, as defined in s. 50.01 (1), in any city shall be  
6 subject to the following criteria:

7           **SECTION 1869.** 62.23 (7) (i) 3. of the statutes is amended to read:

8           62.23 (7) (i) 3. In all cases where the community living arrangement has  
9 capacity for 8 or fewer persons being served by the program, meets the criteria listed  
10 in subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
11 department of health and family services or the department of children and families,  
12 that facility is entitled to locate in any residential zone, without being required to  
13 obtain special zoning permission except as provided in subd. 9.

14           **SECTION 1870.** 62.23 (7) (i) 4. of the statutes is amended to read:

15           62.23 (7) (i) 4. In all cases where the community living arrangement has  
16 capacity for 9 to 15 persons being served by the program, meets the criteria listed in  
17 subds. 1. and 2., and is licensed, operated, or permitted under the authority of the  
18 department of health and family services or the department of children and families,  
19 that facility is entitled to locate in any residential area except areas zoned exclusively  
20 for single-family or 2-family residences except as provided in subd. 9., but is entitled  
21 to apply for special zoning permission to locate in those areas. The city may grant  
22 such special zoning permission at its discretion and shall make a procedure available  
23 to enable such facilities to request such permission.

24           **SECTION 1871.** 62.23 (7) (i) 5. of the statutes is amended to read:

1           62.23 (7) (i) 5. In all cases where the community living arrangement has  
2 capacity for serving 16 or more persons, meets the criteria listed in subds. 1. and 2.,  
3 and is licensed, operated, or permitted under the authority of the department of  
4 health and family services or the department of children and families, that facility  
5 is entitled to apply for special zoning permission to locate in areas zoned for  
6 residential use. The city may grant such special zoning permission at its discretion  
7 and shall make a procedure available to enable such facilities to request such  
8 permission.

9           **SECTION 1872.** 62.23 (7) (i) 6. of the statutes is amended to read:

10           62.23 (7) (i) 6. The department of health and family services shall designate  
11 a single subunit within ~~the~~ that department to maintain appropriate records  
12 indicating the location and number of persons served by each community living  
13 arrangement for adults, and such information shall be available to the public. The  
14 department of children and families shall designate a single subunit within that  
15 department to maintain appropriate records indicating the location and number of  
16 persons served by each community living arrangement for children, and such  
17 information shall be available to the public.

18           **SECTION 1873.** 62.23 (7) (i) 8. of the statutes is amended to read:

19           62.23 (7) (i) 8. The attorney general shall take all necessary action, upon the  
20 request of the department of health and family services or the department of children  
21 and families, to enforce compliance with this paragraph.

22           **SECTION 1874.** 66.0137 (3) of the statutes is amended to read:

23           66.0137 (3) HEALTH INSURANCE FOR UNEMPLOYED PERSONS. Any city, village,  
24 town, or county may purchase health or dental insurance for unemployed persons

1 residing in the city, village, town, or county who are not eligible for medical  
2 assistance under s. 49.46, 49.468 ~~or~~, 49.47, or 49.471 (4) (a) or (b).

3 **SECTION 1874c.** 66.0137 (4) of the statutes is amended to read:

4 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or  
5 a village provides health care benefits under its home rule power, or if a town  
6 provides health care benefits, to its officers and employees on a self-insured basis,  
7 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),  
8 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4), (5),  
9 and (6), 632.895 (9) to ~~(14)~~ (15), 632.896, and 767.513 (4).

10 **SECTION 1875m.** 66.0203 (11) of the statutes is created to read:

11 66.0203 (11) TOWN OF LEDGEVIEW IN BROWN COUNTY MAY BECOME A VILLAGE. (a)  
12 The town of Ledgeview, in Brown County, may become a village if the town holds, and  
13 approves, an incorporation referendum as described in s. 66.0211 (3). None of the  
14 other procedures contained in ss. 66.0201 to 66.0213 need to be fulfilled, and no  
15 approval by the department's incorporation review board under s. 66.0207 is  
16 necessary for the town to become a village.

17 (b) The town of Ledgeview, in Brown County, shall enter into a boundary  
18 agreement with the city of De Pere, under s. 66.0307, except that the agreement need  
19 not be completed before the town holds a referendum on incorporation, as described  
20 in s. 66.0211 (3).

21 **SECTION 1875p.** 66.0229 of the statutes is renumbered 66.0229 (1).

22 **SECTION 1875r.** 66.0229 (1) (title) of the statutes is created to read:

23 66.0229 (1) (title) GENERAL PROCEDURES.

24 **SECTION 1875s.** 66.0229 (2) of the statutes is created to read:

1           66.0229 (2) TOWN OF ROCHESTER IN RACINE COUNTY AND THE VILLAGE OF  
2 ROCHESTER MAY CONSOLIDATE. The town of Rochester, in Racine County, and the  
3 village of Rochester may consolidate if all of the procedures contained sub. (1) are  
4 fulfilled, except that the consolidation ordinance need not be submitted to the circuit  
5 court for a determination and the department of administration for a public interest  
6 finding, as otherwise required, and the consolidation may be completed without any  
7 circuit court determination or department of administration findings.

8           **SECTION 1875t.** 66.0230 (1) (a) of the statutes is amended to read:

9           66.0230 (1) (a) In addition to the method described in s. 66.0229 (1) and subject  
10 to subs. (2), (3), and (4) and to s. 66.0307 (7), all or part of a town may consolidate with  
11 a contiguous city or village by ordinance passed by a two-thirds vote of all of the  
12 members of each board or council and ratified by the electors at a referendum held  
13 in each municipality.

14           **SECTION 1876.** 66.0301 (1) (a) of the statutes is amended to read:

15           66.0301 (1) (a) In this section “municipality” means the state or any  
16 department or agency thereof, or any city, village, town, county, school district, public  
17 library system, public inland lake protection and rehabilitation district, sanitary  
18 district, farm drainage district, metropolitan sewerage district, sewer utility district,  
19 solid waste management system created under s. 59.70 (2), local exposition district  
20 created under subch. II of ch. 229, local professional baseball park district created  
21 under subch. III of ch. 229, local professional football stadium district created under  
22 subch. IV of ch. 229, a local cultural arts district created under subch. V of ch. 229,  
23 family long-term care district under s. 46.2895, water utility district, mosquito  
24 control district, municipal electric company, county or city transit commission,

1 commission created by contract under this section, taxation district, regional  
2 planning commission, or city-county health department.

3 **SECTION 1877.** 66.0601 (1) (b) of the statutes is amended to read:

4 66.0601 (1) (b) *Payments for abortions restricted.* No city, village, town, family  
5 long-term care district under s. 46.2895 or agency or subdivision of a city, village or  
6 town may authorize funds for or pay to a physician or surgeon or a hospital, clinic  
7 or other medical facility for the performance of an abortion except those permitted  
8 under and which are performed in accordance with s. 20.927.

9 **SECTION 1878.** 66.0601 (1) (c) of the statutes is amended to read:

10 66.0601 (1) (c) *Payments for abortion-related activity restricted.* No city,  
11 village, town, family long-term care district under s. 46.2895 or agency or  
12 subdivision of a city, village or town may authorize payment of funds for a grant,  
13 subsidy or other funding involving a pregnancy program, project or service if s.  
14 20.9275 (2) applies to the pregnancy program, project or service.

15 **SECTION 1879.** 66.0602 (1) (am) of the statutes is created to read:

16 66.0602 (1) (am) “Joint fire department” means a joint fire department  
17 organized under s. 61.65 (2) (a) 3. or 62.13 (2m), or a joint fire department organized  
18 by any combination of 2 or more cities, villages, or towns under s. 66.0301 (2).

19 **SECTION 1880.** 66.0602 (1) (b) of the statutes is amended to read:

20 66.0602 (1) (b) “Penalized excess” means the levy, in an amount that is at least  
21 \$500 over the limit under sub. (2) for the political subdivision, not including any  
22 amount that is excepted from the limit under subs. (3), (4), and (5).

23 **SECTION 1881.** 66.0602 (1) (d) of the statutes is amended to read:

24 66.0602 (1) (d) “Valuation factor” means a percentage equal to the greater of  
25 either 4 percent or the percentage change in the political subdivision’s January 1



1 equalized value due to new construction less improvements removed between the  
2 previous year and the current year, but not less than 2. Except as provided in subs.  
3 (3), (4), and (5), no political subdivision may increase its levy in any year by a  
4 percentage that exceeds the political subdivision's valuation factor. In determining  
5 its levy in any year, a city, village, or town shall subtract any tax increment that is  
6 calculated under s. 60.85 (1) (L) or 66.1105 (2) (i).

7 **SECTION 1882.** 66.0602 (2) of the statutes is created to read:

8 66.0602 (2) LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political  
9 subdivision may increase its levy in 2007 or 2008 by a percentage that exceeds the  
10 political subdivision's valuation factor. The base amount in any year, to which the  
11 limit under this section applies, shall be the maximum allowable levy for the  
12 immediately preceding year. In determining its levy in any year, a city, village, town,  
13 or county shall subtract any tax increment that is calculated under s. 59.57 (3) (a),  
14 60.85 (1) (L), or 66.1105 (2) (i).

15 **SECTION 1884.** 66.0602 (3) (e) of the statutes is renumbered 66.0602 (3) (e)  
16 (intro.) and amended to read:

17 66.0602 (3) (e) (intro.) The limit otherwise applicable under this section does  
18 not apply to the amount that a county levies in that year for a county children with  
19 disabilities education board. any of the following:

20 **SECTION 1885.** 66.0602 (3) (e) 1. of the statutes is created to read:

21 66.0602 (3) (e) 1. The amount that a county levies in that year for a county  
22 children with disabilities education board.

23 **SECTION 1886.** 66.0602 (3) (e) 2. of the statutes is created to read:

24 66.0602 (3) (e) 2. The amount that a 1st class city levies in that year for school  
25 purposes.

1           **SECTION 1887.** 66.0602 (3) (e) 3. of the statutes is created to read:

2           66.0602 (3) (e) 3. The amount that a county levies in that year under s. 82.08  
3 (2) for bridge and culvert construction and repair.

4           **SECTION 1888.** 66.0602 (3) (e) 4. of the statutes is created to read:

5           66.0602 (3) (e) 4. The amount that a county levies in that year to make  
6 payments to public libraries under s. 43.12.

7           **SECTION 1889.** 66.0602 (3) (e) 5. of the statutes is created to read:

8           66.0602 (3) (e) 5. The amount that a political subdivision levies in that year to  
9 make up any revenue shortfall for the debt service on a revenue bond issued under  
10 s. 66.0621.

11           **SECTION 1890.** 66.0602 (3) (f) of the statutes is repealed.

12           **SECTION 1891.** 66.0602 (3) (h) 1. of the statutes is amended to read:

13           66.0602 (3) (h) 1. Subject to subd. 2., the limit otherwise applicable under this  
14 section does not apply to the amount that a city, village, or town levies in that year  
15 to pay for charges assessed by a joint fire department ~~organized under s. 61.65 (2)~~  
16 ~~(a) 3. or 62.13 (2m)~~, but only to the extent that the amount levied to pay for such  
17 charges would cause the city, village, or town to exceed the limit that is otherwise  
18 applicable under this section.

19           **SECTION 1892.** 66.0602 (4) (a) of the statutes is amended to read:

20           66.0602 (4) (a) A political subdivision may exceed the levy increase limit under  
21 sub. (2) if its governing body adopts a resolution to that effect and if the resolution  
22 is approved in a referendum. The resolution shall specify the proposed amount of  
23 increase in the levy beyond the amount that is allowed under sub. (2), and shall  
24 specify whether the proposed amount of increase is for the next fiscal year only or if  
25 it will apply on an ongoing basis. With regard to a referendum relating to the 2005

1     levy, or any levy in an odd-numbered year thereafter, the political subdivision may  
2     call a special referendum for the purpose of submitting the resolution to the electors  
3     of the political subdivision for approval or rejection. With regard to a referendum  
4     relating to the 2006 levy, or any levy in an even-numbered year thereafter, the  
5     referendum shall be held at the next succeeding spring primary or election or  
6     September primary or general election.

7           **SECTION 1893.** 66.0602 (4) (d) of the statutes is amended to read:

8           66.0602 (4) (d) Within 14 days after the referendum, the clerk of the political  
9     subdivision shall certify the results of the referendum to the department of revenue.  
10    The levy increase limit otherwise applicable to the political subdivision under this  
11    section is increased in the next fiscal year by the percentage approved by a majority  
12    of those voting on the question. If the resolution specifies that the increase is for one  
13    year only, the amount of the increase shall be subtracted from the base used to  
14    calculate the limit for the 2nd succeeding fiscal year.

15          **SECTION 1894.** 66.0602 (5) of the statutes is amended to read:

16          66.0602 (5) EXCEPTION, CERTAIN TOWNS. A town with a population of less than  
17    2,000 may exceed the levy increase limit otherwise applicable under this section to  
18    the town if the town board adopts a resolution supporting an increase and places the  
19    question on the agenda of an annual town meeting or a special town meeting and if  
20    the annual or special town meeting adopts a resolution endorsing the town board's  
21    resolution. The limit otherwise applicable to the town under this section is increased  
22    in the next fiscal year by the percentage approved by a majority of those voting on  
23    the question. Within 14 days after the adoption of the resolution, the town clerk shall  
24    certify the results of the vote to the department of revenue.

25          **SECTION 1895.** 66.0602 (6) (intro.) of the statutes is amended to read:

1           66.0602 (6) PENALTIES. (intro.) If Except as provided in sub. (6m), if the  
2 department of revenue determines that a political subdivision has a penalized excess  
3 in any year, the department of revenue shall do all of the following:

4           **SECTION 1896.** 66.0602 (6) (c) of the statutes is amended to read:

5           66.0602 (6) (c) Ensure that the amount of the penalized excess is not included  
6 in determining the limit described under sub. (2) for the political subdivision for the  
7 following year.

8           **SECTION 1897.** 66.0602 (6) (d) of the statutes is created to read:

9           66.0602 (6) (d) Ensure that, if a political subdivision's penalized excess exceeds  
10 the amount of aid payment that may be reduced under par. (a), the excess amount  
11 is subtracted from the aid payments under par. (a) in the following years until the  
12 total amount of penalized excess is subtracted from the aid payments.

13           **SECTION 1898.** 66.0602 (6m) of the statutes is created to read:

14           66.0602 (6m) MISTAKES IN LEVIES. The department of revenue may issue a  
15 finding that a political subdivision is not liable for a penalty that would otherwise  
16 be imposed under sub. (6) if the department determines that the political  
17 subdivision's penalized excess is caused by one of the following clerical errors:

18           (a) The department, through mistake or inadvertence, has assessed to any  
19 county or taxation district, in the current year or in the previous year, a greater or  
20 less valuation for any year than should have been assessed, causing the political  
21 subdivision's levy to be erroneous in a way that directly causes a penalized excess.

22           (b) A taxation district clerk or a county clerk, through mistake or inadvertence  
23 in preparing or delivering the tax roll, causes a political subdivision's levy to be  
24 erroneous in a way that directly causes a penalized excess.

25           **SECTION 1899.** 66.0602 (7) of the statutes is repealed.

1           **SECTION 1901m.** 66.0615 (1m) (e) 3. of the statutes is created to read:

2           66.0615 **(1m)** (e) 3. A district adopting a resolution to impose the taxes under  
3           subd. 1. or 2. shall deliver a certified copy of the resolution to the secretary of revenue  
4           at least 120 days before its effective date.

5           **SECTION 1902.** 66.0615 (1m) (f) 2. of the statutes is amended to read:

6           66.0615 **(1m)** (f) 2. Sections 77.51 (12m), (14) (~~e~~), (~~f~~) and (~~j~~) and, (14g), (15a),  
7           and (15b), 77.52 (3), (4), (~~6~~) and (13), (14), (18), and (19), 77.522, 77.58 (1) to (5), (6m),  
8           and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8), (9), and (12) to (~~14~~) (15), and  
9           77.62, as they apply to the taxes under subch. III of ch. 77, apply to the tax described  
10          under subd. 1.

11          **SECTION 1904.** 66.1017 (1) (a) of the statutes is amended to read:

12          66.1017 **(1)** (a) “Family day care home” means a dwelling licensed as a day care  
13          center by the department of ~~health and family services~~ children and families under  
14          s. 48.65 where care is provided for not more than 8 children.

15          **SECTION 1915.** 69.14 (1) (cm) of the statutes is amended to read:

16          69.14 **(1)** (cm) *Information concerning paternity.* For a birth which occurs en  
17          route to or at a hospital, the filing party shall give the mother a copy of the pamphlet  
18          under s. 69.03 (14). If the child’s parents are not married at the time of the child’s  
19          birth, the filing party shall give the mother a copy of the form prescribed by the state  
20          registrar under s. 69.15 (3) (b) 3. The filing party shall ensure that trained,  
21          designated hospital staff provide to the child’s available parents oral information or  
22          an audio or video presentation and written information about the form and the  
23          significance and benefits of, and alternatives to, establishing paternity, before the  
24          parents sign the form. The filing party shall also provide an opportunity to complete  
25          the form and have the form notarized in the hospital. If the mother provides a

1 completed form to the filing party while she is a patient in the hospital and within  
2 5 days after the birth, the filing party shall send the form directly to the state  
3 registrar. The department of ~~workforce development~~ children and families shall pay  
4 the filing party a financial incentive for correctly filing a form within 60 days after  
5 the child's birth.

6 **SECTION 1917.** 69.15 (3) (b) 3. of the statutes is amended to read:

7 69.15 (3) (b) 3. Except as provided under par. (c), if the state registrar receives  
8 a statement acknowledging paternity on a form prescribed by the state registrar and  
9 signed by both parents, and by a parent or legal guardian of any parent who is under  
10 the age of 18 years, along with the fee under s. 69.22, the state registrar shall insert  
11 the name of the father under subd. 1. The state registrar shall mark the certificate  
12 to show that the form is on file. The form shall be available to the department of  
13 ~~workforce development~~ children and families or a county child support agency under  
14 s. 59.53 (5) pursuant to the program responsibilities under s. 49.22 or to any other  
15 person with a direct and tangible interest in the record. The state registrar shall  
16 include on the form for the acknowledgment the information in s. 767.805 and the  
17 items in s. 767.813 (5g).

18 **SECTION 1918.** 69.20 (3) (f) of the statutes is amended to read:

19 69.20 (3) (f) The state or a local registrar may disclose a social security number  
20 on a vital record to the department of ~~workforce development~~ children and families  
21 or a county child support agency under s. 59.53 (5) in response to a request under s.  
22 49.22 (2m).

23 **SECTION 1918g.** 69.22 (1) (a) of the statutes is amended to read:

1           69.22 (1) (a) Except as provided under par. (c), ~~\$7~~ \$20 for issuing one certified  
2 copy of a vital record and \$3 for any additional certified copy of the same vital record  
3 issued at the same time.

4           **SECTION 1918h.** 69.22 (1) (a) of the statutes, as affected by 2007 Wisconsin Act  
5 .... (this act), is amended to read:

6           69.22 (1) (a) Except as provided under par. (c), ~~\$20~~ \$7 for issuing one certified  
7 copy of a vital record and \$3 for any additional certified copy of the same vital record  
8 issued at the same time.

9           **SECTION 1918i.** 69.22 (1) (b) of the statutes is amended to read:

10          69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified  
11 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~or \$7~~ for verifying information  
12 about the event submitted by a requester without issuance of a copy, ~~\$7~~, and \$3 for  
13 any additional copy of the same vital record issued at the same time.

14          **SECTION 1918j.** 69.22 (1) (b) of the statutes, as affected by 2007 Wisconsin Act  
15 .... (this act), is amended to read:

16          69.22 (1) (b) Except as provided under par. (c), ~~\$20~~ for issuing an uncertified  
17 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~\$7~~ or for verifying information  
18 about the event submitted by a requester without issuance of a copy, \$7, and \$3 for  
19 any additional copy of the same vital record issued at the same time.

20          **SECTION 1918k.** 69.22 (1) (c) of the statutes is amended to read:

21          69.22 (1) (c) ~~Twelve~~ Twenty dollars for issuing an uncertified copy of a birth  
22 certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded to  
23 the secretary of administration as provided in sub. (1m) and credited to the  
24 appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional  
25 certified or uncertified copy of the same birth certificate issued at the same time.

1           **SECTION 1918L.** 69.22 (1) (c) of the statutes, as affected by 2007 Wisconsin Act  
2 .... (this act), is amended to read:

3           69.22 (1) (c) ~~Twenty~~ Twelve dollars for issuing an uncertified copy of a birth  
4 certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded to  
5 the secretary of administration as provided in sub. (1m) and credited to the  
6 appropriations under s. 20.433 (1) (g) and (h); and \$3 for issuing any additional  
7 certified or uncertified copy of the same birth certificate issued at the same time.

8           **SECTION 1918m.** 69.22 (1) (d) of the statutes is amended to read:

9           69.22 (1) (d) In addition to other fees under this subchapter, ~~\$10~~ \$20 for  
10 expedited service in issuing a vital record.

11           **SECTION 1918n.** 69.22 (1) (d) of the statutes, as affected by 2007 Wisconsin Act  
12 .... (this act), is amended to read:

13           69.22 (1) (d) In addition to other fees under this subchapter, ~~\$20~~ \$10 for  
14 expedited service in issuing a vital record.

15           **SECTION 1918p.** 69.22 (1m) of the statutes is amended to read:

16           69.22 (1m) ~~The Except as provided in sub. (1p), the~~ state registrar and any local  
17 registrar acting under this subchapter shall, for each copy of a birth certificate for  
18 which a fee under sub. (1) (c) is charged that is issued during a calendar quarter,  
19 forward to the secretary of administration for deposit in the appropriations under s.  
20 20.433 (1) (g) and (h) the amounts specified in sub. (1) (c) by the 15th day of the first  
21 month following the end of the calendar quarter.

22           **SECTION 1918q.** 69.22 (1m) of the statutes, as affected by 2007 Wisconsin Act  
23 .... (this act), is amended to read:

24           69.22 (1m) ~~Except as provided in sub. (1p), the~~ The state registrar and any local  
25 registrar acting under this subchapter shall, for each copy of a birth certificate for



1 which a fee under sub. (1) (c) is charged that is issued during a calendar quarter,  
2 forward to the secretary of administration for deposit in the appropriations under s.  
3 20.433 (1) (g) and (h) the amounts specified in sub. (1) (c) by the 15th day of the first  
4 month following the end of the calendar quarter.

5 **SECTION 1918r.** 69.22 (1p) of the statutes is created to read:

6 69.22 (1p) The state registrar and any local registrar acting under this  
7 subchapter shall forward to the secretary of administration for deposit in the  
8 appropriation account under s. 20.435 (1) (gm) all of the following:

9 (a) For any certified copy of a vital record that is issued before July 1, 2010, for  
10 which a fee of \$20 under sub. (1) (a) is charged, \$13.

11 (b) For any uncertified copy of a vital record that is issued before July 1, 2010,  
12 for which a fee of \$20 under sub. (1) (b) is charged, \$13.

13 (c) For any copy of a birth certificate that is issued before July 1, 2010, for which  
14 a fee of \$20 under sub. (1) (c) is charged, \$8.

15 (d) For expedited service in issuing a vital record before July 1, 2010, \$10.

16 **SECTION 1918s.** 69.22 (1p) of the statutes, as created by 2007 Wisconsin Act ....  
17 (this act), is repealed.

18 **SECTION 1930.** 69.30 (1) (am) of the statutes is renumbered 69.30 (1) (bd) and  
19 amended to read:

20 69.30 (1) (bd) “Family Long-term care district” has the meaning given in s.  
21 46.2805 (5) (7r).

22 **SECTION 1931.** 69.30 (2) of the statutes is amended to read:

23 69.30 (2) A financial institution, state agency, county department, Wisconsin  
24 works agency, service office or family long-term care district or an employee of a  
25 financial institution, state agency, county department, Wisconsin works agency,

1 service office or family long-term care district is not subject to s. 69.24 (1) (a) for  
2 copying a certified copy of a vital record for use by the financial institution, state  
3 agency, county department, Wisconsin works agency, service office or family  
4 long-term care district, including use under s. 45.04 (5), if the copy is marked “FOR  
5 ADMINISTRATIVE USE”.

6 **SECTION 1932.** 70.11 (2) of the statutes is amended to read:

7 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.  
8 Property owned by any county, city, village, town, school district, technical college  
9 district, public inland lake protection and rehabilitation district, metropolitan  
10 sewerage district, municipal water district created under s. 198.22, joint local water  
11 authority created under s. 66.0823, family long-term care district under s. 46.2895  
12 or town sanitary district; lands belonging to cities of any other state used for public  
13 parks; land tax-deeded to any county or city before January 2; but any residence  
14 located upon property owned by the county for park purposes that is rented out by  
15 the county for a nonpark purpose shall not be exempt from taxation. Except as to  
16 land acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed  
17 after August 17, 1961, to any such governmental unit or for its benefit while the  
18 grantor or others for his or her benefit are permitted to occupy the land or part thereof  
19 in consideration for the conveyance. Leasing the property exempt under this  
20 subsection, regardless of the lessee and the use of the leasehold income, does not  
21 render that property taxable.

22 **SECTION 1934f.** 70.11 (44) of the statutes is created to read:

23 70.11 (44) OLYMPIC ICE TRAINING CENTER. Beginning with the first assessment  
24 year in which the property would not otherwise be exempt from taxation under sub.  
25 (1), property owned by a nonprofit corporation that operates an Olympic Ice Training

1 Center on land purchased from the state, if the property is located or primarily used  
2 at the center. Property that is exempt under this subsection includes property leased  
3 to a nonprofit entity, regardless of the use of the leasehold income, and up to 6,000  
4 square feet of property leased to a for-profit entity, regardless of the use of the  
5 leasehold income.

6 **SECTION 1935.** 70.111 (23) of the statutes is amended to read:

7 70.111 (23) VENDING MACHINES. All machines that automatically dispense soda  
8 water beverages, as defined in s. 97.29 (1) (i), and items included as a food or beverage  
9 under s. 77.54 (20) (a) and (b) food and food ingredient, as defined in s. 77.51 (3t),  
10 upon the deposit in the machines of specified coins or currency, or insertion of a credit  
11 card, in payment for the ~~soda water beverages, food or beverages~~ food and food  
12 ingredient, as defined in s. 77.51 (3t).

13 **SECTION 1936.** 71.01 (6) (L) of the statutes is repealed.

14 **SECTION 1937.** 71.01 (6) (m) of the statutes is repealed.

15 **SECTION 1938.** 71.01 (6) (n) of the statutes is amended to read:

16 71.01 (6) (n) For taxable years that begin after December 31, 1998, and before  
17 January 1, 2000, for natural persons and fiduciaries, except fiduciaries of nuclear  
18 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
19 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
20 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
21 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
22 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
23 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431  
24 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406  
25 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of

1 P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
2 of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
3 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding  
4 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
5 (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
6 109-280, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
7 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.  
8 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
9 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
10 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
11 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
12 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
13 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
14 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,  
15 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections  
16 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,  
17 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,  
18 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
19 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
20 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
22 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for Wisconsin  
23 purposes at the same time as for federal purposes. Amendments to the federal  
24 Internal Revenue Code enacted after December 31, 1998, do not apply to this  
25 paragraph with respect to taxable years beginning after December 31, 1998, and

1 before January 1, 2000, except that changes to the Internal Revenue Code made by  
2 P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and  
3 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134,  
4 P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181,  
5 P.L. 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
6 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
7 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
8 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
9 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
10 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that  
11 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36,  
12 P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
13 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
14 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
15 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
16 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
17 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
18 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
19 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
20 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
21 purposes at the same time as for federal purposes.

22 **SECTION 1939.** 71.01 (6) (o) of the statutes is amended to read:

23 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before  
24 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear  
25 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal

1 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
2 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
3 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
4 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and  
5 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16,  
6 P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
7 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358,  
8 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
9 excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections  
10 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding  
11 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
12 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
13 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
14 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
15 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280  
16 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73,  
17 P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90,  
18 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
19 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
20 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.  
21 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
22 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
23 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
24 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
25 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.

1 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
2 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
3 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
4 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and  
5 P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
6 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,  
7 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
8 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
9 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
10 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for Wisconsin  
11 purposes at the same time as for federal purposes. Amendments to the federal  
12 Internal Revenue Code enacted after December 31, 1999, do not apply to this  
13 paragraph with respect to taxable years beginning after December 31, 1999, and  
14 before January 1, 2003, except that changes to the Internal Revenue Code made by  
15 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.  
16 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,  
17 P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147,  
18 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
19 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
20 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
21 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
22 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding  
23 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
24 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.

1 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
2 affect the provisions applicable to this subchapter made by P.L. 106-230, P.L.  
3 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
4 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
5 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
6 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
7 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
8 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
9 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
10 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
11 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
12 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
14 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the same time as for  
15 federal purposes.

16 **SECTION 1940.** 71.01 (6) (p) of the statutes is amended to read:

17 71.01 (6) (p) For taxable years that begin after December 31, 2002, and before  
18 January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear  
19 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
20 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
21 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
22 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
23 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
24 431 of P.L. 107-16, and ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as  
25 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.



1 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201  
2 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
3 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
4 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,  
5 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
6 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
7 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
8 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
9 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73,  
10 P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90,  
11 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
12 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
13 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.  
14 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
15 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
16 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
17 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
18 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
19 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181,  
20 P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201,  
21 and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L.  
22 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L.  
23 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L.  
24 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
25 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305,

1 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58,  
2 P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a),  
3 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding  
4 sections 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for  
5 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
6 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
7 paragraph with respect to taxable years beginning after December 31, 2002, and  
8 before January 1, 2004, except that changes to the Internal Revenue Code made by  
9 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
10 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
11 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
12 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,  
13 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.  
14 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
16 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
17 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
18 and changes that indirectly affect the provisions applicable to this subchapter made  
19 by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
20 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
21 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
22 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,  
23 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L.  
24 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
25 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections

1 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
2 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
3 apply for Wisconsin purposes at the same time as for federal purposes.

4 **SECTION 1941.** 71.01 (6) (q) of the statutes is amended to read:

5 71.01 (6) (q) For taxable years that begin after December 31, 2003, and before  
6 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear  
7 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
8 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
9 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
10 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
11 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
12 431 of P.L. 107-16, section sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
13 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,  
14 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
15 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
16 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,  
17 and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
18 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,  
19 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201  
20 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
21 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
22 109-280, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.  
23 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L.  
24 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
25 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),

1 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
2 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
3 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
4 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
5 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
6 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
7 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147,  
8 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
9 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
10 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
11 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
12 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
13 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L.  
14 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
15 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.  
16 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
17 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L.  
18 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
19 applies for Wisconsin purposes at the same time as for federal purposes.  
20 Amendments to the federal Internal Revenue Code enacted after December 31, 2003,  
21 do not apply to this paragraph with respect to taxable years beginning after  
22 December 31, 2003, and before January 1, 2005, except that changes to the Internal  
23 Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections  
24 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections  
25 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.

1 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
2 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
3 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
4 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
5 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
6 109-280, and changes that indirectly affect the provisions applicable to this  
7 subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections  
8 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections  
9 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
10 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
11 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
12 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
13 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
14 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
15 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 1942.** 71.01 (6) (r) of the statutes is amended to read:

17 71.01 (6) (r) For taxable years that begin after December 31, 2004, and before  
18 January 1, 2006, for natural persons and fiduciaries, except fiduciaries of nuclear  
19 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
20 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
21 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
22 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
23 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
24 P.L. 106-573, section 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L.  
25 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,

1 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, and sections 101, 201, 211,  
2 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and as amended by P.L.  
3 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301  
5 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to  
6 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151,  
7 P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L.  
8 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as  
9 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
10 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
11 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
12 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
13 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.  
14 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
15 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
16 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
17 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
18 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
19 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181,  
20 P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201,  
21 and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
22 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
23 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
24 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476,  
25 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
2 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
4 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
5 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280. The  
6 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
7 purposes. Amendments to the federal Internal Revenue Code enacted after  
8 December 31, 2004, do not apply to this paragraph with respect to taxable years  
9 beginning after December 31, 2004, and before January 1, 2006, except that changes  
10 to the Internal Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections  
11 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
12 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
13 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
14 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
15 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
16 sections 811 and 844 of P.L. 109-280, and changes that indirectly affect the  
17 provisions applicable to this subchapter made by P.L. 109-7, P.L. 109-58, excluding  
18 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
19 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
20 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
21 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
22 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
23 excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the  
24 same time as for federal purposes.

25 **SECTION 1943.** 71.01 (6) (s) of the statutes is created to read:

1           71.01 (6) (s) For taxable years that begin after December 31, 2005, and before  
2 January 1, 2007, for natural persons and fiduciaries, except fiduciaries of nuclear  
3 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal  
4 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,  
5 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
6 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
8 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
9 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
10 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
11 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
12 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
13 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
14 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
15 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
16 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
17 109–280, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
18 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L.  
19 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
20 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
21 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
22 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
23 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
24 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
25 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,



1 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
2 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.  
3 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections  
4 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201  
5 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
6 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,  
7 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.  
8 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,  
9 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding  
10 section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.  
11 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
12 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding  
13 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.  
14 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
15 applies for Wisconsin purposes at the same time as for federal purposes.  
16 Amendments to the federal Internal Revenue Code enacted after December 31, 2005,  
17 do not apply to this paragraph with respect to taxable years beginning after  
18 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
19 Revenue Code made by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and  
20 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844  
21 of P.L. 109-280, and changes that indirectly affect the provisions applicable to this  
22 subchapter made by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513  
23 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of  
24 P.L. 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1944.** 71.01 (6) (t) of the statutes is created to read:

1           71.01 (6) (t) For taxable years that begin after December 31, 2006, for natural  
2 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or  
3 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code  
4 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
5 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
6 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
7 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
8 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
9 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
10 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
11 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
12 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
13 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
14 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
15 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as  
16 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
17 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.  
18 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
19 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
20 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.  
21 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
22 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
23 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
24 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
25 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.

1 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.  
2 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
3 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
4 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316,  
5 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242,  
6 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L.  
7 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146  
9 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
10 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
11 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
12 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
13 excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code applies  
14 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
15 federal Internal Revenue Code enacted after December 31, 2006, do not apply to this  
16 paragraph with respect to taxable years beginning after December 31, 2006.

17 **SECTION 1945.** 71.01 (7r) (c) of the statutes is created to read:

18 71.01 (7r) (c) Notwithstanding sub. (6), section 101 of P.L. 109-222, related to  
19 extending the increased expense deduction under section 179 of the Internal  
20 Revenue Code, applies to property used in farming that is acquired and placed in  
21 service in taxable years beginning on or after January 1, 2008, and used by a person  
22 who is actively engaged in farming. For purposes of this paragraph, "actively  
23 engaged in farming" has the meaning given in 7 CFR 1400.201, and "farming" has  
24 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

25 **SECTION 1946.** 71.02 (1) of the statutes is amended to read:

1           71.02 (1) For the purpose of raising revenue for the state and the counties,  
2 cities, villages and towns, there shall be assessed, levied, collected and paid a tax on  
3 all net incomes of individuals and fiduciaries, except fiduciaries of nuclear  
4 decommissioning trust or reserve funds subject to the tax under s. 71.23 (2), by every  
5 natural person residing within the state or by his or her personal representative in  
6 case of death, and trusts resident within the state; by every nonresident natural  
7 person and trust of this state, upon such income as is derived from property located  
8 or business transacted within the state including, but not limited by enumeration,  
9 income derived from a limited partner's distributive share of partnership income,  
10 income derived from a limited liability company member's distributive share of  
11 limited liability company income, income derived from a covenant not to compete to  
12 the extent that the covenant was based on a Wisconsin-based activity, the state  
13 lottery under ch. 565, any multijurisdictional lottery under ch. 565 if the winning  
14 lottery ticket or lottery share was purchased from a retailer, as defined in s. 565.01  
15 (6), located in this state or from the department, winnings from a casino or bingo hall  
16 that is located in this state and that is operated by a Native American tribe or band  
17 and pari-mutuel wager winnings or purses under ch. 562, and also by every  
18 nonresident natural person upon such income as is derived from the performance of  
19 personal services within the state, except as exempted under s. 71.05 (1) to (3). Every  
20 natural person domiciled in the state shall be deemed to be residing within the state  
21 for the purposes of determining liability for income taxes and surtaxes. A  
22 single-owner entity that is disregarded as a separate entity under section 7701 of the  
23 Internal Revenue Code is disregarded as a separate entity under this chapter, and  
24 its owner is subject to the tax on the entity's income.

25           **SECTION 1947.** 71.04 (1) (a) of the statutes is amended to read:

1           71.04 (1) (a) All income or loss of resident individuals and resident estates and  
2 trusts shall follow the residence of the individual, estate or trust. Income or loss of  
3 nonresident individuals and nonresident estates and trusts from business, not  
4 requiring apportionment under sub. (4), (10) or (11), shall follow the situs of the  
5 business from which derived, except that all income that is realized from the sale of  
6 or purchase and subsequent sale or redemption of lottery prizes if the winning tickets  
7 were originally bought in this state shall be allocated to this state. All items of  
8 income, loss and deductions of nonresident individuals and nonresident estates and  
9 trusts derived from a tax-option corporation not requiring apportionment under  
10 sub. (9) shall follow the situs of the business of the corporation from which derived,  
11 except that all income that is realized from the sale of or purchase and subsequent  
12 sale or redemption of lottery prizes if the winning tickets were originally bought in  
13 this state shall be allocated to this state. Income or loss of nonresident individuals  
14 and nonresident estates and trusts derived from rentals and royalties from real  
15 estate or tangible personal property, or from the operation of any farm, mine or  
16 quarry, or from the sale of real property or tangible personal property shall follow the  
17 situs of the property from which derived. Income from personal services of  
18 nonresident individuals, including income from professions, shall follow the situs of  
19 the services. A nonresident limited partner's distributive share of partnership  
20 income shall follow the situs of the business, except that all income that is realized  
21 from the sale of or purchase and subsequent sale or redemption of lottery prizes if  
22 the winning tickets were originally bought in this state shall be allocated to this  
23 state. A nonresident limited liability company member's distributive share of  
24 limited liability company income shall follow the situs of the business, except that  
25 all income that is realized from the sale of or purchase and subsequent sale or

1 redemption of lottery prizes if the winning tickets were originally bought in this state  
2 shall be allocated to this state. Income of nonresident individuals, estates and trusts  
3 from the state lottery under ch. 565 is taxable by this state. Income of nonresident  
4 individuals, estates and trusts from any multijurisdictional lottery under ch. 565 is  
5 taxable by this state, but only if the winning lottery ticket or lottery share was  
6 purchased from a retailer, as defined in s. 565.01 (6), located in this state or from the  
7 department. Income of nonresident individuals, nonresident trusts and nonresident  
8 estates from pari-mutuel winnings or purses under ch. 562 is taxable by this state.  
9 Income of nonresident individuals, estates and trusts from winnings from a casino  
10 or bingo hall that is located in this state and that is operated by a Native American  
11 tribe or band shall follow the situs of the casino or bingo hall. Income derived by a  
12 nonresident individual from a covenant not to compete is taxable by this state to the  
13 extent that the covenant was based on a Wisconsin-based activity. All other income  
14 or loss of nonresident individuals and nonresident estates and trusts, including  
15 income or loss derived from land contracts, mortgages, stocks, bonds and securities  
16 or from the sale of similar intangible personal property, shall follow the residence of  
17 such persons, except as provided in par. (b) and sub. (9), except that all income that  
18 is realized from the sale of or purchase and subsequent sale or redemption of lottery  
19 prizes if the winning tickets were originally bought in this state shall be allocated  
20 to this state.

21 **SECTION 1947g.** 71.05 (1) (ae) of the statutes is created to read:

22 71.05 (1) (ae) *Pension, individual retirement income.* Except for a payment  
23 that is exempt under par. (a), (am), or (an), or that is exempt as a railroad retirement  
24 benefit, for taxable years beginning after December 31, 2008, up to \$5,000 of  
25 payments or distributions received each year by an individual from a qualified

1 retirement plan under the Internal Revenue Code or from an individual retirement  
2 account established under 26 USC 408, if all of the following conditions apply:

3 1. The individual is at least 65 years of age before the close of the taxable year  
4 to which the exemption claim relates.

5 2. If the individual is single or files as head of household, his or her federal  
6 adjusted gross income in the year to which the exemption claim relates is less than  
7 \$15,000.

8 3. If the individual is married and is a joint filer, the couple's federal adjusted  
9 gross income in the year to which the exemption claim relates is less than \$30,000.

10 4. If the individual is married and files a separate return, the sum of both  
11 spouses' federal adjusted gross income in the year to which the exemption claim  
12 relates is less than \$30,000.

13 **SECTION 1947i.** 71.05 (1) (am) of the statutes is amended to read:

14 71.05 (1) (am) *Military retirement systems.* All retirement payments received  
15 from the U.S. military employee retirement system, to the extent that such payments  
16 are not exempt under par. (a) or (ae).

17 **SECTION 1947j.** 71.05 (1) (an) of the statutes is amended to read:

18 71.05 (1) (an) *Uniformed services retirement benefits.* All retirement payments  
19 received from the U.S. government that relate to service with the coast guard, the  
20 commissioned corps of the national oceanic and atmospheric administration, or the  
21 commissioned corps of the public health service, to the extent that such payments are  
22 not exempt under par. (a), (ae), or (am).

23 **SECTION 1947m.** 71.05 (1) (c) 8. of the statutes is created to read:

24 71.05 (1) (c) 8. The Wisconsin Health and Educational Facilities Authority  
25 under s. 231.03 (6), on or after the effective date of this subdivision .... [revisor inserts

1 date], if the proceeds from the bonds or notes that are issued are used by a health  
2 facility, as defined in s. 231.01 (5), to fund the acquisition of information technology  
3 hardware or software.

4 **SECTION 1948.** 71.05 (6) (a) 15. of the statutes is amended to read:

5 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),  
6 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3h), (3n), (3p), (3s), (3t), (3w), ~~(5b)~~,  
7 ~~(5d)~~, and (5e), (5f), and (5h), (5i), (5j), and (5k) and not passed through by a  
8 partnership, limited liability company, or tax-option corporation that has added that  
9 amount to the partnership's, company's, or tax-option corporation's income under s.  
10 71.21 (4) or 71.34 (1) (g).

11 **SECTION 1949.** 71.05 (6) (a) 21. of the statutes is created to read:

12 71.05 (6) (a) 21. Any amount deducted as income attributable to domestic  
13 production activities under section 199 of the Internal Revenue Code if the  
14 individual claiming the deduction is a nonresident or part-year resident of this state  
15 and if the domestic production activities income is not attributable to a trade or  
16 business that is taxable by this state.

17 **SECTION 1950.** 71.05 (6) (a) 22. of the statutes is created to read:

18 71.05 (6) (a) 22. If an individual is a nonresident or part-year resident of this  
19 state and a portion of the amount the individual deducted as income attributable to  
20 domestic production activities under section 199 of the Internal Revenue Code is  
21 attributable to a trade or business that is taxable by this state, the amount deducted  
22 under section 199 for federal income tax purposes and in excess of that amount,  
23 multiplied by a fraction, the numerator of which is the individual's net earnings from  
24 the trade or business that is taxable by this state and the denominator of which is



1 the individual's total net earnings from the trade or business to which the deduction  
2 under section 199 of the Internal Revenue Code applies.

3 **SECTION 1951.** 71.05 (6) (a) 23. of the statutes is created to read:

4 71.05 (6) (a) 23. Any amount deducted by an individual under section 62 (a) (20)  
5 of the Internal Revenue Code related to attorney fees or court costs, involving an  
6 unlawful discrimination claim, if the individual is a nonresident or part-year  
7 resident of this state and if the judgment or settlement resulting from the claim is  
8 not taxable by this state.

9 **SECTION 1951m.** 71.05 (6) (b) 4. of the statutes is amended to read:

10 71.05 (6) (b) 4. Disability payments other than disability payments that are  
11 paid from a retirement plan, the payments from which are exempt under sub. (1) (ae),  
12 (am), and (an), if the individual either is single or is married and files a joint return,  
13 to the extent those payments are excludable under section 105 (d) of the ~~internal~~  
14 ~~revenue code~~ Internal Revenue Code as it existed immediately prior to its repeal in  
15 1983 by section 122 (b) of P.L. 98-21, except that if an individual is divorced during  
16 the taxable year that individual may subtract an amount only if that person is  
17 disabled and the amount that may be subtracted then is \$100 for each week that  
18 payments are received or the amount of disability pay reported as income, whichever  
19 is less. If the exclusion under this subdivision is claimed on a joint return and only  
20 one of the spouses is disabled, the maximum exclusion is \$100 for each week that  
21 payments are received or the amount of disability pay reported as income, whichever  
22 is less.

23 **SECTION 1952.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

24 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses and  
25 mandatory student fees for a student who is the claimant or who is the claimant's

1 child and the claimant's dependent who is claimed under section 151 (c) of the  
2 Internal Revenue Code, to attend any university, college, technical college or a school  
3 approved under s. 38.50, that is located in Wisconsin or to attend a public vocational  
4 school or public institution of higher education in Minnesota under the  
5 Minnesota-Wisconsin reciprocity agreement under s. 39.47, calculated as follows:

6 **SECTION 1953.** 71.05 (6) (b) 28. a. of the statutes is amended to read:

7 71.05 (6) (b) 28. a. ~~An~~ Subject to subd. 28. am., an amount equal to one of the  
8 following per student for each year to which the claim relates: for taxable years  
9 beginning before January 1, 2009, not more than twice the average amount charged  
10 by the board of regents of the University of Wisconsin System at 4-year institutions  
11 for resident undergraduate academic fees for the most recent fall semester, as  
12 determined by the board of regents by September 1 of that semester, ~~per student for~~  
13 ~~each year to which the claim relates;~~ for taxable years beginning after December 31,  
14 2008, and subject to subd. 28. am., \$6,000.

15 **SECTION 1953c.** 71.05 (6) (b) 28. am. of the statutes is created to read:

16 71.05 (6) (b) 28. am. Notwithstanding subd. 28. a., for taxable years beginning  
17 after December 31, 2008, the department of revenue and the Board of Regents of the  
18 University of Wisconsin System shall continue making the calculation described  
19 under subd. 28. a. Notwithstanding subd. 28. a., once this calculation exceeds  
20 \$6,000, the deduction for tuition expenses and mandatory student fees, as described  
21 in subd. 28. (intro.), shall be based on an amount equal to not more than twice the  
22 average amount charged by the Board of Regents of the University of Wisconsin  
23 System at 4-year institutions for resident undergraduate academic fees for the most  
24 recent fall semester, as determined by the Board of Regents by September 1 of that  
25 semester, per student for each year to which the claim relates, and the deduction that

1 may be claimed under this subd. 28. am. first applies to taxable years beginning on  
2 the January 1 after the calculation of the Board of Regents, that must occur by  
3 September 1, exceeds \$6,000.

4 **SECTION 1953d.** 71.05 (6) (b) 28. b. of the statutes is amended to read:

5 71.05 (6) (b) 28. b. From the amount calculated under subd. 28. a. or am., if the  
6 claimant is single or married and filing as head of household and his or her federal  
7 adjusted gross income is more than \$50,000 but not more than \$60,000, subtract the  
8 product of the amount calculated under subd. 28. a. or am. and the value of a fraction,  
9 the denominator of which is \$10,000 and the numerator of which is the difference  
10 between the claimant's federal adjusted gross income and \$50,000.

11 **SECTION 1953e.** 71.05 (6) (b) 28. c. of the statutes is amended to read:

12 71.05 (6) (b) 28. c. From the amount calculated under subd. 28. a. or am., if the  
13 claimant is married and filing jointly and the claimant's and his or her spouse's  
14 federal adjusted gross income is more than \$80,000 but not more than \$100,000,  
15 subtract the product of the amount calculated under subd. 28. a. or am. and the value  
16 of a fraction, the denominator of which is \$20,000 and the numerator of which is the  
17 difference between the claimant's and his or her spouse's federal adjusted gross  
18 income and \$80,000.

19 **SECTION 1953f.** 71.05 (6) (b) 28. d. of the statutes is amended to read:

20 71.05 (6) (b) 28. d. From the amount calculated under subd. 28. a. or am., if the  
21 claimant is married and filing separately and the claimant's federal adjusted gross  
22 income is more than \$40,000 but not more than \$50,000, subtract the product of the  
23 amount calculated under subd. 28. a. or am. and the value of a fraction, the  
24 denominator of which is \$10,000 and the numerator of which is the difference  
25 between the claimant's federal adjusted gross income and \$40,000.

1           **SECTION 1953g.** 71.05 (6) (b) 28. e. of the statutes is amended to read:

2           71.05 (6) (b) 28. e. For an individual who is a nonresident or part-year resident  
3 of this state, multiply the amount calculated under subd. 28. a., am., b., c. or d. by  
4 a fraction the numerator of which is the individual’s wages, salary, tips, unearned  
5 income and net earnings from a trade or business that are taxable by this state and  
6 the denominator of which is the individual’s total wages, salary, tips, unearned  
7 income and net earnings from a trade or business. In this subd. 28. e., for married  
8 persons filing separately “wages, salary, tips, unearned income and net earnings  
9 from a trade or business” means the separate wages, salary, tips, unearned income  
10 and net earnings from a trade or business of each spouse, and for married persons  
11 filing jointly “wages, salary, tips, unearned income and net earnings from a trade or  
12 business” means the total wages, salary, tips, unearned income and net earnings  
13 from a trade or business of both spouses.

14           **SECTION 1953h.** 71.05 (6) (b) 28. f. of the statutes is amended to read:

15           71.05 (6) (b) 28. f. Reduce the amount calculated under subd. 28. a., am., b., c.,  
16 d. or e. to the individual’s aggregate wages, salary, tips, unearned income and net  
17 earnings from a trade or business that are taxable by this state.

18           **SECTION 1954.** 71.05 (6) (b) 28. h. of the statutes is amended to read:

19           71.05 (6) (b) 28. h. No modification may be claimed under this subdivision for  
20 an amount paid for tuition expenses and mandatory student fees, as described under  
21 this subdivision, if the source of the payment is an amount withdrawn from a college  
22 savings account, as described in s. 14.64 or from a college tuition and expenses  
23 program, as described in s. 14.63, and if the claimant owner of the account has  
24 claimed a deduction under subd. 32. or 33. that relates to such an amount.

25           **SECTION 1955.** 71.05 (6) (b) 39. of the statutes is created to read:

1           71.05 (6) (b) 39. For taxable years beginning after December 31, 2007, and  
2 before January 1, 2009, an amount paid by an individual who is the employee of  
3 another person, if the individual's employer pays a portion of the cost of the  
4 individual's medical care insurance, for medical care insurance for the individual, his  
5 or her spouse, and the individual's dependents, calculated as follows:

6           a. Ten percent of the amount paid by the individual for medical care insurance.  
7 In this subdivision, "medical care insurance" means a medical care insurance policy  
8 that covers the individual, his or her spouse, and the individual's dependents and  
9 provides surgical, medical, hospital, major medical, or other health service coverage,  
10 and includes payments made for medical care benefits under a self-insured plan, but  
11 "medical care insurance" does not include hospital indemnity policies or policies with  
12 ancillary benefits such as accident benefits or benefits for loss of income resulting  
13 from a total or partial inability to work because of illness, sickness, or injury.

14           b. From the amount calculated under subd. 39. a., subtract the amounts  
15 deducted from gross income for medical care insurance in the calculation of federal  
16 adjusted gross income.

17           c. For an individual who is a nonresident or part-year resident of this state,  
18 multiply the amount calculated under subd. 39. a. or b., by a fraction the numerator  
19 of which is the individual's wages, salary, tips, unearned income, and net earnings  
20 from a trade or business that are taxable by this state and the denominator of which  
21 is the individual's total wages, salary, tips, unearned income, and net earnings from  
22 a trade or business. In this subd. 39. c., for married persons filing separately "wages,  
23 salary, tips, unearned income, and net earnings from a trade or business" means the  
24 separate wages, salary, tips, unearned income, and net earnings from a trade or  
25 business of each spouse, and for married persons filing jointly "wages, salary, tips,

1 unearned income, and net earnings from a trade or business” means the total wages,  
2 salary, tips, unearned income, and net earnings from a trade or business of both  
3 spouses.

4 d. Reduce the amount calculated under subd. 39. a., b., or c. to the individual’s  
5 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
6 business that are taxable by this state.

7 **SECTION 1956.** 71.05 (6) (b) 40. of the statutes is created to read:

8 71.05 (6) (b) 40. For taxable years beginning after December 31, 2008, and  
9 before January 1, 2010, an amount paid by an individual who is the employee of  
10 another person, if the individual’s employer pays a portion of the cost of the  
11 individual’s medical care insurance, for medical care insurance for the individual, his  
12 or her spouse, and the individual’s dependents, calculated as follows:

13 a. Twenty-five percent of the amount paid by the individual for medical care  
14 insurance. In this subdivision, “medical care insurance” means a medical care  
15 insurance policy that covers the individual, his or her spouse, and the individual’s  
16 dependents and provides surgical, medical, hospital, major medical, or other health  
17 service coverage, and includes payments made for medical care benefits under a  
18 self-insured plan, but “medical care insurance” does not include hospital indemnity  
19 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
20 of income resulting from a total or partial inability to work because of illness,  
21 sickness, or injury.

22 b. From the amount calculated under subd. 40. a., subtract the amounts  
23 deducted from gross income for medical care insurance in the calculation of federal  
24 adjusted gross income.

1           c. For an individual who is a nonresident or part-year resident of this state,  
2 multiply the amount calculated under subd. 40. a. or b., by a fraction the numerator  
3 of which is the individual's wages, salary, tips, unearned income, and net earnings  
4 from a trade or business that are taxable by this state and the denominator of which  
5 is the individual's total wages, salary, tips, unearned income, and net earnings from  
6 a trade or business. In this subd. 40. c., for married persons filing separately "wages,  
7 salary, tips, unearned income, and net earnings from a trade or business" means the  
8 separate wages, salary, tips, unearned income, and net earnings from a trade or  
9 business of each spouse, and for married persons filing jointly "wages, salary, tips,  
10 unearned income, and net earnings from a trade or business" means the total wages,  
11 salary, tips, unearned income, and net earnings from a trade or business of both  
12 spouses.

13           d. Reduce the amount calculated under subd. 40. a., b., or c. to the individual's  
14 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
15 business that are taxable by this state.

16           **SECTION 1957.** 71.05 (6) (b) 41. of the statutes is created to read:

17           71.05 (6) (b) 41. For taxable years beginning after December 31, 2009, and  
18 before January 1, 2011, an amount paid by an individual who is the employee of  
19 another person, if the individual's employer pays a portion of the cost of the  
20 individual's medical care insurance, for medical care insurance for the individual, his  
21 or her spouse, and the individual's dependents, calculated as follows:

22           a. Forty-five percent of the amount paid by the individual for medical care  
23 insurance. In this subdivision, "medical care insurance" means a medical care  
24 insurance policy that covers the individual, his or her spouse, and the individual's  
25 dependents and provides surgical, medical, hospital, major medical, or other health

1 service coverage, and includes payments made for medical care benefits under a  
2 self-insured plan, but “medical care insurance” does not include hospital indemnity  
3 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
4 of income resulting from a total or partial inability to work because of illness,  
5 sickness, or injury.

6 b. From the amount calculated under subd. 41. a., subtract the amounts  
7 deducted from gross income for medical care insurance in the calculation of federal  
8 adjusted gross income.

9 c. For an individual who is a nonresident or part-year resident of this state,  
10 multiply the amount calculated under subd. 41. a. or b., by a fraction the numerator  
11 of which is the individual’s wages, salary, tips, unearned income, and net earnings  
12 from a trade or business that are taxable by this state and the denominator of which  
13 is the individual’s total wages, salary, tips, unearned income, and net earnings from  
14 a trade or business. In this subd. 41. c., for married persons filing separately “wages,  
15 salary, tips, unearned income, and net earnings from a trade or business” means the  
16 separate wages, salary, tips, unearned income, and net earnings from a trade or  
17 business of each spouse, and for married persons filing jointly “wages, salary, tips,  
18 unearned income, and net earnings from a trade or business” means the total wages,  
19 salary, tips, unearned income, and net earnings from a trade or business of both  
20 spouses.

21 d. Reduce the amount calculated under subd. 41. a., b., or c. to the individual’s  
22 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
23 business that are taxable by this state.

24 **SECTION 1958.** 71.05 (6) (b) 42. of the statutes is created to read:



1           71.05 (6) (b) 42. For taxable years beginning after December 31, 2010, an  
2 amount paid by an individual who is the employee of another person, if the  
3 individual's employer pays a portion of the cost of the individual's medical care  
4 insurance, for medical care insurance for the individual, his or her spouse, and the  
5 individual's dependents, calculated as follows:

6           a. One hundred percent of the amount paid by the individual for medical care  
7 insurance. In this subdivision, "medical care insurance" means a medical care  
8 insurance policy that covers the individual, his or her spouse, and the individual's  
9 dependents and provides surgical, medical, hospital, major medical, or other health  
10 service coverage, and includes payments made for medical care benefits under a  
11 self-insured plan, but "medical care insurance" does not include hospital indemnity  
12 policies or policies with ancillary benefits such as accident benefits or benefits for loss  
13 of income resulting from a total or partial inability to work because of illness,  
14 sickness, or injury.

15           b. From the amount calculated under subd. 42. a., subtract the amounts  
16 deducted from gross income for medical care insurance in the calculation of federal  
17 adjusted gross income.

18           c. For an individual who is a nonresident or part-year resident of this state,  
19 multiply the amount calculated under subd. 42. a. or b., by a fraction the numerator  
20 of which is the individual's wages, salary, tips, unearned income, and net earnings  
21 from a trade or business that are taxable by this state and the denominator of which  
22 is the individual's total wages, salary, tips, unearned income, and net earnings from  
23 a trade or business. In this subd. 42. c., for married persons filing separately "wages,  
24 salary, tips, unearned income, and net earnings from a trade or business" means the  
25 separate wages, salary, tips, unearned income, and net earnings from a trade or

1 business of each spouse, and for married persons filing jointly “wages, salary, tips,  
2 unearned income, and net earnings from a trade or business” means the total wages,  
3 salary, tips, unearned income, and net earnings from a trade or business of both  
4 spouses.

5 d. Reduce the amount calculated under subd. 42. a., b., or c. to the individual’s  
6 aggregate wages, salary, tips, unearned income, and net earnings from a trade or  
7 business that are taxable by this state.

8 **SECTION 1959.** 71.05 (6) (b) 43. of the statutes is created to read:

9 71.05 (6) (b) 43. Subject to subd. 43. e. and f., one of the following allowable  
10 amounts, specified in subd. 43. a. to d., of employment–related expenses claimed by  
11 the claimant under section 21 of the Internal Revenue Code in the taxable year to  
12 which that claim relates:

13 a. For taxable years beginning after December 31, 2008, and before January  
14 1, 2010, up to \$750 if the claimant has one qualified individual and up to \$1,500 if  
15 the claimant has more than one qualified individual.

16 b. For taxable years beginning after December 31, 2009, and before January  
17 1, 2011, up to \$1,500 if the claimant has one qualified individual and up to \$3,000  
18 if the claimant has more than one qualified individual.

19 c. For taxable years beginning after December 31, 2010, and before January  
20 1, 2012, up to \$2,250 if the claimant has one qualified individual and up to \$4,500  
21 if the claimant has more than one qualified individual.

22 d. For taxable years beginning after December 31, 2011, up to \$3,000 if the  
23 claimant has one qualified individual and up to \$6,000 if the claimant has more than  
24 one qualified individual.

1 e. A claimant who claims the subtraction under this subdivision is subject to  
2 the special rules in 26 USC 21 (e) (2) and (4).

3 f. An individual who is a nonresident or part-year resident of this state and who  
4 claims the subtraction under this subdivision shall multiply the amount calculated  
5 under subd. 43. a., b., c., or d. by a fraction the numerator of which is the individual's  
6 wages, salary, tips, unearned income, and net earnings from a trade or business that  
7 are taxable by this state and the denominator of which is the individual's total wages,  
8 salary, tips, unearned income, and net earnings from a trade or business. In this  
9 subd. 43. f., for married persons filing separately "wages, salary, tips, unearned  
10 income, and net earnings from a trade or business" means the separate wages, salary,  
11 tips, unearned income, and net earnings from a trade or business of each spouse, and  
12 for married persons filing jointly "wages, salary, tips, unearned income, and net  
13 earnings from a trade or business" means the total wages, salary, tips, unearned  
14 income, and net earnings from a trade or business of both spouses.

15 **SECTION 1959c.** 71.05 (6) (b) 44. of the statutes is created to read:

16 71.05 (6) (b) 44. For taxable years beginning after December 31, 2006, the  
17 amount of any incentive payment received by an individual under s. 23.33 (5r) in the  
18 taxable year to which the claim relates.

19 **SECTION 1961.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

20 71.07 (2dx) (a) 5. "Member of a targeted group" means a person who resides  
21 in an area designated by the federal government as an economic revitalization area,  
22 a person who is employed in an unsubsidized job but meets the eligibility  
23 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
24 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
25 real pay project position under s. 49.147 (3m), a person who is eligible for child care

1 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
2 economically disadvantaged youth, an economically disadvantaged veteran, a  
3 supplemental security income recipient, a general assistance recipient, an  
4 economically disadvantaged ex-convict, a qualified summer youth employee, as  
5 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
6 a food stamp recipient, if the person has been certified in the manner under sub. (2dj)  
7 (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

8 **SECTION 1962.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

9 71.07 **(2dx)** (b) 2. The amount determined by multiplying the amount  
10 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
11 development zone and filled by a member of a targeted group and by then subtracting  
12 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
13 under s. 49.147 (3m) (c) for those jobs.

14 **SECTION 1963.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

15 71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount  
16 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
17 development zone and not filled by a member of a targeted group and by then  
18 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
19 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

20 **SECTION 1964.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

21 71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
23 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
24 claimed under sub. (2dj), in an enterprise development zone under s. 560.797 and for  
25 which significant capital investment was made and by then subtracting the

1 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
2 under s. 49.147 (3m) (c) for those jobs.

3 **SECTION 1965.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

4 71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
7 claimed under sub. (2dj), in a development zone and not filled by a member of a  
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
9 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

10 **SECTION 1965h.** 71.07 (3h) of the statutes is created to read:

11 71.07 **(3h)** BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
12 subsection:

- 13 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).  
14 2. "Claimant" means a person who is engaged in the business of producing  
15 biodiesel fuel in this state and who files a claim under this subsection.

16 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
17 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
18 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
19 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.02,  
20 up to the amount of the tax, an amount that is equal to the number of gallons of  
21 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
22 by 10 cents.

23 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
24 claim under this subsection in a taxable year is \$1,000,000.

1           2. Partnerships, limited liability companies, and tax-option corporations may  
2 not claim the credit under this subsection, but the eligibility for, and the amount of,  
3 the credit are based on their biodiesel fuel production, as described under par. (b).  
4 A partnership, limited liability company, or tax-option corporation shall compute  
5 the amount of credit that each of its partners, members, or shareholders may claim  
6 and shall provide that information to each of them. Partners, members of limited  
7 liability companies, and shareholders of tax-option corporations may claim the  
8 credit in proportion to their ownership interests.

9           (d) *Administration.* Section 71.28 (4) (e) to (h) as it applies to the credit under  
10 s. 71.28 (4), applies to the credit under this subsection.

11           **SECTION 1966.** 71.07 (3p) of the statutes is created to read:

12           71.07 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions.*

13 In this subsection:

14           1. “Claimant” means a person who files a claim under this subsection.

15           2. “Dairy manufacturing” means processing milk into dairy products or  
16 processing dairy products for sale commercially.

17           3. “Dairy manufacturing modernization or expansion” means constructing,  
18 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
19 manufacturing, including the following, if used exclusively for dairy manufacturing  
20 and if acquired and placed in service in this state during taxable years that begin  
21 after December 31, 2006, and before January 1, 2015:

22           a. Building construction, including storage and warehouse facilities.

23           b. Building additions.

24           c. Upgrades to utilities, including water, electric, heat, and waste facilities.

25           d. Milk intake and storage equipment.

1 e. Processing and manufacturing equipment, including pipes, motors, pumps,  
2 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
3 churns.

4 f. Packaging and handling equipment, including sealing, bagging, boxing,  
5 labeling, conveying, and product movement equipment.

6 g. Warehouse equipment, including storage racks.

7 h. Waste treatment and waste management equipment, including tanks,  
8 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
9 energy, fuel, or industrial products.

10 i. Computer software and hardware used for managing the claimant's dairy  
11 manufacturing operation, including software and hardware related to logistics,  
12 inventory management, and production plant controls.

13 4. "Used exclusively" means used to the exclusion of all other uses except for  
14 use not exceeding 5 percent of total use.

15 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.  
16 560.207, for taxable years beginning after December 31, 2006, and before January  
17 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.02  
18 or 71.08, up to the amount of the tax, an amount equal to 10 percent of the amount  
19 the claimant paid in the taxable year for dairy manufacturing modernization or  
20 expansion related to the claimant's dairy manufacturing operation.

21 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
22 amount that the claimant paid for expenses described under par. (b) that the  
23 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

24 2. The aggregate amount of credits that a claimant may claim under this  
25 subsection is \$200,000.

1           2m. a. The maximum amount of the credits that may be claimed under this  
2 subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2007–08 is \$600,000, as  
3 allocated under s. 560.207.

4           b. The maximum amount of the credits that may be claimed under this  
5 subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008–09, and in each fiscal  
6 year thereafter, is \$700,000, as allocated under s. 560.207.

7           3. Partnerships, limited liability companies, and tax–option corporations may  
8 not claim the credit under this subsection, but the eligibility for, and the amount of,  
9 the credit are based on their payment of expenses under par. (b), except that the  
10 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
11 A partnership, limited liability company, or tax–option corporation shall compute  
12 the amount of credit that each of its partners, members, or shareholders may claim  
13 and shall provide that information to each of them. Partners, members of limited  
14 liability companies, and shareholders of tax–option corporations may claim the  
15 credit in proportion to their ownership interest.

16           4. If 2 or more persons own and operate the dairy manufacturing operation,  
17 each person may claim a credit under par. (b) in proportion to his or her ownership  
18 interest, except that the aggregate amount of the credits claimed by all persons who  
19 own and operate the dairy manufacturing operation shall not exceed \$200,000.

20           (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit  
21 under s. 71.28 (4), applies to the credit under this subsection.

22           2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
23 due under s. 71.02 or 71.08 or no tax is due under s. 71.02 or 71.08, the amount of the  
24 claim not used to offset the tax due shall be certified by the department of revenue



1 to the department of administration for payment by check, share draft, or other draft  
2 drawn from the appropriation account under s. 20.835 (2) (bn).

3 **SECTION 1967.** 71.07 (3w) (a) 5m. of the statutes is created to read:

4 71.07 (3w) (a) 5m. "Wages" means wages under section 3306 (b) of the Internal  
5 Revenue Code, determined without regard to any dollar limitations.

6 **SECTION 1968.** 71.07 (3w) (a) 6. of the statutes is amended to read:

7 71.07 (3w) (a) 6. "Zone payroll" means the amount of state payroll that is  
8 attributable to ~~compensation~~ wages paid to individuals full-time employees for  
9 services that are performed in ~~a~~ an enterprise zone. "Zone payroll" does not include  
10 the amount of ~~compensation~~ wages paid to any individuals full-time employees that  
11 exceeds \$100,000.

12 **SECTION 1969.** 71.07 (3w) (b) 1. a. of the statutes is amended to read:

13 71.07 (3w) (b) 1. a. The ~~claimant's zone payroll in the taxable year, minus the~~  
14 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are  
15 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
16 taxable year, minus the number of full-time employees whose annual wages were  
17 greater than \$30,000 and who the claimant employed in the area that comprises the  
18 enterprise zone in the base year.

19 **SECTION 1970.** 71.07 (3w) (b) 1. b. of the statutes is amended to read:

20 71.07 (3w) (b) 1. b. The ~~claimant's state payroll in the taxable year, minus the~~  
21 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
22 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
23 minus the number of full-time employees whose annual wages were greater than  
24 \$30,000 and who the claimant employed in the state in the base year.

25 **SECTION 1971.** 71.07 (3w) (b) 2. of the statutes is amended to read:

1           71.07 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
2 zone payroll by dividing total wages for full-time employees that whose annual  
3 wages are greater than \$30,000 and who the claimant employed in the area that  
4 ~~comprises the enterprise zone in the base taxable year from~~ by the number of  
5 full-time employees ~~that whose annual wages are greater than \$30,000 and who the~~  
6 claimant employed in the enterprise zone in the taxable year.

7           **SECTION 1972.** 71.07 (3w) (b) 3. of the statutes is amended to read:

8           71.07 (3w) (b) 3. ~~Multiply Subtract \$30,000 from~~ the amount determined under  
9 subd. 2., ~~but not an amount less than zero, by \$30,000.~~

10          **SECTION 1973.** 71.07 (3w) (b) 4. of the statutes is amended to read:

11          71.07 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
12 by the amount determined under subd. 1.

13          **SECTION 1974.** 71.07 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
14 renumbered 71.07 (3w) (bm) and amended to read:

15          71.07 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
16 par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
17 claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an  
18 amount equal to all of the following: 4. ~~The~~ the amount the claimant paid in the  
19 taxable year to upgrade or improve the job-related skills of any of the claimant's  
20 full-time employees, to train any of the claimant's full-time employees on the use  
21 of job-related new technologies, or to ~~train~~ provide job-related training to any  
22 full-time employee whose employment with the claimant represents the employee's  
23 first full-time job. This subdivision does not apply to employees who do not work in  
24 ~~a~~ an enterprise zone.

25          **SECTION 1975.** 71.07 (3w) (bm) 3. of the statutes is repealed.

1           **SECTION 1976.** 71.07 (3w) (d) of the statutes is amended to read:

2           71.07 (3w) (d) *Administration*. Section 71.28 (4) (g) and (h), as it applies to the  
3 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
4 include with their returns a copy of their certification for tax benefits, and a copy of  
5 the verification of their expenses, from the department of commerce.

6           **SECTION 1976s.** 71.07 (5) (a) 15. of the statutes is amended to read:

7           71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance  
8 under section 213 of the Internal Revenue Code that is exempt from taxation under  
9 s. 71.05 (6) (b) 17. to 20., 35., 36., 37., and 38., 39., 40., 41., and 42. and the amount  
10 claimed as a deduction for a long-term care insurance policy under section 213 (d)  
11 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal  
12 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

13           **SECTION 1977.** 71.07 (5b) (c) 1. of the statutes is amended to read:

14           71.07 (5b) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
15 of the credits that may be claimed under this subsection and ss. 71.28 (5b) and 71.47  
16 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

17           **SECTION 1978.** 71.07 (5b) (d) of the statutes is renumbered 71.07 (5b) (d) 1.

18           **SECTION 1979.** 71.07 (5b) (d) 2. of the statutes is created to read:

19           71.07 (5b) (d) 2. The Wisconsin adjusted basis of any investment for which a  
20 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
21 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
22 in a partnership, a member's interest in a limited liability company, or stock in a  
23 tax-option corporation shall be adjusted to reflect adjustments made under this  
24 subdivision.

25           **SECTION 1980.** 71.07 (5d) (c) 1. of the statutes is amended to read:

1           71.07 (5d) (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
2 of the credits that may be claimed under this subsection for all taxable years  
3 combined is ~~\$30,000,000~~ \$47,500,000.

4           **SECTION 1981.** 71.07 (5d) (c) 2. of the statutes is amended to read:

5           71.07 (5d) (c) 2. The maximum amount of a claimant's investment that may be  
6 used as the basis for a credit under this subsection is ~~\$500,000~~ \$2,000,000 for each  
7 investment made directly in a business certified under s. 560.205 (1).

8           **SECTION 1982.** 71.07 (5d) (d) 4. of the statutes is created to read:

9           71.07 (5d) (d) 4. The Wisconsin adjusted basis of any investment for which a  
10 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
11 offset against Wisconsin income taxes.

12           **SECTION 1983.** 71.07 (5e) (b) of the statutes is amended to read:

13           71.07 (5e) (b) *Filing claims.* Subject to the limitations provided in this  
14 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
15 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
16 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
17 the taxes imposed under ss. 71.02 and 71.08, up to the amount of those taxes, in each  
18 taxable year for 2 years, the amount certified by the department of commerce that  
19 resulted from the claimant claimed as an exemption claiming a deduction under s.  
20 ~~77.54 (48)~~ 77.585 (9).

21           **SECTION 1984.** 71.07 (5e) (c) 1. of the statutes is amended to read:

22           71.07 (5e) (c) 1. No credit may be allowed under this subsection unless the  
23 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

24           **SECTION 1985.** 71.07 (5e) (c) 3. of the statutes is amended to read:

1           71.07 (5e) (c) 3. The total amount of the credits and exemptions the sales and  
2 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
3 by all claimants under this subsection and ss. 71.28 (5e), 71.47 (5e), and ~~77.54 (48)~~  
4 77.585 (9) is \$7,500,000, as determined by the department of commerce.

5           **SECTION 1986.** 71.07 (5h) (a) 4. of the statutes is amended to read:

6           71.07 (5h) (a) 4. “Previously owned property” means real property that the  
7 claimant or a related person owned during the 2 years prior to doing business in this  
8 state as a film production company and for which the claimant may not deduct a loss  
9 from the sale of the property to, or an exchange of the property with, the related  
10 person under section 267 of the Internal Revenue Code, except that section 267 of the  
11 Internal Revenue Code is modified so that if the claimant owns any part of the  
12 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
13 the Internal Revenue Code for purposes of this subsection.

14           **SECTION 1987.** 71.07 (5h) (c) 2. of the statutes is amended to read:

15           71.07 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
16 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
17 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
18 demolition or destruction in preparation for the physical work, after December 31,  
19 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

20           **SECTION 1988.** 71.07 (5h) (c) 3. of the statutes is amended to read:

21           71.07 (5h) (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
22 expended to acquire real property, if the property is not previously owned property  
23 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
24 completed project is placed in service after December 31, 2007.

25           **SECTION 1989.** 71.07 (5i) of the statutes is created to read:

1           71.07 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
2 subsection, “claimant” means a person who files a claim under this subsection.

3           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
4 taxable years beginning after December 31, 2009, a claimant may claim as a credit  
5 against the taxes imposed under s. 71.02, up to the amount of those taxes, an amount  
6 equal to 50 percent of the amount the claimant paid in the taxable year for  
7 information technology hardware or software that is used to maintain medical  
8 records in electronic form, if the claimant is a health care provider, as defined in s.  
9 146.81 (1).

10           (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
11 under this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is  
12 \$10,000,000, as allocated under s. 560.204.

13           2. Partnerships, limited liability companies, and tax-option corporations may  
14 not claim the credit under this subsection, but the eligibility for, and the amount of,  
15 the credit are based on their payment of amounts under par. (b). A partnership,  
16 limited liability company, or tax-option corporation shall compute the amount of  
17 credit that each of its partners, members, or shareholders may claim and shall  
18 provide that information to each of them. Partners, members of limited liability  
19 companies, and shareholders of tax-option corporations may claim the credit in  
20 proportion to their ownership interests.

21           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
22 s. 71.28 (4), applies to the credit under this subsection.

23           **SECTION 1990.** 71.07 (5j) of the statutes is created to read:

24           71.07 **(5j)** ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
25 subsection:

1           1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

2           2. “Claimant” means a person who files a claim under this subsection.

3           3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

4           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
5 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
6 claimant may claim as a credit against the taxes imposed under s. 71.02, up to the  
7 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
8 claimant paid in the taxable year to install or retrofit pumps located in this state that  
9 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
10 percent biodiesel fuel.

11           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
12 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
13 each service station for which the claimant has installed or retrofitted pumps as  
14 described under par. (b).

15           2. Partnerships, limited liability companies, and tax-option corporations may  
16 not claim the credit under this subsection, but the eligibility for, and the amount of,  
17 the credit are based on their payment of amounts under par. (b). A partnership,  
18 limited liability company, or tax-option corporation shall compute the amount of  
19 credit that each of its partners, members, or shareholders may claim and shall  
20 provide that information to each of them. Partners, members of limited liability  
21 companies, and shareholders of tax-option corporations may claim the credit in  
22 proportion to their ownership interests.

23           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
24 s. 71.28 (4), applies to the credit under this subsection.

25           **SECTION 1990m.** 71.07 (5k) of the statutes is created to read:

1           71.07 **(5k)** COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions*. In this  
2 subsection:

3           1. “Claimant” means a person who files a claim under this subsection.

4           2. “Community rehabilitation program” means a nonprofit entity, county,  
5 municipality, or state or federal agency that directly provides, or facilitates the  
6 provision of, vocational rehabilitation services to individuals who have disabilities  
7 to maximize the employment opportunities, including career advancement, of such  
8 individuals.

9           3. “Vocational rehabilitation services” include education, training,  
10 employment, counseling, therapy, placement, and case management.

11           4. “Work” includes production, packaging, assembly, food service, custodial  
12 service, clerical service, and other commercial activities that improve employment  
13 opportunities for individuals who have disabilities.

14           (b) *Filing claims*. Subject to the limitations provided in this subsection, for  
15 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
16 the tax imposed under s. 71.02, up to the amount of those taxes, an amount equal to  
17 5 percent of the amount the claimant paid in the taxable year to a community  
18 rehabilitation program to perform work for the claimant’s business, pursuant to a  
19 contract.

20           (c) *Limitations*. 1. The maximum amount of the credit that any claimant may  
21 claim under this subsection in a taxable year is \$25,000 for each community  
22 rehabilitation program for which the claimant enters into a contract to have the  
23 community rehabilitation program perform work for the claimant’s business.

24           2. No credit may be claimed under this subsection unless the claimant submits  
25 with the claimant’s return a form, as prescribed by the department of revenue, that



1 verifies that the claimant has entered into a contract with a community  
2 rehabilitation program and that the program has received payment from the  
3 claimant for work provided by the program, consistent with par. (b).

4 3. Partnerships, limited liability companies, and tax-option corporations may  
5 not claim the credit under this subsection, but the eligibility for, and the amount of,  
6 the credit are based on their payment of amounts under par. (b). A partnership,  
7 limited liability company, or tax-option corporation shall compute the amount of  
8 credit that each of its partners, members, or shareholders may claim and shall  
9 provide that information to each of them. Partners, members of limited liability  
10 companies, and shareholders of tax-option corporations may claim the credit in  
11 proportion to their ownership interests.

12 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
13 s. 71.28 (4), applies to the credit under this subsection.

14 **SECTION 1990s.** 71.07 (6e) (a) 2. a. of the statutes is amended to read:

15 71.07 (6e) (a) 2. a. An individual who had served on active duty in the U.S.  
16 armed forces or in forces incorporated as part of the U.S. armed forces; who was a  
17 resident of this state at the time of entry into that active service; or who had been a  
18 resident of this state for any consecutive 5-year period after entry into that active  
19 duty service; and who, while a resident of this state, died while on active duty.

20 **SECTION 1990sc.** 71.07 (6e) (a) 2. b. of the statutes is amended to read:

21 71.07 (6e) (a) 2. b. An individual who had served on active duty under  
22 honorable conditions in the U.S. armed forces or in forces incorporated as part of the  
23 U.S. armed forces; who was a resident of this state at the time of entry into that active  
24 service; ~~who was at least 65 years of age at the time of his or her death or would have~~  
25 ~~been 65 years of age at the close of the year in which the death occurred~~ or who had

1 been a resident of this state for any consecutive 5-year period after entry into that  
2 active duty service; who was a resident of this state at the time of his or her death;  
3 and who had either a service-connected disability rating of 100 percent under 38  
4 USC 1114 or 1134 or a 100 percent disability rating based on individual  
5 unemployability.

6 **SECTION 1990se.** 71.07 (6e) (a) 2. c. of the statutes is amended to read:

7 71.07 (6e) (a) 2. c. An individual who had served in the national guard or a  
8 reserve component of the U.S. armed forces; who was a resident of this state at the  
9 time of entry into that service, or who had been a resident of this state for any  
10 consecutive 5-year period after entry into that service; and who, while a resident of  
11 this state, died in the line of duty while on active or inactive duty for training  
12 purposes.

13 **SECTION 1990sg.** 71.07 (6e) (a) 3. (intro.) of the statutes is amended to read:

14 71.07 (6e) (a) 3. (intro.) “Eligible veteran” means an individual ~~who is at least~~  
15 ~~65 years of age and~~ who is verified by the department of veterans affairs as meeting  
16 all of the following conditions:

17 **SECTION 1990si.** 71.07 (6e) (a) 3. b. of the statutes is amended to read:

18 71.07 (6e) (a) 3. b. Was a resident of this state at the time of entry into that  
19 active service or had been a resident of this state for any consecutive 5-year period  
20 after entry into that service.

21 **SECTION 1990sk.** 71.07 (6e) (a) 3. d. of the statutes is amended to read:

22 71.07 (6e) (a) 3. d. Has either a service-connected disability rating of 100  
23 percent under 38 USC 1114 or 1134 or a 100 percent disability rating based on  
24 individual unemployability.

25 **SECTION 1990sm.** 71.07 (6e) (a) 3e. of the statutes is created to read:

1           71.07 **(6e)** (a) 3e. “Individual unemployability” means a condition under which  
2 a veteran has a service-connected disability rating of either 60 percent under 38  
3 USC 1114 or 1134 or two or more service-connected disability conditions where one  
4 condition has at least a 40 percent scheduler rating and the combined scheduler  
5 rating for all conditions is at least 70 percent, and has an administrative adjustment  
6 added to his or her service-connected disability, due to individual unemployability,  
7 such that the federal Department of Veterans Affairs rates the veteran 100 percent  
8 disabled.

9           **SECTION 1991.** 71.08 (1) (intro.) of the statutes is amended to read:

10           71.08 **(1)** IMPOSITION. (intro.) If the tax imposed on a natural person, married  
11 couple filing jointly, trust, or estate under s. 71.02, not considering the credits under  
12 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2fd), ~~(3e), (3e)~~, (3m),  
13 (3n), ~~(3p)~~, (3s), (3t), (3w), (5b), (5d), (5e), (6), (6e), and (9e), 71.28 (1dd), (1de), (1di),  
14 (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and 71.47 (1dd), (1de),  
15 (1di), (1dj), (1dL), (1ds), (1dx), (1fd), (2m), (3), (3n), (3t), and (3w), and subchs. VIII  
16 and IX and payments to other states under s. 71.07 (7), is less than the tax under this  
17 section, there is imposed on that natural person, married couple filing jointly, trust  
18 or estate, instead of the tax under s. 71.02, an alternative minimum tax computed  
19 as follows:

20           **SECTION 1991h.** 71.10 (4) (cn) of the statutes is created to read:

21           71.10 **(4)** (cn) Biodiesel fuel production credit under s. 71.07 (3h).

22           **SECTION 1992m.** 71.10 (4) (es) of the statutes is created to read:

23           71.10 **(4)** (es) Community rehabilitation program credit under s. 71.07 (5k).

24           **SECTION 1993.** 71.10 (4) (gc) of the statutes is created to read:

25           71.10 **(4)** (gc) Ethanol and biodiesel fuel pump credit under s. 71.07 (5j).

1           **SECTION 1994.** 71.10 (4) (gxx) of the statutes is created to read:

2           71.10 (4) (gxx) Electronic medical records credit under s. 71.07 (5i).

3           **SECTION 1994h.** 71.10 (4) (i) of the statutes is amended to read:

4           71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland  
5           preservation credit under subch. IX, homestead credit under subch. VIII, farmland  
6           tax relief credit under s. 71.07 (3m), farmers' drought property tax credit under s.  
7           71.07 (2fd), dairy manufacturing facility investment credit under s. 71.07 (3p), film  
8           production services credit under s. 71.07 (5f) (b) 2., veterans and surviving spouses  
9           property tax credit under s. 71.07 (6e), enterprise zone jobs credit under s. 71.07 (3w),  
10          earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09,  
11          and taxes withheld under subch. X.

12          **SECTION 1995.** 71.10 (5) (g) of the statutes is amended to read:

13          71.10 (5) (g) *Tax return.* The secretary of revenue shall provide a place for the  
14          designations under this subsection on the individual income tax return and, on forms  
15          printed by the department of revenue, the secretary shall highlight that place on the  
16          return by a symbol chosen by the department of revenue that relates to endangered  
17          resources.

18          **SECTION 1996.** 71.10 (5e) (g) of the statutes is amended to read:

19          71.10 (5e) (g) *Tax return.* The secretary of revenue shall provide a place for the  
20          designations under this subsection on the individual income tax return, and, on  
21          forms printed by the department of revenue, the secretary shall highlight that place  
22          on the return by a symbol chosen by the department that relates to a football  
23          stadium, as defined in s. 229.821 (6).

24          **SECTION 1997.** 71.21 (4) of the statutes is amended to read:

1           71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),  
2           (2dj), (2dL), (2dm), (2ds), (2dx), (3g), (3h), (3n), (3p), (3s), (3t), (3w), ~~(5b)~~, (5e), (5f),  
3           (5g), ~~and (5h)~~, (5i), (5j), and (5k) and passed through to partners shall be added to the  
4           partnership's income.

5           **SECTION 1998.** 71.22 (4) (L) of the statutes is repealed.

6           **SECTION 1999.** 71.22 (4) (m) of the statutes is repealed.

7           **SECTION 2000.** 71.22 (4) (n) of the statutes is amended to read:

8           71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 ~~(2) (b)~~ and (3), 71.34  
9           (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after  
10          December 31, 1998, and before January 1, 2000, means the federal Internal  
11          Revenue Code as amended to December 31, 1998, excluding sections 103, 104, and  
12          110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
13          103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188,  
14          and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding  
15          sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431 of P.L.  
16          107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L.  
17          107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of P.L.  
18          108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
19          108-311, ~~and~~ P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
20          847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101,  
21          105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
22          P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
23          as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514,  
24          P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),  
25          821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.

1 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
2 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
3 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
4 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
5 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
6 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
7 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
8 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
9 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L. 107–147, P.L.  
10 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L. 108–121, P.L.  
11 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and  
12 P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
13 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101, 105, 201 (a) as  
14 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
15 and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280. The Internal  
16 Revenue Code applies for Wisconsin purposes at the same time as for federal  
17 purposes. Amendments to the federal Internal Revenue Code enacted after  
18 December 31, 1998, do not apply to this paragraph with respect to taxable years  
19 beginning after December 31, 1998, and before January 1, 2000, except that  
20 changes to the Internal Revenue Code made by P.L. 106–36, P.L. 106–170, P.L.  
21 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16,  
22 excluding section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections  
23 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121,  
24 excluding section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308,  
25 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,

1     211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
2     109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
3     (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
4     811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
5     applicable to this subchapter made by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
6     106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
7     section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
8     (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
9     section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
10     and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,  
11     244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
12     excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
13     (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
14     of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal  
15     purposes.

16           **SECTION 2001.** 71.22 (4) (o) of the statutes is amended to read:

17           71.22 (4) (o) Except as provided in sub. (4m) and ss. 71.26 ~~(2) (b)~~ and (3), 71.34  
18           (1g) and 71.42 (2), "Internal Revenue Code", for taxable years that begin after  
19           December 31, 1999, and before January 1, 2003, means the federal Internal Revenue  
20           Code as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
21           102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66  
22           and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as  
23           amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
24           106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22,  
25           P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of

1 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
2 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
3 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,  
4 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
5 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
6 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
7 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
8 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
9 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
10 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
11 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
12 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
13 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
14 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
15 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
16 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
17 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
18 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
19 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
20 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
21 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
22 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
23 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
24 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311,  
25 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.



1 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
2 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
3 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,  
4 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
5 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
6 of P.L. 109-280. The Internal Revenue Code applies for Wisconsin purposes at the  
7 same time as for federal purposes. Amendments to the federal Internal Revenue  
8 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
9 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
10 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.  
11 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
12 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
13 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
14 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
15 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
16 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
17 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
18 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
19 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
20 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
22 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
23 applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections  
24 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
25 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections

1 101, 301 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
2 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
3 108–121, excluding section 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311,  
4 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108–311, and P.L.  
5 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
6 of P.L. 108–357, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
7 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135,  
8 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
9 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
10 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
11 purposes.

12 **SECTION 2002.** 71.22 (4) (p) of the statutes is amended to read:

13 71.22 (4) (p) Except as provided in sub. (4m) and ss. 71.26 ~~(2) (b)~~ and (3), 71.34  
14 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
15 December 31, 2002, and before January 1, 2004, means the federal Internal Revenue  
16 Code as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
17 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
18 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 106–519,  
19 sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, and  
20 ~~section~~ sections 101 and 301 (a) of P.L. 107–147, and as amended by P.L. 108–27,  
21 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
22 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
23 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and  
24 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336,  
25 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.

1 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
2 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
3 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
4 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
5 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
6 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
7 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
8 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
9 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
10 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
11 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
12 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
13 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
14 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
15 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
16 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding ~~section~~  
17 sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276,  
18 P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
19 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201  
20 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
21 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
22 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,  
23 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
24 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
25 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405

1 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280.  
2 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
3 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
4 December 31, 2002, do not apply to this paragraph with respect to taxable years  
5 beginning after December 31, 2002, and before January 1, 2004, except that changes  
6 to the Internal Revenue Code made by P.L. 108-27, excluding sections 106, 201, and  
7 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,  
8 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
9 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
10 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
11 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
12 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
13 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
14 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
15 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
16 applicable to this subchapter made by P.L. 108-27, excluding sections 106, 201, and  
17 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,  
18 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
19 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
20 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
21 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
22 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
23 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
24 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections

1 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the same time as for  
2 federal purposes.

3 **SECTION 2003.** 71.22 (4) (q) of the statutes is amended to read:

4 71.22 (4) (q) Except as provided in sub. (4m) and ss. 71.26 ~~(2) (b)~~ and (3), 71.34  
5 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
6 December 31, 2003, and before January 1, 2005, means the federal Internal Revenue  
7 Code as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
8 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
9 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,  
10 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, ~~section~~  
11 sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27,  
12 section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and as amended by P.L.  
13 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
14 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
15 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
16 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
18 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
19 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
20 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly  
21 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,  
22 P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
23 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L.  
24 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections  
25 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding

1 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.  
2 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections  
3 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
4 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
5 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
6 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
7 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and  
8 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.  
9 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding  
10 section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173,  
11 P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
12 and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
13 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
14 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
16 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
17 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
18 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal  
19 Revenue Code applies for Wisconsin purposes at the same time as for federal  
20 purposes. Amendments to the federal Internal Revenue Code enacted after  
21 December 31, 2003, do not apply to this paragraph with respect to taxable years  
22 beginning after December 31, 2003, and before January 1, 2005, except that changes  
23 to the Internal Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311,  
24 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
25 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.

1 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
2 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
3 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
4 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
5 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811  
6 and 844 of P.L. 109-280, and changes that indirectly affect the provisions applicable  
7 to this subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
8 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
9 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
10 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
11 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
12 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
13 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
14 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
15 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 2004.** 71.22 (4) (r) of the statutes is amended to read:

17 71.22 (4) (r) Except as provided in sub. (4m) and ss. 71.26 ~~(2) (b)~~ and (3), 71.34  
18 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after  
19 December 31, 2004, and before January 1, 2006, means the federal Internal Revenue  
20 Code as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
21 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
22 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
23 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
24 431 of P.L. 107-16, section sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
25 and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and

1 403 (a) of P.L. 108–311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
2 and 910 of P.L. 108–357, and as amended by P.L. 109–7, P.L. 109–58, excluding  
3 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
4 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
5 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
6 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
7 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280,  
8 excluding sections 811 and 844 of P.L. 109–280, and as indirectly affected in the  
9 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
10 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2)  
11 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.  
12 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and  
13 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
14 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
15 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
16 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
17 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
18 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
19 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
20 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of  
21 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
22 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
23 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
24 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
25 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.



1     108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
2     1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
3     109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
4     sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
5     (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
6     209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
7     sections 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for  
8     Wisconsin purposes at the same time as for federal purposes. Amendments to the  
9     federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
10    paragraph with respect to taxable years beginning after December 31, 2004, and  
11    before January 1, 2006, except that changes to the Internal Revenue Code made by  
12    P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
13    1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
14    of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
15    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
16    P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
17    109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
18    changes that indirectly affect the provisions applicable to this subchapter made by  
19    P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20    1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
21    of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
22    section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
23    P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
24    109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
25    Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 2005.** 71.22 (4) (s) of the statutes is created to read:

2           71.22 (4) (s) Except as provided in sub. (4m) and ss. 71.26 (3), 71.34 (1g), and  
3           71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
4           December 31, 2005, and before January 1, 2007, means the federal Internal Revenue  
5           Code as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
6           102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
7           sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
8           4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
9           431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
10          202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
11          (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
12          of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
13          1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
14          of P.L. 109–73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
15          (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as amended by P.L. 109–222,  
16          excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, and  
17          P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and as indirectly  
18          affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
19          P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
20          823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
21          101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
22          103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
23          sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
24          103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
25          1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.

1 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
2 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
3 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
4 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)  
5 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,  
6 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
7 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
8 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
9 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
10 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
11 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
12 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
13 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
14 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
15 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
16 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
17 109-280. The Internal Revenue Code applies for Wisconsin purposes at the same  
18 time as for federal purposes. Amendments to the federal Internal Revenue Code  
19 enacted after December 31, 2005, do not apply to this paragraph with respect to  
20 taxable years beginning after December 31, 2005, and before January 1, 2007,  
21 except that changes to the Internal Revenue Code made by P.L. 109-222, excluding  
22 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.  
23 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
24 affect the provisions applicable to this subchapter made by P.L. 109-222, excluding  
25 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.

1 109–280, excluding sections 811 and 844 of P.L. 109–280, apply for Wisconsin  
2 purposes at the same time as for federal purposes.

3 **SECTION 2006.** 71.22 (4) (t) of the statutes is created to read:

4 71.22 (4) (t) Except as provided in sub. (4m) and ss. 71.26 (3), 71.34 (1g), and  
5 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
6 December 31, 2006, means the federal Internal Revenue Code as amended to  
7 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
9 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
10 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
11 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
12 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
13 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
14 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
15 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
16 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
17 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
18 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly  
19 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,  
20 P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and  
21 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.  
22 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
23 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
24 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
25 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections

1 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
2 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
3 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
4 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
5 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)  
6 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,  
7 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
8 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
9 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
10 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
11 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
12 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
13 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
14 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
15 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
16 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
17 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
18 109-280. The Internal Revenue Code applies for Wisconsin purposes at the same  
19 time as for federal purposes. Amendments to the federal Internal Revenue Code  
20 enacted after December 31, 2006, do not apply to this paragraph with respect to  
21 taxable years beginning after December 31, 2006.

22 **SECTION 2007.** 71.22 (4m) (j) of the statutes is repealed.

23 **SECTION 2008.** 71.22 (4m) (k) of the statutes is repealed.

24 **SECTION 2009.** 71.22 (4m) (L) of the statutes is amended to read:

1           71.22 (4m) (L) For taxable years that begin after December 31, 1998, and  
2 before January 1, 2000, “Internal Revenue Code”, for corporations that are subject  
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
4 Internal Revenue Code as amended to December 31, 1998, excluding sections 103,  
5 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
6 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
8 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding section 431  
9 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406  
10 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding section 109 of  
11 P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
12 of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
13 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding  
14 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
15 (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
16 109-280, and as indirectly affected in the provisions applicable to this subchapter  
17 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,  
18 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
19 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
20 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
21 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
22 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
23 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
24 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,  
25 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections

1 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,  
2 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,  
3 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
4 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
5 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
6 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
7 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for Wisconsin  
8 purposes at the same time as for federal purposes. Amendments to the Internal  
9 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
10 respect to taxable years beginning after December 31, 1998, and before  
11 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
12 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
13 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
14 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
15 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
16 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
17 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
18 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
19 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
20 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280 and changes that  
21 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36,  
22 P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
23 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
24 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
25 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
2 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
3 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
4 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
5 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
6 purposes at the same time as for federal purposes.

7 **SECTION 2010.** 71.22 (4m) (m) of the statutes is amended to read:

8 71.22 (4m) (m) For taxable years that begin after December 31, 1999, and  
9 before January 1, 2003, “Internal Revenue Code”, for corporations that are subject  
10 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
11 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,  
12 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
13 (d) of P.L. 103-66, and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
14 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and  
15 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16,  
16 P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
17 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358,  
18 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
19 excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections  
20 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding  
21 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
22 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
23 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
24 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
25 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,



1 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
2 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.  
3 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
4 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
5 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
6 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
7 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
8 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
9 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
10 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
11 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L.  
12 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections  
13 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121,  
14 P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)  
15 of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
16 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding  
17 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
18 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
19 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
20 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
21 applies for Wisconsin purposes at the same time as for federal purposes.  
22 Amendments to the Internal Revenue Code enacted after December 31, 1999, do not  
23 apply to this paragraph with respect to taxable years beginning after  
24 December 31, 1999, and before January 1, 2003, except that changes to the Internal  
25 Revenue Code made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165

1 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
2 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),  
3 and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.  
4 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding  
5 section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,  
6 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,  
7 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
8 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
9 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
10 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
11 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
12 changes that indirectly affect the provisions applicable to this subchapter made by  
13 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.  
14 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,  
15 P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147,  
16 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
17 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
18 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
19 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
20 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding  
21 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
22 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
23 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
24 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
25 purposes at the same time as for federal purposes.

1           **SECTION 2011.** 71.22 (4m) (n) of the statutes is amended to read:  
2           71.22 (**4m**) (n) For taxable years that begin after December 31, 2002, and  
3 before January 1, 2004, "Internal Revenue Code," for corporations that are subject  
4 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
5 Internal Revenue Code as amended to December 31, 2002, excluding sections 103,  
6 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
7 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
9 431 of P.L. 107-16, and ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as  
10 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
11 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201  
12 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
13 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
14 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,  
15 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
16 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
17 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
18 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
19 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
20 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.  
21 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
22 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
23 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
24 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
25 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.

1 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
2 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
3 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
4 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147,  
5 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
6 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
7 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
8 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
9 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
10 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding  
11 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
12 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
13 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
14 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
15 applies for Wisconsin purposes at the same time as for federal purposes.  
16 Amendments to the Internal Revenue Code enacted after December 31, 2002, do not  
17 apply to this paragraph with respect to taxable years beginning after  
18 December 31, 2002, and before January 1, 2004, except that changes to the Internal  
19 Revenue Code made by P.L. 108-27, excluding sections 106, 201, and 202 of P.L.  
20 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding  
21 section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
22 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
23 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and  
24 P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
25 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,

1 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
2 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
3 of P.L. 109-280, and changes that indirectly affect the provisions applicable to this  
4 subchapter made by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27,  
5 P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section  
6 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections  
7 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections  
8 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L.  
9 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,  
10 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding  
11 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
12 (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
13 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

14 **SECTION 2012.** 71.22 (4m) (o) of the statutes is amended to read:

15 71.22 (4m) (o) For taxable years that begin after December 31, 2003, and  
16 before January 1, 2005, "Internal Revenue Code," for corporations that are subject  
17 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
18 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,  
19 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
20 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
21 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
22 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
23 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,  
24 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
25 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,

1 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,  
2 and P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
3 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73,  
4 excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201  
5 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
6 109–135, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
7 109–280, and as indirectly affected in the provisions applicable to this subchapter  
8 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,  
9 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
10 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
11 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
12 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
13 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
14 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
15 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
16 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
17 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107–147,  
18 P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding  
19 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.  
20 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
21 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
22 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
23 909, and 910 of P.L. 108–357, P.L. 108–375, and P.L. 108–476, P.L. 109–7, P.L.  
24 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–73, excluding section 301 of P.L.

1     109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
2     1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L.  
3     109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
4     applies for Wisconsin purposes at the same time as for federal purposes.  
5     Amendments to the Internal Revenue Code enacted after December 31, 2003, do not  
6     apply to this paragraph with respect to taxable years beginning after  
7     December 31, 2003, and before January 1, 2005, except that changes to the Internal  
8     Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections  
9     306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections  
10    101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
11    108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
12    1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
13    109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
14    105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
15    P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
16    109-280, and changes that indirectly affect the provisions applicable to this  
17    subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections  
18    306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections  
19    101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
20    108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
21    1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
22    109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
23    105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
24    P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
25    109-280, apply for Wisconsin purposes at the same time as for federal purposes.

1           **SECTION 2013.** 71.22 (4m) (p) of the statutes is amended to read:

2           71.22 (**4m**) (p) For taxable years that begin after December 31, 2004, and  
3           before January 1, 2006, “Internal Revenue Code,” for corporations that are subject  
4           to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
5           Internal Revenue Code as amended to December 31, 2004, excluding sections 103,  
6           104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
7           (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8           104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
9           P.L. 106-573, section 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L.  
10          107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,  
11          sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211,  
12          242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and as amended by P.L.  
13          109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
14          1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
15          of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
16          section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
17          P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
18          109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
19          indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
20          100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.  
21          101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
22          102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
23          13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
24          104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
25          (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.



1 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
2 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
3 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
4 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181,  
5 P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201,  
6 and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.  
7 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316,  
8 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242,  
9 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476,  
10 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
11 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
12 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
13 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
14 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
15 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280. The  
16 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal  
17 purposes. Amendments to the Internal Revenue Code enacted after December 31,  
18 2004, do not apply to this paragraph with respect to taxable years beginning after  
19 December 31, 2004, and before January 1, 2006, except that changes to the Internal  
20 Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,  
21 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,  
22 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201  
23 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
24 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and  
25 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844

1 of P.L. 109-280, and changes that indirectly affect the provisions applicable to this  
2 subchapter made by P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,  
3 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,  
4 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201  
5 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
6 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and  
7 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844  
8 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal  
9 purposes.

10 **SECTION 2014.** 71.22 (4m) (q) of the statutes is created to read:

11 71.22 (4m) (q) For taxable years that begin after December 31, 2005, and  
12 before January 1, 2007, “Internal Revenue Code,” for corporations that are subject  
13 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
14 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,  
15 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
18 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,  
19 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,  
20 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,  
21 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,  
22 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of  
23 P.L. 109-59, section 301 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates  
24 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as  
25 amended by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.

1 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
2 109-280, and as indirectly affected in the provisions applicable to this subchapter  
3 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,  
4 P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
5 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150  
6 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
7 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
8 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
9 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
10 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
11 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
12 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.  
13 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections  
14 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201  
15 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
16 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,  
17 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.  
18 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,  
19 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding  
20 section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.  
21 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
22 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding  
23 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.  
24 109-280, excluding sections 811 and 844 of P.L. 109-280. The Internal Revenue Code  
25 applies for Wisconsin purposes at the same time as for federal purposes.

1 Amendments to the Internal Revenue Code enacted after December 31, 2005, do not  
2 apply to this paragraph with respect to taxable years beginning after  
3 December 31, 2005, and before January 1, 2007, except that changes to the Internal  
4 Revenue Code made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and  
5 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844  
6 of P.L. 109–280, and changes that indirectly affect the provisions applicable to this  
7 subchapter made by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513  
8 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of  
9 P.L. 109–280, apply for Wisconsin purposes at the same time as for federal purposes.

10 **SECTION 2015.** 71.22 (4m) (r) of the statutes is created to read:

11 71.22 (4m) (r) For taxable years that begin after December 31, 2006, “Internal  
12 Revenue Code,” for corporations that are subject to a tax on unrelated business  
13 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended  
14 to December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
16 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
17 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
18 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
19 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
20 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
21 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
22 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
23 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
24 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
25 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as indirectly

1 affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203,  
2 P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508,  
3 P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
4 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
5 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.  
6 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
7 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
8 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
9 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
10 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
11 excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L.  
12 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L.  
13 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
14 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403  
15 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
16 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.  
17 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
18 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.  
19 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
20 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
21 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
22 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
23 sections 811 and 844 of P.L. 109-280. The Internal Revenue Code applies for  
24 Wisconsin purposes at the same time as for federal purposes. Amendments to the

1 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
2 paragraph with respect to taxable years beginning after December 31, 2006.

3 **SECTION 2016.** 71.22 (5m) of the statutes is renumbered 71.22 (5m) (a).

4 **SECTION 2017.** 71.22 (5m) (b) of the statutes is created to read:

5 71.22 (5m) (b) Notwithstanding subs. (4) and (4m), section 101 of P.L. 109–222,  
6 related to extending the increased expense deduction under section 179 of the  
7 Internal Revenue Code, applies to property used in farming that is acquired and  
8 placed in service in taxable years beginning on or after January 1, 2008, and used  
9 by a person who is actively engaged in farming. For purposes of this paragraph,  
10 “actively engaged in farming” has the meaning given in 7 CFR 1400.201, and  
11 “farming” has the meaning given in section 464 (e) (1) of the Internal Revenue Code.

12 **SECTION 2017d.** 71.22 (9a) of the statutes is created to read:

13 71.22 (9a) “Qualified real estate investment trust” means a real estate  
14 investment trust, except a real estate investment trust of which more than 50  
15 percent of the voting power or value of the beneficial interests or shares are owned  
16 or controlled, directly or indirectly, by a single entity that is subject to sections 301  
17 to 385 of the Internal Revenue Code, that is not exempt under s. 71.26 (1), and that  
18 is not a real estate investment trust or a qualified real estate trust subsidiary under  
19 section 856 (i) of the Internal Revenue Code.

20 **SECTION 2017f.** 71.22 (9c) of the statutes is created to read:

21 71.22 (9c) “Real estate investment trust” means a real estate investment trust  
22 under section 856 of the Internal Revenue Code.

23 **SECTION 2017g.** 71.22 (9d) of the statutes is created to read:

24 71.22 (9d) “Real estate mortgage investment conduit” means a real estate  
25 mortgage investment conduit under section 860D of the Internal Revenue Code.

1           **SECTION 2017h.** 71.22 (9e) of the statutes is created to read:

2           71.22 (9e) “Regulated investment company” means a regulated investment  
3 company under section 851 of the Internal Revenue Code.

4           **SECTION 2018.** 71.24 (7) of the statutes is amended to read:

5           71.24 (7) EXTENSIONS. In the case of a corporation required to file a return,  
6 ~~when sufficient reason is shown, the department of revenue may on written request~~  
7 shall allow an automatic extension of 30 days 7 months or until the original due date  
8 of the corporation’s corresponding federal return, whichever is later, ~~if the~~  
9 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
10 granted by law or by the internal revenue service for the filing of corresponding  
11 federal returns shall extend the time for filing under this subchapter to 30 days after  
12 the federal due date ~~if a copy of any extension requested of the internal revenue~~  
13 ~~service is filed with~~ the corporation reports the extension in the manner specified by  
14 the department on the return. ~~Termination of an automatic extension by the internal~~  
15 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
16 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
17 ~~the date for termination fixed by the internal revenue service.~~ Except for payments  
18 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
19 shall not become delinquent during such extension period, but shall be subject to  
20 interest at the rate of 12% per year during such period.

21           **SECTION 2019.** 71.26 (1) (am) of the statutes is created to read:

22           71.26 (1) (am) *Veterans service organizations.* Income of a veterans service  
23 organization that is chartered under federal law.

24           **SECTION 2020.** 71.26 (1) (b) of the statutes is amended to read:

1           71.26 (1) (b) *Political units*. Income received by the United States, the state  
2 and all counties, cities, villages, towns, school districts, technical college districts,  
3 joint local water authorities created under s. 66.0823, ~~family~~ long-term care districts  
4 under s. 46.2895 or other political units of this state.

5           **SECTION 2021e.** 71.26 (1) (g) of the statutes is created to read:

6           71.26 (1) (g) For taxable years beginning after December 31, 2006, the amount  
7 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable  
8 year to which the claim relates.

9           **SECTION 2021m.** 71.26 (1m) (i) of the statutes is created to read:

10          71.26 (1m) (i) Those issued under s. 231.03 (6), on or after the effective date of  
11 this paragraph .... [revisor inserts date], if the proceeds from the obligations that are  
12 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition  
13 of information technology hardware or software.

14          **SECTION 2022.** 71.26 (2) (a) of the statutes is amended to read:

15          71.26 (2) (a) *Corporations in general*. The “net income” of a corporation means  
16 the gross income as computed under the Internal Revenue Code as modified under  
17 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit  
18 computed under s. 71.28 (1), (3), (4), and (5) minus, as provided under s. 71.28 (3) (c)  
19 7., the amount of the credit under s. 71.28 (3) that the taxpayer added to income  
20 under this paragraph at the time that the taxpayer first claimed the credit plus the  
21 amount of the credit computed under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),  
22 (1ds), (1dx), (3g), (3h), (3n), (3p), (3t), (3w), ~~(5b)~~, (5e), (5f), (5g), ~~and (5h)~~, (5i), (5j), and  
23 (5k) and not passed through by a partnership, limited liability company, or  
24 tax-option corporation that has added that amount to the partnership’s, limited  
25 liability company’s, or tax-option corporation’s income under s. 71.21 (4) or 71.34 (1)



1 (g) plus the amount of losses from the sale or other disposition of assets the gain from  
2 which would be wholly exempt income, as defined in sub. (3) (L), if the assets were  
3 sold or otherwise disposed of at a gain and minus deductions, as computed under the  
4 Internal Revenue Code as modified under sub. (3), plus or minus, as appropriate, an  
5 amount equal to the difference between the federal basis and Wisconsin basis of any  
6 asset sold, exchanged, abandoned, or otherwise disposed of in a taxable transaction  
7 during the taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

8 **SECTION 2023d.** 71.26 (2) (b) of the statutes is repealed and recreated to read:

9 71.26 (2) (b) *Regulated investment companies, real estate investment trusts,*  
10 *and real estate mortgage investment conduits.* 1. In this paragraph, except as  
11 provided in subds. 2. to 4., “net income” means one of the following:

12 a. That part of the federal regulated investment company income that is subject  
13 to federal tax as provided in sections 851 and 852 of the Internal Revenue Code,  
14 including federal undistributed net capital gain.

15 b. That part of the federal real estate investment trust income that is subject  
16 to federal tax as provided in sections 856 and 857 of the Internal Revenue Code,  
17 including federal undistributed net capital gain, federal net income from foreclosure  
18 property, and federal net income derived from prohibited transactions. The  
19 treatment of certain wholly owned subsidiaries under section 856 (i) of the Internal  
20 Revenue Code shall apply in computing the net income of a real estate investment  
21 trust.

22 c. That part of the federal real estate mortgage investment conduit income that  
23 is subject to federal tax, including federal net income derived from prohibited  
24 transactions under section 860F of the Internal Revenue Code and federal net  
25 income from foreclosure property under section 860G of the Internal Revenue Code.

1           2. Property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be  
2 depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as  
3 amended to December 31, 1980, shall continue to be depreciated under the Internal  
4 Revenue Code as amended to December 31, 1980.

5           3. With regard to federal regulated investment company income, federal real  
6 estate investment trust income, and federal real estate mortgage investment conduit  
7 income, the appropriate amount shall be added or subtracted to reflect differences  
8 between the depreciation or adjusted basis for federal income tax purposes and the  
9 depreciation or adjusted basis under this chapter of any property disposed of during  
10 the taxable year.

11           4. The dividend paid deduction otherwise allowed by federal law in computing  
12 net income of a real estate investment trust that is subject to federal income tax shall  
13 be added back in computing the tax imposed under this chapter unless the real estate  
14 investment trust is a qualified real estate investment trust.

15           **SECTION 2032.** 71.26 (3) (s) of the statutes is amended to read:

16           71.26 (3) (s) Sections 951 to 964 (relating to controlled foreign corporations) are  
17 excluded, and, for taxable years beginning on or after January 1, 2006, sections 951  
18 to 965 (relating to controlled foreign corporations) are excluded.

19           **SECTION 2034.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

20           71.28 (1dx) (a) 5. “Member of a targeted group” means a person who resides  
21 in an area designated by the federal government as an economic revitalization area,  
22 a person who is employed in an unsubsidized job but meets the eligibility  
23 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,  
24 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
25 real pay project position under s. 49.147 (3m), a person who is eligible for child care

1 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
2 economically disadvantaged youth, an economically disadvantaged veteran, a  
3 supplemental security income recipient, a general assistance recipient, an  
4 economically disadvantaged ex-convict, a qualified summer youth employee, as  
5 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
6 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
7 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

8 **SECTION 2035.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

9 71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
10 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
11 development zone and filled by a member of a targeted group and by then subtracting  
12 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
13 under s. 49.147 (3m) (c) for those jobs.

14 **SECTION 2036.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

15 71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
16 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
17 development zone and not filled by a member of a targeted group and by then  
18 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
19 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

20 **SECTION 2037.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

21 71.28 (1dx) (b) 4. The amount determined by multiplying the amount  
22 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
23 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
24 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
25 which significant capital investment was made and by then subtracting the

1 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
2 under s. 49.147 (3m) (c) for those jobs.

3 **SECTION 2038.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

4 71.28 (**1dx**) (b) 5. The amount determined by multiplying the amount  
5 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
6 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
7 claimed under sub. (1dj), in a development zone and not filled by a member of a  
8 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
9 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

10 **SECTION 2038h.** 71.28 (3h) of the statutes is created to read:

11 71.28 (**3h**) BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
12 subsection:

- 13 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).  
14 2. "Claimant" means a person who is engaged in the business of producing  
15 biodiesel fuel in this state and who files a claim under this subsection.

16 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
17 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
18 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
19 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.23,  
20 up to the amount of the tax, an amount that is equal to the number of gallons of  
21 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
22 by 10 cents.

23 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
24 claim under this subsection in a taxable year is \$1,000,000.

1           2. Partnerships, limited liability companies, and tax-option corporations may  
2 not claim the credit under this subsection, but the eligibility for, and the amount of,  
3 the credit are based on their biodiesel fuel production, as described under par. (b).  
4 A partnership, limited liability company, or tax-option corporation shall compute  
5 the amount of credit that each of its partners, members, or shareholders may claim  
6 and shall provide that information to each of them. Partners, members of limited  
7 liability companies, and shareholders of tax-option corporations may claim the  
8 credit in proportion to their ownership interests.

9           (d) *Administration.* Subsection (4) (e) to (h) as it applies to the credit under sub.  
10 (4), applies to the credit under this subsection.

11           **SECTION 2039.** 71.28 (3p) of the statutes is created to read:

12           **71.28 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT.** (a) *Definitions.*

13 In this subsection:

14           1. "Claimant" means a person who files a claim under this subsection.

15           2. "Dairy manufacturing" means processing milk into dairy products or  
16 processing dairy products for sale commercially.

17           3. "Dairy manufacturing modernization or expansion" means constructing,  
18 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
19 manufacturing, including the following, if used exclusively for dairy manufacturing  
20 and if acquired and placed in service in this state during taxable years that begin  
21 after December 31, 2006, and before January 1, 2015:

22           a. Building construction, including storage and warehouse facilities.

23           b. Building additions.

24           c. Upgrades to utilities, including water, electric, heat, and waste facilities.

25           d. Milk intake and storage equipment.

1 e. Processing and manufacturing equipment, including pipes, motors, pumps,  
2 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and  
3 churns.

4 f. Packaging and handling equipment, including sealing, bagging, boxing,  
5 labeling, conveying, and product movement equipment.

6 g. Warehouse equipment, including storage racks.

7 h. Waste treatment and waste management equipment, including tanks,  
8 blowers, separators, dryers, digesters, and equipment that uses waste to produce  
9 energy, fuel, or industrial products.

10 i. Computer software and hardware used for managing the claimant’s dairy  
11 manufacturing operation, including software and hardware related to logistics,  
12 inventory management, and production plant controls.

13 4. “Used exclusively” means used to the exclusion of all other uses except for  
14 use not exceeding 5 percent of total use.

15 (b) *Filing claims.* Subject to the limitations provided in this subsection and s.  
16 560.207, for taxable years beginning after December 31, 2006, and before January  
17 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23,  
18 up to the amount of the tax, an amount equal to 10 percent of the amount the  
19 claimant paid in the taxable year for dairy manufacturing modernization or  
20 expansion related to the claimant’s dairy manufacturing operation.

21 (c) *Limitations.* 1. No credit may be allowed under this subsection for any  
22 amount that the claimant paid for expenses described under par. (b) that the  
23 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

24 2. The aggregate amount of credits that a claimant may claim under this  
25 subsection is \$200,000.

1           2m. a. The maximum amount of the credits that may be claimed under this  
2 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007-08 is \$600,000, as  
3 allocated under s. 560.207.

4           b. The maximum amount of the credits that may be claimed under this  
5 subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2008-09, and in each fiscal  
6 year thereafter, is \$700,000, as allocated under s. 560.207.

7           3. Partnerships, limited liability companies, and tax-option corporations may  
8 not claim the credit under this subsection, but the eligibility for, and the amount of,  
9 the credit are based on their payment of expenses under par. (b), except that the  
10 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
11 A partnership, limited liability company, or tax-option corporation shall compute  
12 the amount of credit that each of its partners, members, or shareholders may claim  
13 and shall provide that information to each of them. Partners, members of limited  
14 liability companies, and shareholders of tax-option corporations may claim the  
15 credit in proportion to their ownership interest.

16           4. If 2 or more persons own and operate the dairy manufacturing operation,  
17 each person may claim a credit under par. (b) in proportion to his or her ownership  
18 interest, except that the aggregate amount of the credits claimed by all persons who  
19 own and operate the dairy manufacturing operation shall not exceed \$200,000.

20           (d) *Administration.* 1. Subsection (4) (e), (g), and (h), as it applies to the credit  
21 under sub. (4), applies to the credit under this subsection.

22           2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
23 due under s. 71.23 or no tax is due under s. 71.23, the amount of the claim not used  
24 to offset the tax due shall be certified by the department of revenue to the department

1 of administration for payment by check, share draft, or other draft drawn from the  
2 appropriation account under s. 20.835 (2) (bn).

3 **SECTION 2040.** 71.28 (3w) (a) 5m. of the statutes is created to read:

4 71.28 (3w) (a) 5m. “Wages” means wages under section 3306 (b) of the Internal  
5 Revenue Code, determined without regard to any dollar limitations.

6 **SECTION 2041.** 71.28 (3w) (a) 6. of the statutes is amended to read:

7 71.28 (3w) (a) 6. “Zone payroll” means the amount of state payroll that is  
8 attributable to ~~compensation wages~~ paid to individuals full-time employees for  
9 services that are performed in ~~a~~ an enterprise zone. “Zone payroll” does not include  
10 the amount of ~~compensation wages~~ paid to any individuals full-time employees that  
11 exceeds \$100,000.

12 **SECTION 2042.** 71.28 (3w) (b) 1. a. of the statutes is amended to read:

13 71.28 (3w) (b) 1. a. The claimant’s ~~zone payroll in the taxable year, minus the~~  
14 ~~claimant’s zone payroll~~ number of full-time employees whose annual wages are  
15 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
16 taxable year, minus the number of full-time employees whose annual wages were  
17 greater than \$30,000 and who the claimant employed in the area that comprises the  
18 enterprise zone in the base year.

19 **SECTION 2043.** 71.28 (3w) (b) 1. b. of the statutes is amended to read:

20 71.28 (3w) (b) 1. b. The claimant’s ~~state payroll in the taxable year, minus the~~  
21 ~~claimant’s state payroll~~ number of full-time employees whose annual wages are  
22 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
23 minus the number of full-time employees whose annual wages were greater than  
24 \$30,000 and who the claimant employed in the state in the base year.

25 **SECTION 2044.** 71.28 (3w) (b) 2. of the statutes is amended to read:



1           71.28 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
2           zone payroll by dividing total wages for full-time employees that whose annual  
3           wages are greater than \$30,000 and who the claimant employed in the area that  
4           comprises the enterprise zone in the base taxable year from by the number of  
5           full-time employees ~~that whose annual wages are greater than \$30,000 and who~~ the  
6           claimant employed in the enterprise zone in the taxable year.

7           **SECTION 2045.** 71.28 (3w) (b) 3. of the statutes is amended to read:

8           71.28 (3w) (b) 3. ~~Multiply Subtract \$30,000 from~~ the amount determined under  
9           subd. 2., ~~but not an amount less than zero, by \$30,000.~~

10          **SECTION 2046.** 71.28 (3w) (b) 4. of the statutes is amended to read:

11          71.28 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
12          by the amount determined under subd. 1.

13          **SECTION 2047.** 71.28 (3w) (bm) (intro.) and 4. of the statutes are g consolidated,  
14          renumbered 71.28 (3w) (bm) and amended to read:

15          71.28 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
16          par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
17          claimant may claim as a credit against the tax imposed under s. 71.23 an amount  
18          equal to all of the following: 4. ~~The~~ the amount the claimant paid in the taxable year  
19          to upgrade or improve the job-related skills of any of the claimant's full-time  
20          employees, to train any of the claimant's full-time employees on the use of  
21          job-related new technologies, or to ~~train~~ provide job-related training to any  
22          full-time employee whose employment with the claimant represents the employee's  
23          first full-time job. This subdivision does not apply to employees who do not work in  
24          -a an enterprise zone.

25          **SECTION 2048.** 71.28 (3w) (bm) 3. of the statutes is repealed.

1           **SECTION 2049.** 71.28 (3w) (d) of the statutes is amended to read:

2           71.28 **(3w)** (d) *Administration*. Subsection (4) (g) and (h), as it applies to the  
3 credit under sub. (4), applies to the credit under this subsection. Claimants shall  
4 include with their returns a copy of their certification for tax benefits, and a copy of  
5 the verification of their expenses, from the department of commerce.

6           **SECTION 2050.** 71.28 (5b) (c) 1. of the statutes is amended to read:

7           71.28 **(5b)** (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
8 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.47  
9 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

10          **SECTION 2051.** 71.28 (5b) (d) of the statutes is renumbered 71.28 (5b) (d) 1.

11          **SECTION 2052.** 71.28 (5b) (d) 2. of the statutes is created to read:

12          71.28 **(5b)** (d) 2. The Wisconsin adjusted basis of any investment for which a  
13 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
14 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
15 in a partnership, a member's interest in a limited liability company, or stock in a  
16 tax-option corporation shall be adjusted to reflect adjustments made under this  
17 subdivision.

18          **SECTION 2053.** 71.28 (5e) (b) of the statutes is amended to read:

19          71.28 **(5e)** (b) *Filing claims*. Subject to the limitations provided in this  
20 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
21 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
22 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
23 the taxes imposed under s. 71.23, up to the amount of those taxes, in each taxable  
24 year for 2 years, the amount certified by the department of commerce that resulted

1 ~~from the claimant claimed as an exemption claiming a deduction~~ under s. 77.54 (48)  
2 77.585 (9).

3 **SECTION 2054.** 71.28 (5e) (c) 1. of the statutes is amended to read:

4 71.28 (5e) (c) 1. No credit may be allowed under this subsection unless the  
5 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

6 **SECTION 2055.** 71.28 (5e) (c) 3. of the statutes is amended to read:

7 71.28 (5e) (c) 3. The total amount of the credits and exemptions the sales and  
8 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
9 by all claimants under this subsection and ss. 71.07 (5e), 71.47 (5e), and ~~77.54 (48)~~  
10 77.585 (9) is \$7,500,000, as determined by the department of commerce.

11 **SECTION 2056.** 71.28 (5h) (a) 4. of the statutes is amended to read:

12 71.28 (5h) (a) 4. “Previously owned property” means real property that the  
13 claimant or a related person owned during the 2 years prior to doing business in this  
14 state as a film production company and for which the claimant may not deduct a loss  
15 from the sale of the property to, or an exchange of the property with, the related  
16 person under section 267 of the Internal Revenue Code, except that section 267 of the  
17 Internal Revenue Code is modified so that if the claimant owns any part of the  
18 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
19 the Internal Revenue Code for purposes of this subsection.

20 **SECTION 2057.** 71.28 (5h) (c) 2. of the statutes is amended to read:

21 71.28 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
22 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
23 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
24 demolition or destruction in preparation for the physical work, after December 31,  
25 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

1           **SECTION 2058.** 71.28 (5h) (c) 3. of the statutes is amended to read:

2           71.28 **(5h)** (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
3 expended to acquire real property, if the property is not previously owned property  
4 and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
5 completed project is placed in service after December 31, 2007.

6           **SECTION 2059.** 71.28 (5i) of the statutes is created to read:

7           71.28 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
8 subsection, “claimant” means a person who files a claim under this subsection.

9           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10 taxable years beginning after December 31, 2009, a claimant may claim as a credit  
11 against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount  
12 equal to 50 percent of the amount the claimant paid in the taxable year for  
13 information technology hardware or software that is used to maintain medical  
14 records in electronic form, if the claimant is a health care provider, as defined in s.  
15 146.81 (1).

16           (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
17 under this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is  
18 \$10,000,000, as allocated under s. 560.204.

19           2. Partnerships, limited liability companies, and tax-option corporations may  
20 not claim the credit under this subsection, but the eligibility for, and the amount of,  
21 the credit are based on their payment of amounts under par. (b). A partnership,  
22 limited liability company, or tax-option corporation shall compute the amount of  
23 credit that each of its partners, members, or shareholders may claim and shall  
24 provide that information to each of them. Partners, members of limited liability

1 companies, and shareholders of tax-option corporations may claim the credit in  
2 proportion to their ownership interests.

3 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
4 sub. (4), applies to the credit under this subsection.

5 **SECTION 2060.** 71.28 (5j) of the statutes is created to read:

6 71.28 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
7 subsection:

- 8 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).
- 9 2. "Claimant" means a person who files a claim under this subsection.
- 10 3. "Motor vehicle fuel" has the meaning given in s. 78.005 (13).

11 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
12 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
13 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
14 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
15 claimant paid in the taxable year to install or retrofit pumps located in this state that  
16 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
17 percent biodiesel fuel.

18 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
19 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
20 each service station for which the claimant has installed or retrofitted pumps as  
21 described under par. (b).

22 2. Partnerships, limited liability companies, and tax-option corporations may  
23 not claim the credit under this subsection, but the eligibility for, and the amount of,  
24 the credit are based on their payment of amounts under par. (b). A partnership,  
25 limited liability company, or tax-option corporation shall compute the amount of

1 credit that each of its partners, members, or shareholders may claim and shall  
2 provide that information to each of them. Partners, members of limited liability  
3 companies, and shareholders of tax-option corporations may claim the credit in  
4 proportion to their ownership interests.

5 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
6 sub. (4), applies to the credit under this subsection.

7 **SECTION 2060m.** 71.28 (5k) of the statutes is created to read:

8 71.28 **(5k)** COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions.* In this  
9 subsection:

10 1. “Claimant” means a person who files a claim under this subsection.

11 2. “Community rehabilitation program” means a nonprofit entity, county,  
12 municipality, or state or federal agency that directly provides, or facilitates the  
13 provision of, vocational rehabilitation services to individuals who have disabilities  
14 to maximize the employment opportunities, including career advancement, of such  
15 individuals.

16 3. “Vocational rehabilitation services” include education, training,  
17 employment, counseling, therapy, placement, and case management.

18 4. “Work” includes production, packaging, assembly, food service, custodial  
19 service, clerical service, and other commercial activities that improve employment  
20 opportunities for individuals who have disabilities.

21 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
22 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
23 the tax imposed under s. 71.23, up to the amount of those taxes, an amount equal to  
24 5 percent of the amount the claimant paid in the taxable year to a community

1 rehabilitation program to perform work for the claimant's business, pursuant to a  
2 contract.

3 (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
4 claim under this subsection in a taxable year is \$25,000 for each community  
5 rehabilitation program for which the claimant enters into a contract to have the  
6 community rehabilitation program perform work for the claimant's business.

7 2. No credit may be claimed under this subsection unless the claimant submits  
8 with the claimant's return a form, as prescribed by the department of revenue, that  
9 verifies that the claimant has entered into a contract with a community  
10 rehabilitation program and that the program has received payment from the  
11 claimant for work provided by the program, consistent with par. (b).

12 3. Partnerships, limited liability companies, and tax-option corporations may  
13 not claim the credit under this subsection, but the eligibility for, and the amount of,  
14 the credit are based on their payment of amounts under par. (b). A partnership,  
15 limited liability company, or tax-option corporation shall compute the amount of  
16 credit that each of its partners, members, or shareholders may claim and shall  
17 provide that information to each of them. Partners, members of limited liability  
18 companies, and shareholders of tax-option corporations may claim the credit in  
19 proportion to their ownership interests.

20 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
21 sub. (4), applies to the credit under this subsection.

22 **SECTION 2060n.** 71.30 (3) (bn) of the statutes is created to read:

23 71.30 (3) (bn) Community rehabilitation program credit under s. 71.28 (5k).

24 **SECTION 2060s.** 71.30 (3) (cn) of the statutes is created to read:

25 71.30 (3) (cn) Biodiesel fuel production credit under s. 71.28 (3h).

1           **SECTION 2062.** 71.30 (3) (ed) of the statutes is created to read:

2           71.30 (3) (ed) Ethanol and biodiesel fuel pump credit under s. 71.28 (5j).

3           **SECTION 2063.** 71.30 (3) (epa) of the statutes is created to read:

4           71.30 (3) (epa) Electronic medical records credit under s. 71.28 (5i).

5           **SECTION 2064.** 71.30 (3) (epp) of the statutes is renumbered 71.30 (3) (eps) and  
6 amended to read:

7           71.30 (3) (eps) Film production services credit under s. 71.28 (5f) b) 1. and 3.

8           **SECTION 2065.** 71.30 (3) (f) of the statutes is amended to read:

9           71.30 (3) (f) The total of farmers' drought property tax credit under s. 71.28  
10 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
11 s. 71.28 (2m), dairy manufacturing facility investment credit under s. 71.28 (3p),  
12 enterprise zone jobs credit under s. 71.28 (3w), film production services credit under  
13 s. 71.28 (5f) (b) 2., and estimated tax payments under s. 71.29.

14           **SECTION 2066.** 71.34 (1) (g) of the statutes is amended to read:

15           71.34 (1) (g) An addition shall be made for credits computed by a tax-option  
16 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (3), (3g),  
17 (3h), (3n), (3p), (3t), (3w), (5b), (5e), (5f), (5g), and (5h), (5i), (5j), and (5k) and passed  
18 through to shareholders.

19           **SECTION 2067.** 71.34 (1g) (L) of the statutes is repealed.

20           **SECTION 2068.** 71.34 (1g) (m) of the statutes is repealed.

21           **SECTION 2069.** 71.34 (1g) (n) of the statutes is amended to read:

22           71.34 (1g) (n) "Internal Revenue Code" for tax-option corporations, for taxable  
23 years that begin after December 31, 1998, and before January 1, 2000, means the  
24 federal Internal Revenue Code as amended to December 31, 1998, excluding sections  
25 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and



1 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
2 of P.L. 104-188, and as amended by P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
3 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
4 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
5 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
6 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
7 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,  
8 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
11 of P.L. 109-280, and as indirectly affected in the provisions applicable to this  
12 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2)  
13 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008  
14 (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.  
15 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
16 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
17 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
18 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
19 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
20 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
21 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16, excluding  
22 section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections 101, 301  
23 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121, excluding  
24 section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
25 and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242,

1 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-135,  
2 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
3 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
4 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of items to  
5 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
6 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
7 at the same time as for federal purposes. Amendments to the federal Internal  
8 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with  
9 respect to taxable years beginning after December 31, 1998, and before  
10 January 1, 2000, except that changes to the Internal Revenue Code made by P.L.  
11 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
12 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
13 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
14 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
15 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
16 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
17 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
18 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
19 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that  
20 indirectly affect the provisions applicable to this subchapter made by P.L. 106-36,  
21 P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L.  
22 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
23 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
24 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
25 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.

1 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
2 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
3 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
4 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
5 purposes at the same time as for federal purposes.

6 **SECTION 2070.** 71.34 (1g) (o) of the statutes is amended to read:

7 71.34 (1g) (o) "Internal Revenue Code" for tax-option corporations, for taxable  
8 years that begin after December 31, 1999, and before January 1, 2003, means the  
9 federal Internal Revenue Code as amended to December 31, 1999, excluding sections  
10 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
11 13203 (d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d)  
12 of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections  
13 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
14 107-16, P.L. 107.22, P.L. 107.116, P.L. 107-134, P.L. 107-147, excluding sections 101,  
15 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
16 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
17 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311,  
18 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
19 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
21 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,  
22 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
23 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
24 of P.L. 109-280, and as indirectly affected in the provisions applicable to this  
25 subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2)

1 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008  
2 (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.  
3 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.  
4 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),  
5 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.  
6 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
7 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.  
8 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.  
9 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
10 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
11 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
12 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
13 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
14 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
15 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
16 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
17 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
18 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
19 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
20 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through  
21 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
22 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
23 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
24 federal Internal Revenue Code enacted after December 31, 1999, do not apply to this  
25 paragraph with respect to taxable years beginning after December 31, 1999, and

1 before January 1, 2003, except that changes to the Internal Revenue Code made by  
2 P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L.  
3 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116,  
4 P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147,  
5 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
6 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
7 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
8 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
9 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding  
10 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
11 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
12 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
13 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
14 affect the provisions applicable to this subchapter made by P.L. 106-230, P.L.  
15 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
16 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
17 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
18 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
19 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
20 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
21 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
22 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
23 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
24 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
25 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections

1 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the same time as for  
2 federal purposes.

3 **SECTION 2071.** 71.34 (1g) (p) of the statutes is amended to read:

4 71.34 (1g) (p) “Internal Revenue Code” for tax-option corporations, for taxable  
5 years that begin after December 31, 2002, and before January 1, 2004, means the  
6 federal Internal Revenue Code as amended to December 31, 2002, excluding sections  
7 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
8 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
9 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
10 431 of P.L. 107-16, and ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as  
11 amended by P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
12 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201  
13 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
14 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
15 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and P.L. 108-375,  
16 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
17 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections  
18 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
19 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280,  
20 and as indirectly affected in the provisions applicable to this subchapter by P.L.  
21 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812  
22 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
23 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
24 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
25 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and

1 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.  
2 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
3 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
4 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
5 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
6 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
7 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.  
8 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
9 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,  
10 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
11 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
12 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
13 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
14 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
15 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
17 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through  
18 of items to shareholders) is modified by substituting the tax under s. 71.35 for the  
19 taxes under sections 1374 and 1375. The Internal Revenue Code applies for  
20 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
21 federal Internal Revenue Code enacted after December 31, 2002, do not apply to this  
22 paragraph with respect to taxable years beginning after December 31, 2002, and  
23 before January 1, 2004, except that changes to the Internal Revenue Code made by  
24 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,  
25 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.

1 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
2 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
3 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
4 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
5 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
6 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
7 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
8 and changes that indirectly affect the provisions applicable to this subchapter made  
9 by P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121,  
10 excluding section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
11 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
12 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211,  
13 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L.  
14 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections  
16 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405  
17 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
18 apply for Wisconsin purposes at the same time as for federal purposes.

19 **SECTION 2072.** 71.34 (1g) (q) of the statutes is amended to read:

20 71.34 (1g) (q) “Internal Revenue Code” for tax-option corporations, for taxable  
21 years that begin after December 31, 2003, and before January 1, 2005, means the  
22 federal Internal Revenue Code as amended to December 31, 2003, excluding sections  
23 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
24 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
25 104–188, P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section



1 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
2 and 202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173,  
3 and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,  
4 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101,  
5 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375,  
6 and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
7 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73,  
8 excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201  
9 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
10 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
11 109-280, and as indirectly affected in the provisions applicable to this subchapter  
12 by P.L. 99-514, P.L. 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d)  
13 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L.  
14 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L.  
15 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.  
16 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
17 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.  
18 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
19 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L.  
20 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554,  
21 excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding  
22 section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147,  
23 excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.  
24 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
25 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,

1 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
2 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
3 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
4 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
6 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
7 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
8 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811  
9 and 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of  
10 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes  
11 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin  
12 purposes at the same time as for federal purposes. Amendments to the federal  
13 Internal Revenue Code enacted after December 31, 2003, do not apply to this  
14 paragraph with respect to taxable years beginning after December 31, 2003, and  
15 before January 1, 2005, except that changes to the Internal Revenue Code made by  
16 P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401,  
17 and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244,  
18 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
19 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
21 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
22 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
23 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that  
24 indirectly affect the provisions applicable to this subchapter made by P.L. 108-203,  
25 P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a)

1 of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
2 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7,  
3 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
4 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.  
5 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
6 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L.  
7 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
8 purposes at the same time as for federal purposes.

9 **SECTION 2073.** 71.34 (1g) (r) of the statutes is amended to read:

10 71.34 (1g) (r) "Internal Revenue Code" for tax-option corporations, for taxable  
11 years that begin after December 31, 2004, and before January 1, 2006, means the  
12 federal Internal Revenue Code as amended to December 31, 2004, excluding sections  
13 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and  
14 13203 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
15 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,  
16 P.L. 106-573, section 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L.  
17 107-147, sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173,  
18 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211,  
19 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, and as amended by P.L.  
20 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
21 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
22 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
23 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
24 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
25 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as

1 indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L.  
2 100-203, P.L. 100-647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
3 (b) (2), and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L.  
4 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,  
5 excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.  
6 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
7 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188,  
8 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.  
9 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.  
10 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections  
11 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
12 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding section  
13 sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276,  
14 P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
15 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
16 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
17 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
18 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L.  
19 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
20 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.  
21 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section  
22 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.  
23 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
24 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except  
25 that section 1366 (f) (relating to pass-through of items to shareholders) is modified

1 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.  
2 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
3 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
4 December 31, 2004, do not apply to this paragraph with respect to taxable years  
5 beginning after December 31, 2004, and before January 1, 2006, except that changes  
6 to the Internal Revenue Code made by P.L. 109-7, P.L. 109-58, excluding sections  
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
8 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
9 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
10 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
11 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
12 sections 811 and 844 of P.L. 109-280, and changes that indirectly affect the  
13 provisions applicable to this subchapter made by P.L. 109-7, P.L. 109-58, excluding  
14 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
15 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
16 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
17 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
18 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
19 excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin purposes at the  
20 same time as for federal purposes.

21 **SECTION 2074.** 71.34 (1g) (s) of the statutes is created to read:

22 71.34 (1g) (s) "Internal Revenue Code" for tax-option corporations, for taxable  
23 years that begin after December 31, 2005, and before January 1, 2007, means the  
24 federal Internal Revenue Code as amended to December 31, 2005, excluding sections  
25 103, 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and

1 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
2 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
3 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
4 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
5 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
6 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
7 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
8 P.L. 109–59, section 301 of P.L. 109–73, and sections 101, 105, 201 (a) as it relates  
9 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, and as  
10 amended by P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
11 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
12 109–280, and as indirectly affected in the provisions applicable to this subchapter  
13 by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d)  
14 (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
15 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
16 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
17 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
18 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.  
19 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
20 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
21 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
22 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
23 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
24 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
25 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.

1 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
2 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403  
3 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
4 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L.  
5 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
6 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L.  
7 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
8 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
9 (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207,  
10 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding  
11 sections 811 and 844 of P.L. 109-280, except that section 1366 (f) (relating to  
12 pass-through of items to shareholders) is modified by substituting the tax under s.  
13 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies  
14 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
15 federal Internal Revenue Code enacted after December 31, 2005, do not apply to this  
16 paragraph with respect to taxable years beginning after December 31, 2005, and  
17 before January 1, 2007, except that changes to the Internal Revenue Code made by  
18 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
19 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
20 changes that indirectly affect the provisions applicable to this subchapter made by  
21 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
22 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
23 Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 2075.** 71.34 (1g) (t) of the statutes is created to read:

1           71.34 (1g) (t) “Internal Revenue Code” for tax-option corporations, for taxable  
2 years that begin after December 31, 2006, means the federal Internal Revenue Code  
3 as amended to December 31, 2006, excluding sections 103, 104, and 110 of P.L.  
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
5 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
6 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
7 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
8 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
9 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
10 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
11 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
12 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
13 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
14 P.L. 109–222, sections 811 and 844 of P.L. 109–280, and P.L. 109–432, and as  
15 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
16 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
17 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
18 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
19 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
20 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
21 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
22 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
23 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
24 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
25 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.



1 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
2 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
3 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
4 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
5 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
6 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
7 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,  
8 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
9 and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L.  
10 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
11 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
12 P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,  
13 and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and  
14 844 of P.L. 109-280, except that section 1366 (f) (relating to pass-through of items  
15 to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under  
16 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes  
17 at the same time as for federal purposes. Amendments to the federal Internal  
18 Revenue Code enacted after December 31, 2006, do not apply to this paragraph with  
19 respect to taxable years beginning after December 31, 2006.

20 **SECTION 2076.** 71.34 (1m) of the statutes is renumbered 71.34 (1m) (a).

21 **SECTION 2077.** 71.34 (1m) (b) of the statutes is created to read:

22 71.34 (1m) (b) Notwithstanding sub. (1g), section 101 of P.L. 109-222, related  
23 to extending the increased expense deduction under section 179 of the Internal  
24 Revenue Code, applies to property used in farming that is acquired and placed in  
25 service in taxable years beginning on or after January 1, 2008, and used by a person

1 who is actively engaged in farming. For purposes of this paragraph, “actively  
2 engaged in farming” has the meaning given in 7 CFR 1400.201, and “farming” has  
3 the meaning given in section 464 (e) (1) of the Internal Revenue Code.

4 **SECTION 2078.** 71.42 (2) (k) of the statutes is repealed.

5 **SECTION 2079.** 71.42 (2) (L) of the statutes is repealed.

6 **SECTION 2080.** 71.42 (2) (m) of the statutes is amended to read:

7 71.42 (2) (m) For taxable years that begin after December 31, 1998, and before  
8 January 1, 2000, “Internal Revenue Code” means the federal Internal Revenue Code  
9 as amended to December 31, 1998, excluding sections 103, 104, and 110 of P.L.  
10 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
11 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
12 amended by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding  
13 sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding section 431 of P.L.  
14 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of P.L.  
15 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding section 109 of P.L.  
16 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
17 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422,  
18 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135, excluding sections 101,  
19 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
20 P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, and  
21 as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
22 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
23 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
24 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
25 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections

1 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
2 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
3 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
4 P.L. 106-554, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-134, P.L.  
5 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
6 107-276, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-311,  
7 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
8 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
9 of P.L. 108-357, P.L. 109-7, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and  
11 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except that "Internal  
12 Revenue Code" does not include section 847 of the federal Internal Revenue Code.  
13 The Internal Revenue Code applies for Wisconsin purposes at the same time as for  
14 federal purposes. Amendments to the federal Internal Revenue Code enacted after  
15 December 31, 1998, do not apply to this paragraph with respect to taxable years  
16 beginning after December 31, 1998, and before January 1, 2000, except that  
17 changes to the Internal Revenue Code made by P.L. 106-36, P.L. 106-170, P.L.  
18 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-16,  
19 excluding section 431 of P.L. 107-16, P.L. 107-134, P.L. 107-147, excluding sections  
20 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-276, P.L. 108-121,  
21 excluding section 109 of P.L. 108-121, P.L. 108-311, excluding sections 306, 307, 308,  
22 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101, 201,  
23 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
24 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
25 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections

1 811 and 844 of P.L. 109–280, and changes that indirectly affect the provisions  
2 applicable to this subchapter made by P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
3 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–16, excluding  
4 section 431 of P.L. 107–16, P.L. 107–134, P.L. 107–147, excluding sections 101, 301  
5 (a), and 406 of P.L. 107–147, P.L. 107–181, P.L. 107–276, P.L. 108–121, excluding  
6 section 109 of P.L. 108–121, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
7 and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201, 211, 242,  
8 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–7, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, and P.L. 109–280, excluding sections 811 and 844  
11 of P.L. 109–280, apply for Wisconsin purposes at the same time as for federal  
12 purposes.

13 **SECTION 2081.** 71.42 (2) (n) of the statutes is amended to read:

14 71.42 (2) (n) For taxable years that begin after December 31, 1999, and before  
15 January 1, 2003, “Internal Revenue Code” means the federal Internal Revenue Code  
16 as amended to December 31, 1999, excluding sections 103, 104, and 110 of P.L.  
17 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66  
18 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, and as  
19 amended by P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L.  
20 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22,  
21 P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101, 301 (a), and 406 of  
22 P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
23 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section  
24 109 of P.L. 108–121, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308,  
25 316, 401, and 403 (a) of P.L. 108–311, and P.L. 108–357, excluding sections 101, 201,

1     211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
2     109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
3     1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
4     (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
5     109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
6     indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
7     101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections  
8     103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding  
9     sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L.  
10    103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections  
11    1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.  
12    104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.  
13    106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of  
14    P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.  
15    107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a),  
16    and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L.  
17    108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding  
18    section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307,  
19    308, 316, 401, and 403 (a) of P.L. 108-311, and P.L. 108-357, excluding sections 101,  
20    201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L.  
21    109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
22    1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
23    (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
24    109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except  
25    that "Internal Revenue Code" does not include section 847 of the federal Internal

1 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
2 same time as for federal purposes. Amendments to the federal Internal Revenue  
3 Code enacted after December 31, 1999, do not apply to this paragraph with respect  
4 to taxable years beginning after December 31, 1999, and before January 1, 2003,  
5 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.  
6 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,  
7 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.  
8 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.  
9 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and  
10 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,  
11 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,  
12 and P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
13 and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
14 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
15 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
16 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections  
17 811 and 844 of P.L. 109-280, and changes that indirectly affect the provisions  
18 applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections  
19 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.  
20 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections  
21 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.  
22 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.  
23 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311,  
24 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, and P.L.  
25 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910

1 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,  
2 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,  
3 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
4 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844  
5 of P.L. 109-280, apply for Wisconsin purposes at the same time as for federal  
6 purposes.

7 **SECTION 2082.** 71.42 (2) (o) of the statutes is amended to read:

8 71.42 (2) (o) For taxable years that begin after December 31, 2002, and before  
9 January 1, 2004, "Internal Revenue Code" means the federal Internal Revenue Code  
10 as amended to December 31, 2002, excluding sections 103, 104, and 110 of P.L.  
11 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
12 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,  
13 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, and  
14 ~~section~~ sections 101 and 301 (a) of P.L. 107-147, and as amended by P.L. 108-27,  
15 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
16 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
17 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
18 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
19 337, 422, 847, 909, and 910 of P.L. 108-357, ~~and~~ P.L. 108-375, P.L. 109-7, P.L.  
20 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
21 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201  
22 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
23 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as  
24 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.  
25 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections

1 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
2 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
3 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
4 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
5 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
6 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
7 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
8 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding ~~section~~ sections 101 and  
9 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L.  
10 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding  
11 section 109 of P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173,  
12 P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 307, 308, 316, 401,  
13 and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244,  
14 336, 337, 422, 847, 909, and 910 of P.L. 108–357, and P.L. 108–375, P.L. 109–7, P.L.  
15 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
16 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–135, excluding sections 101, 105, 201  
17 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.  
18 109–135, and P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280, except  
19 that “Internal Revenue Code” does not include section 847 of the federal Internal  
20 Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the  
21 same time as for federal purposes. Amendments to the federal Internal Revenue  
22 Code enacted after December 31, 2002, do not apply to this paragraph with respect  
23 to taxable years beginning after December 31, 2002, and before January 1, 2004,  
24 except that changes to the Internal Revenue Code made by P.L. 108–27, excluding  
25 sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, excluding section 109 of P.L.



1 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
2 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
3 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
4 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding  
5 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
6 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
7 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
8 109-280, excluding sections 811 and 844 of P.L. 109-280, and changes that indirectly  
9 affect the provisions applicable to this subchapter made by P.L. 108-27, excluding  
10 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.  
11 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.  
12 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.  
13 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
14 909, and 910 of P.L. 108-357, and P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding  
15 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
16 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
17 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.  
18 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for Wisconsin  
19 purposes at the same time as for federal purposes.

20 **SECTION 2083.** 71.42 (2) (p) of the statutes is amended to read:

21 71.42 (2) (p) For taxable years that begin after December 31, 2003, and before  
22 January 1, 2005, "Internal Revenue Code" means the federal Internal Revenue Code  
23 as amended to December 31, 2003, excluding sections 103, 104, and 110 of P.L.  
24 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
25 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 106-519,

1 sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L. 107-16, ~~section~~  
2 sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L. 108-27,  
3 section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and as amendeded by P.L.  
4 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and  
5 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
6 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
7 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
9 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
11 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly  
12 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
13 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
14 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
16 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
17 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
18 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
19 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,  
20 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
21 107-116, P.L. 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of  
22 P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
23 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section  
24 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L.  
25 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and

1 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336,  
2 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, and P.L. 108-476, P.L.  
3 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
4 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
5 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
6 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227,  
7 and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, except that  
8 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
9 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
10 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
11 after December 31, 2003, do not apply to this paragraph with respect to taxable years  
12 beginning after December 31, 2003, and before January 1, 2005, except that changes  
13 to the Internal Revenue Code made by P.L. 108-203, P.L. 108-218, P.L. 108-311,  
14 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
15 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108-357, P.L. 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
17 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
18 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding  
19 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
20 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811  
21 and 844 of P.L. 109-280, and changes that indirectly affect the provisions applicable  
22 to this subchapter made by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
23 sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
24 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
25 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,

1 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
2 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
3 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
4 P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
5 109-280, apply for Wisconsin purposes at the same time as for federal purposes.

6 **SECTION 2084.** 71.42 (2) (q) of the statutes is amended to read:

7 71.42 (2) (q) For taxable years that begin after December 31, 2004, and before  
8 January 1, 2006, “Internal Revenue Code” means the federal Internal Revenue Code  
9 as amended to December 31, 2004, excluding sections 103, 104, and 110 of P.L.  
10 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
11 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
12 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
13 431 of P.L. 107-16, ~~section~~ sections 101 and 301 (a) of P.L. 107-147, sections 106, 201,  
14 and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and  
15 403 (a) of P.L. 108-311, and sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909,  
16 and 910 of P.L. 108-357, and as amended by P.L. 109-7, P.L. 109-58, excluding  
17 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351  
18 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,  
19 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
20 (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections  
21 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,  
22 excluding sections 811 and 844 of P.L. 109-280, and as indirectly affected by P.L.  
23 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L.  
24 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and 110 of P.L.  
25 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150

1 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L.  
2 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
3 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.  
4 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.  
5 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,  
6 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.  
7 107-134, P.L. 107-147, excluding ~~section~~ sections 101 and 301 (a) of P.L. 107-147,  
8 P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding  
9 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding  
10 section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding  
11 sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding  
12 sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L.  
13 108-375, and P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308,  
14 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.  
15 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101,  
16 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
17 P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512,  
18 and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and  
19 844 of P.L. 109-280, except that “Internal Revenue Code” does not include section  
20 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for  
21 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
22 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this  
23 paragraph with respect to taxable years beginning after December 31, 2004, and  
24 before January 1, 2006, except that changes to the Internal Revenue Code made by  
25 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,

1 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
2 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
3 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
4 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
5 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
6 changes that indirectly affect the provisions applicable to this subchapter made by  
7 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
8 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301  
9 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to  
10 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,  
11 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
12 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
13 Wisconsin purposes at the same time as for federal purposes.

14 **SECTION 2085.** 71.42 (2) (r) of the statutes is created to read:

15 71.42 (2) (r) For taxable years that begin after December 31, 2005, and before  
16 January 1, 2007, “Internal Revenue Code” means the federal Internal Revenue Code  
17 as amended to December 31, 2005, excluding sections 103, 104, and 110 of P.L.  
18 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,  
19 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,  
20 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section  
21 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and  
22 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403  
23 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
24 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
25 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301

1 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
2 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as amended by P.L. 109-222,  
3 excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and  
4 P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and as indirectly  
5 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
6 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
7 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
9 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
10 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
11 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
12 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,  
13 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
14 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L.  
15 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
16 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
17 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
18 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
19 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
20 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
21 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
22 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
23 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
24 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
25 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.

1 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.  
2 109-280, except that “Internal Revenue Code” does not include section 847 of the  
3 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
4 purposes at the same time as for federal purposes. Amendments to the federal  
5 Internal Revenue Code enacted after December 31, 2005, do not apply to this  
6 paragraph with respect to taxable years beginning after December 31, 2005, and  
7 before January 1, 2007, except that changes to the Internal Revenue Code made by  
8 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
9 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, and  
10 changes that indirectly affect the provisions applicable to this subchapter made by  
11 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.  
12 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, apply for  
13 Wisconsin purposes at the same time as for federal purposes.

14 **SECTION 2086.** 71.42 (2) (s) of the statutes is created to read:

15 71.42 (2) (s) For taxable years that begin after December 31, 2006, “Internal  
16 Revenue Code” means the federal Internal Revenue Code as amended to  
17 December 31, 2006, excluding sections 103, 104, and 110 of P.L. 102-227, sections  
18 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, sections 1123 (b),  
19 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3, 4, and 5 of P.L.  
20 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section 431 of P.L.  
21 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and 202 of P.L.  
22 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
23 108-311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
24 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
25 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section 301 of P.L.



1 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
2 (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, 512, and 513 of P.L.  
3 109-222, sections 811 and 844 of P.L. 109-280, and P.L. 109-432, and as indirectly  
4 affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L.  
5 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104, and  
6 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections  
7 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.  
8 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-188, excluding sections 1123 (b), 1202  
9 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L.  
10 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L.  
11 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554,  
12 P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L.  
13 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L.  
14 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,  
15 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,  
16 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,  
17 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,  
18 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
19 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections  
20 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
21 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding  
22 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it  
23 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.  
24 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
25 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.

1 109–280, except that “Internal Revenue Code” does not include section 847 of the  
2 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
3 purposes at the same time as for federal purposes. Amendments to the federal  
4 Internal Revenue Code enacted after December 31, 2006, do not apply to this  
5 paragraph with respect to taxable years beginning after December 31, 2006.

6 **SECTION 2086k.** 71.43 (1) of the statutes is amended to read:

7 71.43 (1) INCOME TAX. For the purpose of raising revenue for the state and the  
8 counties, cities, villages and towns, there shall be assessed, levied, collected and paid  
9 a tax as provided under this chapter on all Wisconsin net incomes of corporations that  
10 are not subject to the franchise tax under sub. (2) and that own property within this  
11 state; that derive income from sources within this state or from activities that are  
12 attributable to this state; or whose business within this state during the taxable year,  
13 except as provided under s. 71.23 (3), consists exclusively of foreign commerce,  
14 interstate commerce, or both, or that buy or sell lottery prizes if the winning tickets  
15 were originally bought in this state; except as exempted under ss. 71.26 (1) and 71.45  
16 (1) (a). This section shall not be construed to prevent or affect the correction of errors  
17 or omissions in the assessments of income for former years under s. 71.74 (1) and (2).

18 **SECTION 2086L.** 71.43 (2) of the statutes is amended to read:

19 71.43 (2) FRANCHISE TAX ON CORPORATIONS. For the privilege of exercising its  
20 franchise, buying or selling lottery prizes if the winning tickets were originally  
21 bought in this state or doing business in this state in a corporate capacity, except as  
22 provided under s. 71.23 (3), every domestic or foreign corporation, except  
23 corporations specified in ss. 71.26 (1) and 71.45 (1) (a), shall annually pay a franchise  
24 tax according to or measured by its entire Wisconsin net income of the preceding  
25 taxable year at the rates set forth in s. 71.46 (2). In addition, except as provided in

1 ss. 71.23 (3), 71.26 (1) and 71.45 (1) (a), a corporation that ceases doing business in  
2 this state shall pay a special franchise tax according to or measured by its entire  
3 Wisconsin net income for the taxable year during which the corporation ceases doing  
4 business in this state at the rate under s. 71.46 (2). Every corporation organized  
5 under the laws of this state shall be deemed to be residing within this state for the  
6 purposes of this franchise tax. All provisions of this chapter and ch. 73 relating to  
7 income taxation of corporations shall apply to franchise taxes imposed under this  
8 subsection, unless the context requires otherwise. The tax imposed by this  
9 subsection on insurance companies subject to taxation under this chapter shall be  
10 based on Wisconsin net income computed under s. 71.45, and no other provision of  
11 this chapter relating to computation of taxable income for other corporations shall  
12 apply to such insurance companies. All other provisions of this chapter shall apply  
13 to insurance companies subject to taxation under this chapter unless the context  
14 clearly requires otherwise.

15 **SECTION 2087.** 71.44 (3) of the statutes is amended to read:

16 71.44 (3) EXTENSIONS. In the case of a corporation required to file a return,  
17 ~~when sufficient reason is shown, the department of revenue may on written request~~  
18 shall allow an automatic extension of 30 days 7 months or until the original due date  
19 of the corporation's corresponding federal return, whichever is later, ~~if the~~  
20 ~~corporation has not received an extension on its federal return.~~ Any extension of time  
21 granted by law or by the internal revenue service for the filing of corresponding  
22 federal returns shall extend the time for filing under this subchapter to 30 days after  
23 the federal due date ~~if a copy of any extension requested of the internal revenue~~  
24 ~~service is filed with~~ the corporation reports the extension in the manner specified by  
25 the department on the return. ~~Termination of an automatic extension by the internal~~

1 ~~revenue service, or its refusal to grant such automatic extension, shall similarly~~  
2 ~~require that any returns due under this subchapter are due on or before 30 days after~~  
3 ~~the date for termination fixed by the internal revenue service.~~ Except for payments  
4 of estimated taxes, income or franchise taxes payable upon the filing of the tax return  
5 shall not become delinquent during such extension period, but shall be subject to  
6 interest at the rate of 12% per year during such period.

7 **SECTION 2087e.** 71.45 (1) of the statutes is renumbered 71.45 (1) (intro.) and  
8 amended to read:

9 71.45 (1) EXEMPT AND EXCLUDABLE INCOME. (intro.) There shall be exempt from  
10 taxation under this subchapter income as follows:

11 (a) Income of insurers exempt from federal income taxation pursuant to section  
12 501 (c) (15) of the internal revenue code, town mutuals organized under or subject  
13 to ch. 612, foreign insurers, and domestic insurers engaged exclusively in life  
14 insurance business, domestic insurers insuring against financial loss by reason of  
15 nonpayment of principal, interest and other sums agreed to be paid under the terms  
16 of any note or bond or other evidence of indebtedness secured by a mortgage, deed  
17 of trust or other instrument constituting a lien or charge on real estate and  
18 corporations organized under ch. 185, but not including income of cooperative  
19 sickness care associations organized under s. 185.981, or of a service insurance  
20 corporation organized under ch. 613, that is derived from a health maintenance  
21 organization as defined in s. 609.01 (2) or a limited service health organization as  
22 defined in s. 609.01 (3), or operating under subch. I of ch. 616 which are bona fide  
23 cooperatives operated without pecuniary profit to any shareholder or member, or  
24 operated on a cooperative plan pursuant to which they determine and distribute  
25 their proceeds in substantial compliance with s. 185.45. This subsection paragraph

1 does not apply to income that is realized from the sale of or purchase and subsequent  
2 sale or redemption of lottery prizes if the winning tickets were originally bought in  
3 this state.

4 **SECTION 2087g.** 71.45 (1) (b) of the statutes is created to read:

5 71.45 (1) (b) For taxable years beginning after December 31, 2006, the amount  
6 of any incentive payment received by an individual under s. 23.33 (5r) in the taxable  
7 year to which the claim relates.

8 **SECTION 2087h.** 71.45 (1t) (i) of the statutes is created to read:

9 71.45 (1t) (i) Those issued under s. 231.03 (6), on or after the effective date of  
10 this paragraph .... [revisor inserts date], if the proceeds from the obligations that are  
11 issued are used by a health facility, as defined in s. 231.01 (5), to fund the acquisition  
12 of information technology hardware or software.

13 **SECTION 2088.** 71.45 (2) (a) 10. of the statutes is amended to read:

14 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit  
15 computed under s. 71.47 (1dd) to (1dx), (3h), (3n), (3p), (3w), (5b), (5e), (5f), (5g), and  
16 (5h), (5i), (5j), and (5k) and not passed through by a partnership, limited liability  
17 company, or tax-option corporation that has added that amount to the partnership's,  
18 limited liability company's, or tax-option corporation's income under s. 71.21 (4) or  
19 71.34 (1) (g) and the amount of credit computed under s. 71.47 (1), (3), (3t), (4), and  
20 (5).

21 **SECTION 2090.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

22 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides  
23 in an area designated by the federal government as an economic revitalization area,  
24 a person who is employed in an unsubsidized job but meets the eligibility  
25 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,

1 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work,  
2 real pay project position under s. 49.147 (3m), a person who is eligible for child care  
3 assistance under s. 49.155, a person who is a vocational rehabilitation referral, an  
4 economically disadvantaged youth, an economically disadvantaged veteran, a  
5 supplemental security income recipient, a general assistance recipient, an  
6 economically disadvantaged ex-convict, a qualified summer youth employee, as  
7 defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or  
8 a food stamp recipient, if the person has been certified in the manner under sub. (1dj)  
9 (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

10 **SECTION 2091.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

11 71.47 (1dx) (b) 2. The amount determined by multiplying the amount  
12 determined under s. 560.785 (1) (b) by the number of full-time jobs created in a  
13 development zone and filled by a member of a targeted group and by then subtracting  
14 the subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
15 under s. 49.147 (3m) (c) for those jobs.

16 **SECTION 2092.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

17 71.47 (1dx) (b) 3. The amount determined by multiplying the amount  
18 determined under s. 560.785 (1) (c) by the number of full-time jobs created in a  
19 development zone and not filled by a member of a targeted group and by then  
20 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
21 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

22 **SECTION 2093.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

23 71.47 (1dx) (b) 4. The amount determined by multiplying the amount  
24 determined under s. 560.785 (1) (bm) by the number of full-time jobs retained, as  
25 provided in the rules under s. 560.785, excluding jobs for which a credit has been

1 claimed under sub. (1dj), in an enterprise development zone under s. 560.797 and for  
2 which significant capital investment was made and by then subtracting the  
3 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
4 under s. 49.147 (3m) (c) for those jobs.

5 **SECTION 2094.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

6 71.47 (1dx) (b) 5. The amount determined by multiplying the amount  
7 determined under s. 560.785 (1) (c) by the number of full-time jobs retained, as  
8 provided in the rules under s. 560.785, excluding jobs for which a credit has been  
9 claimed under sub. (1dj), in a development zone and not filled by a member of a  
10 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
11 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 2094h.** 71.47 (3h) of the statutes is created to read:

13 71.47 (3h) BIODIESEL FUEL PRODUCTION CREDIT. (a) *Definitions.* In this  
14 subsection:

15 1. "Biodiesel fuel" has the meaning given in s. 168.14 (2m) (a).

16 2. "Claimant" means a person who is engaged in the business of producing  
17 biodiesel fuel in this state and who files a claim under this subsection.

18 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
19 taxable years beginning after December 31, 2009, and before January 1, 2013, for a  
20 claimant who produces at least 2,500,000 gallons of biodiesel fuel in this state in the  
21 taxable year, a claimant may claim as a credit against the tax imposed under s. 71.43,  
22 up to the amount of the tax, an amount that is equal to the number of gallons of  
23 biodiesel fuel produced by the claimant in this state in the taxable year multiplied  
24 by 10 cents.

1           (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
2 claim under this subsection in a taxable year is \$1,000,000.

3           2. Partnerships, limited liability companies, and tax-option corporations may  
4 not claim the credit under this subsection, but the eligibility for, and the amount of,  
5 the credit are based on their biodiesel fuel production, as described under par. (b).  
6 A partnership, limited liability company, or tax-option corporation shall compute  
7 the amount of credit that each of its partners, members, or shareholders may claim  
8 and shall provide that information to each of them. Partners, members of limited  
9 liability companies, and shareholders of tax-option corporations may claim the  
10 credit in proportion to their ownership interests.

11           (d) *Administration.* Section 71.28 (4) (e) to (h) as it applies to the credit under  
12 s. 71.28 (4), applies to the credit under this subsection.

13           **SECTION 2095.** 71.47 (3p) of the statutes is created to read:

14           71.47 (3p) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. (a) *Definitions*

15           In this subsection:

16           1. “Claimant” means a person who files a claim under this subsection.

17           2. “Dairy manufacturing” means processing milk into dairy products or  
18 processing dairy products for sale commercially.

19           3. “Dairy manufacturing modernization or expansion” means constructing,  
20 improving, or acquiring buildings or facilities, or acquiring equipment, for dairy  
21 manufacturing, including the following, if used exclusively for dairy manufacturing  
22 and if acquired and placed in service in this state during taxable years that begin  
23 after December 31, 2006, and before January 1, 2015:

24           a. Building construction, including storage and warehouse facilities.

25           b. Building additions.



- 1           c. Upgrades to utilities, including water, electric, heat, and waste facilities.
- 2           d. Milk intake and storage equipment.
- 3           e. Processing and manufacturing equipment, including pipes, motors, pumps,
- 4 valves, pasteurizers, homogenizers, vats, evaporators, dryers, concentrators, and
- 5 churns.
- 6           f. Packaging and handling equipment, including sealing, bagging, boxing,
- 7 labeling, conveying, and product movement equipment.
- 8           g. Warehouse equipment, including storage racks.
- 9           h. Waste treatment and waste management equipment, including tanks,
- 10 blowers, separators, dryers, digesters, and equipment that uses waste to produce
- 11 energy, fuel, or industrial products.
- 12           i. Computer software and hardware used for managing the claimant's dairy
- 13 manufacturing operation, including software and hardware related to logistics,
- 14 inventory management, and production plant controls.
- 15           4. "Used exclusively" means used to the exclusion of all other uses except for
- 16 use not exceeding 5 percent of total use.
- 17           (b) *Filing claims.* Subject to the limitations provided in this subsection and s.
- 18 560.207, for taxable years beginning after December 31, 2006, and before January
- 19 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.43,
- 20 up to the amount of the tax, an amount equal to 10 percent of the amount the
- 21 claimant paid in the taxable year for dairy manufacturing modernization or
- 22 expansion related to the claimant's dairy manufacturing operation.
- 23           (c) *Limitations.* 1. No credit may be allowed under this subsection for any
- 24 amount that the claimant paid for expenses described under par. (b) that the
- 25 claimant also claimed as a deduction under section 162 of the Internal Revenue Code.

1           2. The aggregate amount of credits that a claimant may claim under this  
2 subsection is \$200,000.

3           2m. a. The maximum amount of the credits that may be claimed under this  
4 subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2007–08 is \$600,000, as  
5 allocated under s. 560.207.

6           b. The maximum amount of the credits that may be claimed under this  
7 subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2008–09, and in each fiscal  
8 year thereafter, is \$700,000, as allocated under s. 560.207.

9           3. Partnerships, limited liability companies, and tax–option corporations may  
10 not claim the credit under this subsection, but the eligibility for, and the amount of,  
11 the credit are based on their payment of expenses under par. (b), except that the  
12 aggregate amount of credits that the entity may compute shall not exceed \$200,000.  
13 A partnership, limited liability company, or tax–option corporation shall compute  
14 the amount of credit that each of its partners, members, or shareholders may claim  
15 and shall provide that information to each of them. Partners, members of limited  
16 liability companies, and shareholders of tax–option corporations may claim the  
17 credit in proportion to their ownership interest.

18           4. If 2 or more persons own and operate the dairy manufacturing operation,  
19 each person may claim a credit under par. (b) in proportion to his or her ownership  
20 interest, except that the aggregate amount of the credits claimed by all persons who  
21 own and operate the dairy manufacturing operation shall not exceed \$200,000.

22           (d) *Administration.* 1. Section 71.28 (4) (e), (g), and (h), as it applies to the credit  
23 under s. 71.28 (4), applies to the credit under this subsection.

24           2. If the allowable amount of the claim under par. (b) exceeds the tax otherwise  
25 due under s. 71.43 or no tax is due under s. 71.43, the amount of the claim not used

1 to offset the tax due shall be certified by the department of revenue to the department  
2 of administration for payment by check, share draft, or other draft drawn from the  
3 appropriation account under s. 20.835 (2) (bn).

4 **SECTION 2096.** 71.47 (3w) (a) 5m. of the statutes is created to read:

5 71.47 (3w) (a) 5m. "Wages" means wages under section 3306 (b) of the Internal  
6 Revenue Code, determined without regard to any dollar limitations.

7 **SECTION 2097.** 71.47 (3w) (a) 6. of the statutes is amended to read:

8 71.47 (3w) (a) 6. "Zone payroll" means the amount of state payroll that is  
9 attributable to ~~compensation~~ wages paid to individuals full-time employees for  
10 services that are performed in ~~a~~ an enterprise zone. "Zone payroll" does not include  
11 the amount of ~~compensation~~ wages paid to any individuals full-time employees that  
12 exceeds \$100,000.

13 **SECTION 2098.** 71.47 (3w) (b) 1. a. of the statutes is amended to read:

14 71.47 (3w) (b) 1. a. The claimant's ~~zone payroll in the taxable year, minus the~~  
15 ~~claimant's zone payroll~~ number of full-time employees whose annual wages are  
16 greater than \$30,000 and who the claimant employed in the enterprise zone in the  
17 taxable year, minus the number of full-time employees whose annual wages were  
18 greater than \$30,000 and who the claimant employed in the area that comprises the  
19 enterprise zone in the base year.

20 **SECTION 2099.** 71.47 (3w) (b) 1. b. of the statutes is amended to read:

21 71.47 (3w) (b) 1. b. The claimant's ~~state payroll in the taxable year, minus the~~  
22 ~~claimant's state payroll~~ number of full-time employees whose annual wages are  
23 greater than \$30,000 and who the claimant employed in the state in the taxable year,  
24 minus the number of full-time employees whose annual wages were greater than  
25 \$30,000 and who the claimant employed in the state in the base year.

1           **SECTION 2100.** 71.47 (3w) (b) 2. of the statutes is amended to read:

2           71.47 (3w) (b) 2. ~~Subtract the number of~~ Determine the claimant's average  
3           zone payroll by dividing total wages for full-time employees that whose annual  
4           wages are greater than \$30,000 and who the claimant employed in ~~the area that~~  
5           ~~comprises~~ the enterprise zone in the base taxable year ~~from~~ by the number of  
6           full-time employees ~~that whose annual wages are greater than \$30,000 and who~~ the  
7           claimant employed in the enterprise zone in the taxable year.

8           **SECTION 2101.** 71.47 (3w) (b) 3. of the statutes is amended to read:

9           71.47 (3w) (b) 3. ~~Multiply~~ Subtract \$30,000 from the amount determined under  
10           subd. 2., ~~but not an amount less than zero,~~ by \$30,000.

11           **SECTION 2102.** 71.47 (3w) (b) 4. of the statutes is amended to read:

12           71.47 (3w) (b) 4. ~~Subtract~~ Multiply the amount determined under subd. 3. ~~from~~  
13           by the amount determined under subd. 1.

14           **SECTION 2103.** 71.47 (3w) (bm) (intro.) and 4. of the statutes are consolidated,  
15           renumbered 71.47 (3w) (bm) and amended to read:

16           71.47 (3w) (bm) *Filing supplemental claims.* In addition to the credit under  
17           par. (b) and subject to the limitations provided in this subsection and s. 560.799, a  
18           claimant may claim as a credit against the tax imposed under s. 71.43 an amount  
19           equal to ~~all of the following:~~ 4. ~~The~~ the amount the claimant paid in the taxable year  
20           to upgrade or improve the job-related skills of any of the claimant's full-time  
21           employees, to train any of the claimant's full-time employees on the use of  
22           job-related new technologies, or to ~~train~~ provide job-related training to any  
23           full-time employee whose employment with the claimant represents the employee's  
24           first full-time job. This subdivision does not apply to employees who do not work in  
25           ~~a~~ an enterprise zone.

1           **SECTION 2104.** 71.47 (3w) (bm) 3. of the statutes is repealed.

2           **SECTION 2105.** 71.47 (3w) (d) of the statutes is amended to read:

3           71.47 **(3w)** (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
4 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
5 include with their returns a copy of their certification for tax benefits, and a copy of  
6 the verification of their expenses, from the department of commerce.

7           **SECTION 2106.** 71.47 (5b) (c) 1. of the statutes is amended to read:

8           71.47 **(5b)** (c) 1. The Except as provided in s. 73.03 (63), the maximum amount  
9 of the credits that may be claimed under this subsection and ss. 71.07 (5b) and 71.28  
10 (5b) for all taxable years combined is ~~\$35,000,000~~ \$52,500,000.

11           **SECTION 2107.** 71.47 (5b) (d) of the statutes is renumbered 71.47 (5b) (d) 1.

12           **SECTION 2108.** 71.47 (5b) (d) 2. of the statutes is created to read:

13           71.47 **(5b)** (d) 2. The Wisconsin adjusted basis of any investment for which a  
14 credit is claimed under par. (b) shall be reduced by the amount of the credit that is  
15 offset against Wisconsin income taxes. The Wisconsin basis of a partner's interest  
16 in a partnership, a member's interest in a limited liability company, or stock in a  
17 tax-option corporation shall be adjusted to reflect adjustments made under this  
18 subdivision.

19           **SECTION 2109.** 71.47 (5e) (b) of the statutes is amended to read:

20           71.47 **(5e)** (b) *Filing claims.* Subject to the limitations provided in this  
21 subsection and subject to 2005 Wisconsin Act 479, section 17, beginning in the first  
22 taxable year following the taxable year in which the claimant claims ~~an exemption~~  
23 a deduction under s. ~~77.54 (48)~~ 77.585 (9), a claimant may claim as a credit against  
24 the taxes imposed under s. 71.43, up to the amount of those taxes, in each taxable  
25 year for 2 years, the amount certified by the department of commerce that resulted

1 ~~from the claimant claimed as an exemption claiming a deduction~~ under s. 77.54 (48)  
2 ~~77.585 (9).~~

3 **SECTION 2110.** 71.47 (5e) (c) 1. of the statutes is amended to read:

4 71.47 (5e) (c) 1. No credit may be allowed under this subsection unless the  
5 claimant satisfies the requirements under s. ~~77.54 (48)~~ 77.585 (9).

6 **SECTION 2111.** 71.47 (5e) (c) 3. of the statutes is amended to read:

7 71.47 (5e) (c) 3. The total amount of the credits and ~~exemptions~~ the sales and  
8 use tax resulting from the deductions claimed under s. 77.585 (9) that may be claimed  
9 by all claimants under this subsection and ss. 71.07 (5e), 71.28 (5e), and ~~77.54 (48)~~  
10 77.585 (9) is \$7,500,000, as determined by the department of commerce.

11 **SECTION 2112.** 71.47 (5h) (a) 4. of the statutes is amended to read:

12 71.47 (5h) (a) 4. “Previously owned property” means real property that the  
13 claimant or a related person owned during the 2 years prior to doing business in this  
14 state as a film production company and for which the claimant may not deduct a loss  
15 from the sale of the property to, or an exchange of the property with, the related  
16 person under section 267 of the Internal Revenue Code, except that section 267 of the  
17 Internal Revenue Code is modified so that if the claimant owns any part of the  
18 property, rather than 50 percent ownership, the claimant is subject to section 267 of  
19 the Internal Revenue Code for purposes of this subsection.

20 **SECTION 2113.** 71.47 (5h) (c) 2. of the statutes is amended to read:

21 71.47 (5h) (c) 2. A claimant may claim the credit under par. (b) 2. for an amount  
22 expended to construct, rehabilitate, remodel, or repair real property, if the claimant  
23 began the physical work of construction, rehabilitation, remodeling, or repair, or any  
24 demolition or destruction in preparation for the physical work, after December 31,  
25 2007, ~~or if~~ and the completed project is placed in service after December 31, 2007.

1           **SECTION 2114.** 71.47 (5h) (c) 3. of the statutes is amended to read:

2           71.47 **(5h)** (c) 3. A claimant may claim the credit under par. (b) 2. for an amount  
3           expended to acquire real property, if the property is not previously owned property  
4           and if the claimant acquires the property after December 31, 2007, ~~or if~~ and the  
5           completed project is placed in service after December 31, 2007.

6           **SECTION 2115.** 71.47 (5i) of the statutes is created to read:

7           71.47 **(5i)** ELECTRONIC MEDICAL RECORDS CREDIT. (a) *Definitions.* In this  
8           subsection, “claimant” means a person who files a claim under this subsection.

9           (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
10          taxable years beginning after December 31, 2009, a claimant may claim as a credit  
11          against the taxes imposed under s. 71.43, up to the amount of those taxes, an amount  
12          equal to 50 percent of the amount the claimant paid in the taxable year for  
13          information technology hardware or software that is used to maintain medical  
14          records in electronic form, if the claimant is a health care provider, as defined in s.  
15          146.81 (1).

16          (c) *Limitations.* 1. The maximum amount of the credits that may be claimed  
17          under this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is  
18          \$10,000,000, as allocated under s. 560.204.

19          2. Partnerships, limited liability companies, and tax-option corporations may  
20          not claim the credit under this subsection, but the eligibility for, and the amount of,  
21          the credit are based on their payment of amounts under par. (b). A partnership,  
22          limited liability company, or tax-option corporation shall compute the amount of  
23          credit that each of its partners, members, or shareholders may claim and shall  
24          provide that information to each of them. Partners, members of limited liability

1 companies, and shareholders of tax-option corporations may claim the credit in  
2 proportion to their ownership interests.

3 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
4 s. 71.28 (4), applies to the credit under this subsection.

5 **SECTION 2116.** 71.47 (5j) of the statutes is created to read:

6 71.47 (5j) ETHANOL AND BIODIESEL FUEL PUMP CREDIT. (a) *Definitions.* In this  
7 subsection:

8 1. “Biodiesel fuel” has the meaning given in s. 168.14 (2m) (a).

9 2. “Claimant” means a person who files a claim under this subsection.

10 3. “Motor vehicle fuel” has the meaning given in s. 78.005 (13).

11 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
12 taxable years beginning after December 31, 2007, and before January 1, 2018, a  
13 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
14 amount of the taxes, an amount that is equal to 25 percent of the amount that the  
15 claimant paid in the taxable year to install or retrofit pumps located in this state that  
16 dispense motor vehicle fuel consisting of at least 85 percent ethanol or at least 20  
17 percent biodiesel fuel.

18 (c) *Limitations.* 1. The maximum amount of the credit that a claimant may  
19 claim under this subsection in a taxable year is an amount that is equal to \$5,000 for  
20 each service station for which the claimant has installed or retrofitted pumps as  
21 described under par. (b).

22 2. Partnerships, limited liability companies, and tax-option corporations may  
23 not claim the credit under this subsection, but the eligibility for, and the amount of,  
24 the credit are based on their payment of amounts under par. (b). A partnership,  
25 limited liability company, or tax-option corporation shall compute the amount of



1 credit that each of its partners, members, or shareholders may claim and shall  
2 provide that information to each of them. Partners, members of limited liability  
3 companies, and shareholders of tax-option corporations may claim the credit in  
4 proportion to their ownership interests.

5 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
6 s. 71.28 (4), applies to the credit under this subsection.

7 **SECTION 2116m.** 71.47 (5k) of the statutes is created to read:

8 71.47 (5k) COMMUNITY REHABILITATION PROGRAM CREDIT. (a) *Definitions.* In this  
9 subsection:

10 1. "Claimant" means a person who files a claim under this subsection.

11 2. "Community rehabilitation program" means a nonprofit entity, county,  
12 municipality, or state or federal agency that directly provides, or facilitates the  
13 provision of, vocational rehabilitation services to individuals who have disabilities  
14 to maximize the employment opportunities, including career advancement, of such  
15 individuals.

16 3. "Vocational rehabilitation services" include education, training,  
17 employment, counseling, therapy, placement, and case management.

18 4. "Work" includes production, packaging, assembly, food service, custodial  
19 service, clerical service, and other commercial activities that improve employment  
20 opportunities for individuals who have disabilities.

21 (b) *Filing claims.* Subject to the limitations provided in this subsection, for  
22 taxable years beginning after July 1, 2009, a claimant may claim as a credit against  
23 the tax imposed under s. 71.43, up to the amount of those taxes, an amount equal to  
24 5 percent of the amount the claimant paid in the taxable year to a community

1 rehabilitation program to perform work for the claimant’s business, pursuant to a  
2 contract.

3 (c) *Limitations.* 1. The maximum amount of the credit that any claimant may  
4 claim under this subsection in a taxable year is \$25,000 for each community  
5 rehabilitation program for which the claimant enters into a contract to have the  
6 community rehabilitation program perform work for the claimant’s business.

7 2. No credit may be claimed under this subsection unless the claimant submits  
8 with the claimant’s return a form, as prescribed by the department of revenue, that  
9 verifies that the claimant has entered into a contract with a community  
10 rehabilitation program and that the program has received payment from the  
11 claimant for work provided by the program, consistent with par. (b).

12 3. Partnerships, limited liability companies, and tax-option corporations may  
13 not claim the credit under this subsection, but the eligibility for, and the amount of,  
14 the credit are based on their payment of amounts under par. (b). A partnership,  
15 limited liability company, or tax-option corporation shall compute the amount of  
16 credit that each of its partners, members, or shareholders may claim and shall  
17 provide that information to each of them. Partners, members of limited liability  
18 companies, and shareholders of tax-option corporations may claim the credit in  
19 proportion to their ownership interests.

20 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
21 s. 71.28 (4), applies to the credit under this subsection.

22 **SECTION 2116n.** 71.49 (1) (bn) of the statutes is created to read:

23 71.49 (1) (bn) Community rehabilitation program credit under s. 71.47 (5k).

24 **SECTION 2116s.** 71.49 (1) (cn) of the statutes is created to read:

25 71.49 (1) (cn) Biodiesel fuel production credit under s. 71.47 (3h).

1           **SECTION 2118.** 71.49 (1) (ds) of the statutes is created to read:

2           71.49 (1) (ds) Ethanol and biodiesel fuel pump credit under s. 71.47 (5j).

3           **SECTION 2119.** 71.49 (1) (epa) of the statutes is created to read:

4           71.49 (1) (epa) Electronic medical records credit under s. 71.47 (5i).

5           **SECTION 2120.** 71.49 (1) (epp) of the statutes is renumbered 71.49 (1) (eps) and  
6 amended to read:

7           71.49 (1) (eps) Film production services credit under s. 71.47 (5f) (b) 1. and 3.

8           **SECTION 2121.** 71.49 (1) (f) of the statutes is amended to read:

9           71.49 (1) (f) The total of farmers' drought property tax credit under s. 71.47  
10 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under  
11 s. 71.47 (2m), dairy manufacturing facility investment credit under s. 71.47 (3p),  
12 enterprise zone jobs credit under s. 71.47 (3w), film production services credit under  
13 s. 71.47 (5f) (b) 2., and estimated tax payments under s. 71.48.

14           **SECTION 2127.** 71.738 (1d) of the statutes is repealed.

15           **SECTION 2128.** 71.738 (2d) of the statutes is repealed.

16           **SECTION 2129.** 71.74 (14) of the statutes is amended to read:

17           71.74 (14) **ADDITIONAL REMEDY TO COLLECT TAX.** The department may also  
18 proceed under s. 71.91 (5) for the collection of any additional assessment of income  
19 or franchise taxes or surtaxes, after notice thereof has been given under sub. (11) and  
20 before the same shall have become delinquent, when it has reasonable grounds to  
21 believe that the collection of such additional assessment will be jeopardized by delay.  
22 In such cases notice of the intention to so proceed shall be given by registered mail  
23 to the taxpayer, and the warrant of the department shall not issue if the taxpayer  
24 within 10 days after such notice furnishes a bond in such amount, not exceeding  
25 double the amount of the tax, and with such sureties as the department shall

1 approve, conditioned upon the payment of so much of the additional taxes as shall  
2 finally be determined to be due, together with interest thereon as provided by s. 71.82  
3 (1) (a). Nothing in this subsection shall affect the review of additional assessments  
4 provided by ss. 71.88 (1) (a) and (2) (a), 71.89 (2), 73.01, and 73.015, and any amounts  
5 collected under this subsection shall be deposited with the ~~secretary of~~  
6 ~~administration~~ department and disbursed after final determination of the taxes as  
7 are amounts deposited under s. 71.90 (2).

8 **SECTION 2130.** 71.765 of the statutes is repealed.

9 **SECTION 2131.** 71.775 (3) (a) 2. of the statutes is amended to read:

10 71.775 (3) (a) 2. ~~The partner, member, shareholder, or beneficiary has no~~  
11 ~~Wisconsin income other than his or her partner's, member's, shareholder's, or~~  
12 ~~beneficiary's share of income from the pass-through entity that is attributable to this~~  
13 ~~state and his or her share of such income is less than \$1,000.~~

14 **SECTION 2132.** 71.775 (3) (a) 3. of the statutes is created to read:

15 71.775 (3) (a) 3. The nonresident partner, member, shareholder, or beneficiary  
16 files an affidavit with the department, in the form and manner prescribed by the  
17 department, whereby the nonresident partner, member, shareholder, or beneficiary  
18 agrees to file a Wisconsin income or franchise tax return and be subject to the  
19 personal jurisdiction of the department, the tax appeals commission, and the courts  
20 of this state for the purpose of determining and collecting Wisconsin income and  
21 franchise taxes, including estimated tax payments, together with any related  
22 interest and penalties.

23 **SECTION 2133.** 71.775 (4) (b) 2. of the statutes is amended to read:

24 71.775 (4) (b) 2. ~~A pass-through entity that pays the tax withheld under sub.~~  
25 ~~(2) as provided under subd. 1. is not subject to an underpayment of estimated tax~~

1 under s. 71.09 or 71.29, if 90 percent of the tax that is due for the current taxable year  
2 is paid by the unextended due date or if 100 percent of the tax that is due for the  
3 taxable year immediately preceding the current taxable year is paid by the  
4 unextended due date and the taxable year immediately preceding the current  
5 taxable year was a 12-month period. Interest Except as provided in par. (f), interest  
6 at the rate of 12 percent shall be imposed on the unpaid amount of the tax withheld  
7 due under sub. (2) during any extension period and interest at the rate of 18 percent  
8 shall be imposed on the unpaid amount of the tax withheld due under sub. (2) for the  
9 period beginning with the extended due date and ending with the date that the  
10 unpaid amount is paid in full.

11 **SECTION 2134.** 71.775 (4) (d) of the statutes is amended to read:

12 71.775 (4) (d) A nonresident partner, member, shareholder, or beneficiary of a  
13 pass-through entity may claim a credit, as prescribed by the department, on his or  
14 her Wisconsin income or franchise tax return for the amount withheld under sub. (2)  
15 on his or her behalf for the tax period for which the income of the pass-through entity  
16 is reported. For purposes of this paragraph determining whether interest under s.  
17 71.84 applies to a nonresident partner, member, shareholder, or beneficiary, the  
18 amount withheld under sub. (2) is considered to be paid on the last day of the  
19 pass-through entity's taxable year for which the tax is paid in 4 equal quarterly  
20 installments.

21 **SECTION 2135.** 71.775 (4) (f) of the statutes is amended to read:

22 71.775 (4) (f) If a pass-through entity subject to withholding under this section  
23 fails to withhold pay the tax as required by this section, the pass-through entity shall  
24 be liable for any unpaid tax, interest, and penalties otherwise assessable to the  
25 nonresident partner, member, shareholder, or beneficiary with respect to income

1 from the pass-through entity. If a nonresident partner, member, shareholder, or  
2 beneficiary of the pass-through entity files a return and pays the tax due, the  
3 pass-through entity shall not be liable for the tax, but shall be liable for ~~any interest~~  
4 ~~and penalties otherwise applicable for failure to withhold,~~ as the penalty provided  
5 under ss. 71.82 (2) (d) and s. 71.83 (1) (a) 1. and for any interest otherwise assessable  
6 to the nonresident partner, member, shareholder, or beneficiary with respect to  
7 income from the pass-through entity.

8 **SECTION 2135e.** 71.78 (2) of the statutes is amended to read:

9 71.78 (2) DISCLOSURE OF NET TAX. The department shall make available upon  
10 suitable forms prepared by the department information setting forth the net  
11 Wisconsin income tax, Wisconsin franchise tax, or Wisconsin gift tax reported as paid  
12 or payable in the returns filed by any individual or corporation, and any amount of  
13 delinquent taxes owed, ~~as described in s. 73.03 (62),~~ by any such individual or  
14 corporation, for any individual year upon request. When making available  
15 information setting forth the delinquent taxes owed by an individual or corporation,  
16 the information shall include interest, penalties, fees, and costs, which are unpaid  
17 for more than 90 days after all appeal rights have expired, except that such  
18 information may not be provided for any person who has reached an agreement or  
19 compromise with the department, or the department of justice, under s. 71.92 and  
20 is in compliance with that agreement, regarding the payment of delinquent taxes,  
21 or the name of any person who is protected by a stay that is in effect under the Federal  
22 Bankruptcy Code. Before the request is granted, the person desiring to obtain the  
23 information shall prove his or her identity and shall be required to sign a statement  
24 setting forth the person's address and reason for making the request and indicating  
25 that the person understands the provisions of this section with respect to the

1       divulgement, publication or dissemination of information obtained from returns as  
2       provided in sub. (1). The use of a fictitious name is a violation of this section. Within  
3       24 hours after any information from any such tax return has been so obtained, the  
4       department shall mail to the person from whose return the information has been  
5       obtained a notification which shall give the name and address of the person obtaining  
6       the information and the reason assigned for requesting the information. The  
7       department shall collect from the person requesting the information a fee of \$4 for  
8       each return.

9               **SECTION 2136.** 71.80 (20) of the statutes is amended to read:

10              71.80 (20) ~~MAGNETIC MEDIA~~ ELECTRONIC FILING. If the internal revenue service  
11              requires a person to file information returns or wage statements ~~on magnetic media~~  
12              ~~or in other machine-readable form~~ electronically for federal income tax purposes, the  
13              person shall also file the comparable state information returns or wage statements  
14              ~~on magnetic media or in other machine-readable form~~ electronically with the  
15              department of revenue for income or franchise tax purposes.

16              **SECTION 2137.** 71.805 of the statutes is created to read:

17              **71.805 Tax avoidance transactions voluntary compliance program. (1)**

18              DEFINITIONS. In this section:

19              (a) "Tax avoidance transaction" means a transaction, plan, or arrangement  
20              devised for the principal purpose of avoiding federal or Wisconsin income or  
21              franchise tax. "Tax avoidance transaction" includes a listed transaction as provided  
22              under U.S. department of the treasury regulations as of the effective date of this  
23              paragraph .... [revisor inserts date], and may include a transaction, as determined  
24              by the department, that provides a tax benefit for Wisconsin income or franchise tax  
25              purposes without providing a similar benefit for federal income tax purposes.

1           (b) “Taxpayer” means a person who is subject to the taxes imposed under this  
2 chapter and who has a tax liability attributable to using a tax avoidance transaction  
3 for any taxable year beginning before January 1, 2007.

4           **(2) PENALTY WAIVER OR ABATEMENT.** All of the following apply with regard to a  
5 taxpayer who satisfies the conditions under sub. (3):

6           (a) Except as provided under sub. (4) (b), the department shall waive or abate  
7 all penalties that are applicable to the underreporting or underpayment of Wisconsin  
8 income or franchise taxes attributable to using a tax avoidance transaction for any  
9 taxable year for which the taxpayer satisfies the conditions under sub. (3).

10          (b) The department shall not seek a criminal prosecution against the taxpayer  
11 with respect to using a tax avoidance transaction for any taxable year for which the  
12 taxpayer satisfies the conditions under sub. (3).

13          **(3) TAXPAYER ELIGIBILITY.** A taxpayer is eligible for the benefits described under  
14 sub. (2) (a) and (b), if, during the period beginning on the first day of the 3rd month  
15 beginning after publication .... [revisor inserts date], and ending on the last day of  
16 the 7th month beginning after publication .... [revisor inserts date], the taxpayer  
17 does the following:

18          (a) Files an amended Wisconsin tax return for each taxable year for which the  
19 taxpayer has previously filed a Wisconsin tax return that uses a tax avoidance  
20 transaction to underreport the taxpayer’s Wisconsin income or franchise tax liability  
21 and the amended return reports the total Wisconsin net income and tax for the  
22 taxable year, computed without regard to any tax avoidance transaction and without  
23 regard to any other adjustment that is unrelated to any tax avoidance transaction.

24          (b) Pays, in full, for each taxable year for which an amended return is filed  
25 under par. (a), the entire amount of Wisconsin income or franchise tax and interest



1 due that is attributable to using a tax avoidance transaction, except that the  
2 secretary of revenue may enter into an agreement with the taxpayer to make  
3 payments in installments. A taxpayer who does not comply with an installment  
4 agreement provided under this paragraph is ineligible to receive the benefits  
5 described under sub. (2) (a) and (b) and the total amount of tax, interest, and  
6 penalties shall be immediately due and payable.

7 (4) LIMITATIONS AND ADMINISTRATION. (a) A taxpayer who receives the benefits  
8 described under sub. (2) may not file an appeal or a claim for credit or refund with  
9 respect to the tax avoidance transactions for the taxable years for which the taxpayer  
10 satisfied the conditions under sub. (3), except to the extent that a timely filed appeal  
11 or claim for a refund results from an adjustment to the taxpayer's federal income tax  
12 liability regarding such transactions.

13 (b) The department may not waive or abate a penalty as provided under sub.  
14 (2) (a) if the penalty relates to an amount of Wisconsin income and franchise tax that  
15 is attributable to a tax avoidance transaction and assessed and paid prior to the first  
16 day of the 3rd month beginning after publication .... [revisor inserts date], or after  
17 the last day of the 7th month beginning after publication .... [revisor inserts date].

18 **SECTION 2138.** 71.81 of the statutes is created to read:

19 **71.81 Disclosing reportable transactions. (1) DEFINITIONS.** In this section:

20 (a) "Listed transaction" means any reportable transaction that is the same as,  
21 or substantially similar to, a transaction, plan, or arrangement specifically identified  
22 by the U.S. secretary of the treasury as a listed transaction, for purposes of section  
23 6011 of the Internal Revenue Code and that is specifically identified by the U.S.  
24 secretary of the treasury as a listed transaction on or after the date the transaction  
25 occurred.

1 (b) “Material advisor” means any person who provides any material aid,  
2 assistance, or advice with respect to organizing, managing, promoting, selling,  
3 implementing, insuring, or carrying out any reportable transaction and who, directly  
4 or indirectly, derives gross income from providing such aid, assistance, or advice in  
5 an amount that exceeds the threshold amount.

6 (c) “Reportable transaction” means any transaction, plan, or arrangement,  
7 including a listed transaction, for which a taxpayer is required to submit information  
8 to the department because the taxpayer is required to disclose the transaction, plan,  
9 or arrangement for federal income tax purposes for the taxable year in which the  
10 transaction occurred, as provided under U.S. department of treasury regulations.

11 (d) “Tax shelter” means any entity, plan, or arrangement, if avoiding or evading  
12 federal income tax or Wisconsin income or franchise tax is a significant purpose of  
13 the entity, plan, or arrangement.

14 (e) “Threshold amount” means the following:

15 1. In the case of a reportable transaction, not including a listed transaction,  
16 from which the tax benefits are provided primarily to an individual, \$50,000.

17 2. In the case of a listed transaction from which the tax benefits are provided  
18 primarily to an individual, \$10,000.

19 3. In the case of a reportable transaction, not including a listed transaction,  
20 from which the tax benefits are provided primarily to an entity and not an individual,  
21 \$250,000.

22 4. In the case of a listed transaction, from which the tax benefits are provided  
23 primarily to an entity and not an individual, \$25,000.

24 **(2) DISCLOSURE.** For each taxable year in which a taxpayer has participated in  
25 a reportable transaction, the taxpayer shall file with the department a copy of any

1 form required by the internal revenue service for disclosing the reportable  
2 transaction for federal income tax purposes no later than 60 days after the date for  
3 which the taxpayer is required to file the form for federal income tax purposes, except  
4 that, if the taxpayer has filed a form with the internal revenue service on or before  
5 the effective date of this subsection .... [revisor inserts date], the taxpayer shall file  
6 a copy of the form with the department no later than the last day of the 7th month  
7 beginning after publication .... [revisor inserts date]. The department may require  
8 that forms filed with the department under this subsection be filed separately from  
9 this state's income or franchise tax return. This subsection applies to any reportable  
10 transaction entered into on or after January 1, 2001, or any reportable transaction  
11 entered into prior to January 1, 2001, that reduced the taxpayer's tax liability for  
12 taxable years beginning on or after January 1, 2001, for any taxable year for which  
13 the transaction remains undisclosed and for which the statute of limitations on  
14 assessment, including any extension provided under sub. (6), has not expired as of  
15 the date that is 60 days after the effective date of this subsection .... [revisor inserts  
16 date].

17 **(3) PENALTY FOR FAILING TO DISCLOSE.** (a) Any taxpayer who does not file the  
18 form under sub. (2) and who is required to file the form is subject to the following  
19 penalty:

20 1. If the taxpayer participated in a reportable transaction that is not a listed  
21 transaction, the lesser of \$15,000 or 10 percent of the tax benefit obtained from the  
22 reportable transaction.

23 2. If the taxpayer participated in a listed transaction, \$30,000.

24 (b) The secretary of revenue may waive or abate any penalty imposed under  
25 this subsection, or any portion of such penalty, related to a reportable transaction

1 that is not a listed transaction, if the waiver or abatement promotes compliance with  
2 this section and effective tax administration. Notwithstanding any other law or rule,  
3 a determination by the secretary of revenue under this paragraph may not be  
4 reviewed in any judicial proceeding.

5 (c) The penalties imposed under this subsection apply to any failure to disclose  
6 a listed transaction entered into on or after January 1, 2001, or entered into prior to  
7 January 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning  
8 on or after January 1, 2001, including transactions that were not listed transactions  
9 when entered into, but became listed transactions before the effective date of this  
10 paragraph .... [revisor inserts date], or any other reportable transaction entered into  
11 after the effective date of this paragraph .... [revisor inserts date], for any taxable  
12 year for which the statute of limitations on assessment, including any extension  
13 under sub. (6), has not expired as of the effective date of this paragraph .... [revisor  
14 inserts date].

15 **(4) UNDERSTATEMENT PENALTY.** (a) If a taxpayer has a reportable transaction  
16 understatement, as determined in par. (b), the taxpayer shall pay, in addition to any  
17 tax owed with regard to the reportable transaction, an amount equal to either 20  
18 percent of the reportable transaction understatement or, in the case of a reportable  
19 transaction that is not disclosed as provided in sub. (2), 30 percent of the reportable  
20 transaction understatement.

21 (b) A taxpayer has a reportable transaction understatement if the following  
22 calculation results in a positive number:

23 1. Multiply the taxpayer's highest applicable tax rate under s. 71.06, 71.27, or  
24 71.46, by the amount of any increase in Wisconsin taxable income that results from  
25 the difference between the proper tax treatment of a reportable transaction and the

1 taxpayer's treatment of the transaction as shown on the taxpayer's tax return,  
2 including any amended return the taxpayer files before the date on which the  
3 department first contacts the taxpayer regarding an examination of the taxable year  
4 for which the amended return is filed. For purposes of this subdivision, the amount  
5 of any increase in Wisconsin taxable income for a taxable year includes any reduction  
6 in the amount of loss available for carry-forward to the subsequent year.

7 2. Add the amount determined under subd. 1. to the amount of any decrease  
8 in the aggregate amount of Wisconsin income or franchise tax credits that results  
9 from the difference between the proper tax treatment of a reportable transaction and  
10 the taxpayer's treatment of the transaction as shown on the taxpayer's tax return.

11 (c) The secretary of revenue may waive or abate any penalty imposed under this  
12 subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
13 department that the taxpayer had reasonable cause to act the way the taxpayer did,  
14 and in good faith, with regard to the tax treatment for which the taxpayer is subject  
15 to a penalty under this subsection and all facts relevant to the tax treatment are  
16 adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not  
17 fully disclose such facts under sub. (2), the taxpayer's penalty may be waived or  
18 abated under this paragraph if the taxpayer demonstrates to the department that  
19 the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
20 subject to a penalty under this subsection was more likely than not the proper  
21 treatment and substantial authority exists or existed for the tax treatment for which  
22 the taxpayer is subject to a penalty under this subsection. Notwithstanding any  
23 other law or rule, a determination by the secretary of revenue under this paragraph  
24 may not be reviewed in any judicial proceeding.

1           (d) The penalties under par. (a) apply to any reportable transaction  
2 understatement from a reportable transaction, including a listed transaction,  
3 entered into on or after January 1, 2001, or entered into prior to January 1, 2001, that  
4 reduced the taxpayer's tax liability for taxable years beginning on or after January  
5 1, 2001, for any taxable year for which the statute of limitations on assessment,  
6 including any extension provided under sub. (6), has not expired as of the effective  
7 date of this paragraph .... [revisor inserts date].

8           **(5) ADDITIONAL UNDERSTATEMENT PENALTY.** (a) 1. In addition to the penalty under  
9 sub. (4) (a), a taxpayer who files an amended return after the last day of the 7th  
10 month beginning after publication .... [revisor inserts date], and before the taxpayer  
11 is contacted by the internal revenue service or the department regarding a reportable  
12 transaction is subject to a penalty in an amount equal to 50 percent of the interest  
13 assessed under s. 71.82 on any reportable transaction understatement, as  
14 determined under sub. (4) (b), for the tax period for which the taxpayer files an  
15 amended return.

16           2. If the internal revenue service or the department contacts a taxpayer after  
17 the last day of the 7th month beginning after publication .... [revisor inserts date],  
18 regarding a reportable transaction and the taxpayer is contacted before the taxpayer  
19 files an amended return with respect to that transaction, the taxpayer is subject to  
20 a penalty in an amount equal to the interest assessed under s. 71.82 on any  
21 reportable transaction understatement, as determined under sub. (4) (b), for the tax  
22 period for which the internal revenue service or the department contacts the  
23 taxpayer.

24           (b) The penalties under par. (a) apply to any reportable transaction  
25 understatement resulting from a reportable transaction, including a listed

1 transaction, entered into on or after January 1, 2001, or entered into prior to January  
2 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
3 after January 1, 2001, for any taxable year for which the statute of limitations on  
4 assessment, including any extension provided under sub. (6), has not expired as of  
5 the effective date of this paragraph .... [revisor inserts date].

6 (c) The secretary of revenue may waive or abate any penalty imposed under this  
7 subsection, or any portion of such penalty, if the taxpayer demonstrates to the  
8 department that the taxpayer had reasonable cause to act the way the taxpayer did,  
9 and in good faith, with regard to the tax treatment for which the taxpayer is subject  
10 to a penalty under this subsection and all facts relevant to the tax treatment are  
11 adequately disclosed in the filing under sub. (2), except that, if the taxpayer does not  
12 fully disclose such facts under sub. (2), the taxpayer's penalty may be waived or  
13 abated under this paragraph if the taxpayer demonstrates to the department that  
14 the taxpayer reasonably believed that the tax treatment for which the taxpayer is  
15 subject to a penalty under this subsection was more likely than not the proper  
16 treatment and substantial authority exists or existed for the tax treatment for which  
17 the taxpayer is subject to a penalty under this subsection. Notwithstanding any  
18 other law or rule, a determination by the secretary of revenue under this paragraph  
19 may not be reviewed in any judicial proceeding.

20 **(6) STATUTE OF LIMITATIONS EXTENSION.** (a) Except as provided in par. (b), if a  
21 taxpayer fails to provide any information regarding a reportable transaction, other  
22 than a listed transaction, under sub. (2), the time for assessing any tax imposed  
23 under this chapter with respect to that transaction shall expire no later than the date  
24 that is 6 years after the date on which the return for the taxable year in which the  
25 reportable transaction occurred was filed. If a taxpayer fails to provide any

1 information regarding a listed transaction, under sub. (2), the time for assessing any  
2 tax imposed under this chapter with respect to that transaction shall expire on the  
3 latest of the following dates:

4 1. The date that is 6 years after the date on which the return for the taxable  
5 year in which the listed transaction occurred was filed.

6 2. The date that is 12 months after the date on which the taxpayer provides  
7 information regarding the listed transaction under sub. (2).

8 3. The date that is 12 months after the date on which the taxpayer's material  
9 advisor provides, at the department's request, the list described in sub. (7) (b).

10 4. The date that is 4 years after the date on which the department discovers  
11 a listed transaction that was a listed transaction on the date the transaction occurred  
12 for which the taxpayer did not provide the information described under sub. (2) or  
13 for which the taxpayer's material advisor did not provide the information described  
14 under sub (7) (b).

15 (b) Any limitation determined under par. (a) may be extended by a written  
16 agreement between the taxpayer and the department as provided under s. 71.77 (5).

17 (c) This subsection applies to any reportable transaction, including a listed  
18 transaction entered into on or after January 1, 2001, or entered into prior to January  
19 1, 2001, that reduced the taxpayer's tax liability for taxable years beginning on or  
20 after January 1, 2001.

21 **(7) MATERIAL ADVISOR.** (a) Each material advisor who is required to disclose a  
22 reportable transaction under section 6111 of the Internal Revenue Code shall file a  
23 copy of the disclosure with the department no later than 60 days after the date for  
24 which the material advisor is required to file the disclosure with the internal revenue  
25 service, except that, if a material advisor files the disclosure with the internal



1 revenue service on or before the effective date of this paragraph .... [revisor inserts  
2 date], the material advisor shall file a copy of the disclosure with the department no  
3 later than the last day of the 7th month beginning after publication .... [revisor  
4 inserts date].

5 (b) Each material advisor shall maintain a list that identifies each Wisconsin  
6 taxpayer for whom the person provided services as a material advisor with respect  
7 to a reportable transaction, regardless of whether the taxpayer is required to file the  
8 form under sub. (2). Any material advisor who is required to maintain a list under  
9 this paragraph shall provide the list to the department after receiving the  
10 department's written request to provide the list and shall retain the information  
11 contained in the list for 7 years or for the period determined by the department by  
12 rule. If 2 or more material advisors are required under this paragraph to maintain  
13 identical lists, the department may provide that only one of the material advisors  
14 maintain the list.

15 (c) This subsection applies to reportable transactions, not including listed  
16 transactions, for which a material advisor provides services after the effective date  
17 of this paragraph .... [revisor inserts date], and listed transactions for which a  
18 material advisor provides services, and were entered into, on or after January 1,  
19 2001, or were entered into prior to January 1, 2001, and that reduced the taxpayer's  
20 tax liability for taxable years beginning on or after January 1, 2001, regardless of  
21 when the transactions became listed transactions.

22 **(8) MATERIAL ADVISOR PENALTIES.** (a) If a person who is required to file a  
23 disclosure with the department as provided under sub. (7) (a) fails to file the  
24 disclosure or files a disclosure containing false or incomplete information, the person  
25 is subject to a penalty equal to the following amounts:

1           1. If the disclosure relates to a reportable transaction that is not a listed  
2 transaction, \$15,000.

3           2. If the disclosure relates to a listed transaction, \$100,000.

4           (b) Any person who is required to maintain a list under sub. (7) (b) and who fails  
5 to provide the list to the department no later than 20 business days after the date on  
6 which the person receives the department's request to provide the list, as provided  
7 under sub. (7) (b), shall pay a penalty to the department in an amount that is equal  
8 to \$10,000 for each day that the person does not provide the list, beginning with the  
9 day that is 21 business days after the date on which the person receives the  
10 department's request.

11           (c) The secretary of revenue may waive or abate any penalty imposed under this  
12 subsection, or any portion of such penalty, related to a reportable transaction that  
13 is not a listed transaction, if the waiver or abatement promotes compliance with this  
14 section and effective tax administration or, with regard to the penalty imposed under  
15 par. (b), if, on each day after the time for providing the list without incurring a  
16 penalty has expired, the person demonstrates to the department that the person's  
17 failure to provide the list on that day is because of reasonable cause.  
18 Notwithstanding any other law or rule, a determination by the secretary of revenue  
19 under this paragraph may not be reviewed in any judicial proceeding.

20           **(9) TAX SHELTER PROMOTION.** (a) Beginning on the effective date of this  
21 paragraph .... [revisor inserts date], any person who organizes or assists in  
22 organizing a tax shelter, or directly or indirectly participates in the sale of any  
23 interest in a tax shelter, and who makes or provides or causes another person to make  
24 or provide, in connection with such organization or sale, a statement that the person  
25 knows or has reason to know is false or fraudulent as to any material matter

1 regarding the allowability of any tax deduction or credit, the excludability of any  
2 income, the manipulation of any allocation or apportionment rule, or the securing of  
3 any other tax benefit resulting from holding an interest in the entity or participating  
4 in the plan or arrangement, shall pay a penalty to the department, with respect to  
5 each sale or act of organization described under this paragraph, in an amount equal  
6 to 50 percent of the person's gross income derived from the sale or act.

7 (b) For purposes of administering this chapter, beginning on the effective date  
8 of this paragraph .... [revisor inserts date], a written communication to any person,  
9 director, officer, employee, agent, or representative of the person, or any other person  
10 holding a capital or profits interest in the person, regarding the promotion of, or  
11 advice with respect to, the person's direct or indirect participation in any tax shelter  
12 is not considered a confidential or privileged communication.

13 **(11) INJUNCTION.** The department may commence an action in the circuit court  
14 of Dane County to enjoin a person from taking any action, or failing to take any  
15 action, that is subject to a penalty under this section or in violation of this section or  
16 any rules that the department promulgates pursuant to this section.

17 **SECTION 2139.** 71.83 (1) (a) 1. of the statutes is amended to read:

18 71.83 (1) (a) 1. 'Failure to file.' In case of failure to file any return required  
19 under s. 71.03, 71.24 ~~or~~, 71.44, or 71.775 on the due date prescribed therefor,  
20 including any applicable extension of time for filing, unless it is shown that the  
21 failure is due to reasonable cause and not due to willful neglect, there shall be added  
22 to the amount required to be shown as tax on the return 5% of the amount of the tax  
23 if the failure is for not more than one month, with an additional 5% for each  
24 additional month or fraction thereof during which the failure continues, not  
25 exceeding 25% in the aggregate. For purposes of this subdivision, the amount of tax

1 required to be shown on the return shall be reduced by the amount of any part of the  
2 tax which is paid on or before the due date prescribed for payment and by the amount  
3 of any credit against the tax which may be claimed upon the return.

4 **SECTION 2139e.** 71.83 (1) (a) 6. of the statutes is amended to read:

5 71.83 (1) (a) 6. ‘Retirement plans.’ Any natural person who is liable for a  
6 penalty for federal income tax purposes under section 72 (m) (5), (q), (t), and (v), 4973,  
7 4974, 4975, or 4980A of the ~~internal revenue code~~ Internal Revenue Code is liable  
8 for 33% of the federal penalty unless the income received is exempt from taxation  
9 under s. 71.05 (1) (a) or (ae). The penalties provided under this subdivision shall be  
10 assessed, levied, and collected in the same manner as income or franchise taxes.

11 **SECTION 2140.** 71.90 (2) of the statutes is amended to read:

12 71.90 (2) ~~DEPOSIT WITH THE SECRETARY OF ADMINISTRATION~~ DEPARTMENT. At any  
13 time while the petition is pending before the tax appeals commission or an appeal  
14 in regard to that petition is pending in a court, the taxpayer may offer to deposit the  
15 entire amount of the additional taxes, penalties, and fines, together with interest,  
16 with the ~~secretary of administration~~. If an offer to deposit is made, the department  
17 of revenue shall issue a certificate to the secretary of administration authorizing the  
18 secretary to accept payment of such taxes together with interest to the first day of  
19 the succeeding month and to give a receipt. A copy of the certificate shall be mailed  
20 to the taxpayer who shall pay the taxes and interest to the secretary of  
21 administration within 30 days. A copy of the receipt of the secretary of  
22 administration shall be filed with the department. The department shall, upon final  
23 determination of the appeal, certify to the secretary of administration the amount  
24 of the taxes as finally determined and direct the secretary of administration to refund  
25 to the appellant any portion of such payment which has been found to have been

1       improperly assessed, including interest. ~~The secretary of administration shall make~~  
2       ~~the refunds directed by the certificate within 30 days after receipt. Taxes paid to the~~  
3       ~~secretary of administration under this subsection shall be subject to the interest~~  
4       ~~provided by ss. 71.82 and 71.91 (1) (c) only to the extent of the interest accrued on~~  
5       ~~the taxes prior to the first day of the month succeeding the application for hearing.~~  
6       ~~Any portion of the amount deposited with the secretary of administration which is~~  
7       ~~refunded to the taxpayer shall bear interest at the rate of 9% per year during the time~~  
8       ~~that the funds are on deposit.~~

9               **SECTION 2141.** 71.93 (1) (a) 2. of the statutes is amended to read:

10              71.93 (1) (a) 2. A delinquent child support or spousal support obligation that  
11       has been reduced to a judgment and has been submitted by an agency of another  
12       state to the department of workforce development children and families for  
13       certification under this section.

14              **SECTION 2142.** 71.93 (1) (a) 4. of the statutes is amended to read:

15              71.93 (1) (a) 4. An amount that the department of workforce development  
16       children and families may recover under s. 49.161 or 49.195 (3) or collect under s.  
17       49.147 (6) (cm), if the department of workforce development children and families  
18       has certified the amount under s. 49.85.

19              **SECTION 2143m.** 73.01 (4) (e) 2. of the statutes is amended to read:

20              73.01 (4) (e) 2. Except for hearings on ss. 341.405 and 341.45, the department  
21       of revenue may choose not to appeal and to nonacquiesce in the decision or order by  
22       sending a notice of nonacquiescence to the clerk of the commission, to the revisor of  
23       statutes legislative reference bureau for publication in the Wisconsin administrative  
24       register and to the taxpayer or the taxpayer's representative before the time expires  
25       for seeking a review of the decision or order under s. 73.015. The effect of this action

1 is that, although the decision or order is binding on the parties for the instant case,  
2 the commission's conclusions of law, the rationale and construction of statutes in the  
3 instant case are not binding upon or required to be followed by the department of  
4 revenue in other cases.

5 **SECTION 2146.** 73.03 (2a) of the statutes is amended to read:

6 73.03 (2a) To prepare, ~~have published and distribute to each property tax~~  
7 ~~assessor and to others who so request~~ and publish, in electronic form and on the  
8 Internet, assessment manuals. The manual shall discuss and illustrate accepted  
9 assessment methods, techniques and practices with a view to more nearly uniform  
10 and more consistent assessments of property at the local level. The manual shall be  
11 amended by the department from time to time to reflect advances in the science of  
12 assessment, court decisions concerning assessment practices, costs, and statistical  
13 and other information considered valuable to local assessors by the department. The  
14 manual shall incorporate standards for the assessment of all types of renewable  
15 energy resource systems used in this state as soon as such systems are used in  
16 sufficient numbers and sufficient data exists to allow the formulation of valid  
17 guidelines. The manual shall incorporate standards, which the department of  
18 revenue and the state historical society of Wisconsin shall develop, for the  
19 assessment of nonhistoric property in historic districts and for the assessment of  
20 historic property, including but not limited to property that is being preserved or  
21 restored; property that is subject to a protective easement, covenant or other  
22 restriction for historic preservation purposes; property that is listed in the national  
23 register of historic places in Wisconsin or in this state's register of historic places and  
24 property that is designated as a historic landmark and is subject to restrictions  
25 imposed by a municipality or by a landmarks commission. The manual shall

1 incorporate general guidelines about ways to determine whether property is taxable  
2 in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in specific  
3 situations. The manual shall state that assessors are required to comply with s. 70.32  
4 (1g) and shall suggest procedures for doing so. The manual or a supplement to it shall  
5 specify per acre value guidelines for each municipality for various categories of  
6 agricultural land based on the income that could be generated from its estimated  
7 rental for agricultural use, as defined by rule, and capitalization rates established  
8 by rule. The manual shall include guidelines for classifying land as agricultural  
9 land, as defined in s. 70.32 (2) (c) 1g., and guidelines for distinguishing between land  
10 and improvements to land. The cost of the development, preparation, and Internet  
11 ~~publication and distribution~~ of the manual and of revisions and amendments to it  
12 ~~shall be borne by the assessors and requesters at an individual volume cost or a~~  
13 ~~subscription cost as determined by the department. All receipts shall be credited to~~  
14 paid from the appropriation under s. 20.566 (2) (hi). ~~The department may provide~~  
15 ~~free assessment manuals to other state agencies or exchange them at no cost with~~  
16 ~~agencies of other states or of the federal government for similar information or~~  
17 ~~publications~~ (b).

18 **SECTION 2147.** 73.03 (28e) of the statutes is created to read:

19 73.03 (28e) To participate as a member state of the streamlined sales tax  
20 governing board which administers the agreement, as defined in s. 77.65 (2) (a), and  
21 includes having the governing board enter into contracts that are necessary to  
22 implement the agreement on behalf of the member states, and to allocate a portion  
23 of the amount collected under ch. 77 through the agreement to the appropriation  
24 under s. 20.566 (1) (ho) to pay the dues necessary to participate in the governing

1 board. The department shall allocate the remainder of such collections to the general  
2 fund.

3 **SECTION 2148.** 73.03 (50) (c) of the statutes is amended to read:

4 73.03 (50) (c) In the case of an applicant who is an individual and who has a  
5 social security number, sets forth the social security number of the applicant or, in  
6 the case of an applicant who is an individual and who does not have a social security  
7 number, submits a statement made or subscribed under oath or affirmation that the  
8 applicant does not have a social security number. The form of the statement shall  
9 be prescribed by the department of ~~workforce development~~ children and families. A  
10 certificate issued in reliance upon a false statement submitted under this paragraph  
11 is invalid.

12 **SECTION 2149.** 73.03 (50) (d) of the statutes is amended to read:

13 73.03 (50) (d) In the case of a sole proprietor, signs the form or, in the case of  
14 other persons, has an individual who is authorized to act on behalf of the person sign  
15 the form, or, in the case of a single-owner entity that is disregarded as a separate  
16 entity under section 7701 of the Internal Revenue Code, the person is the owner. Any  
17 person who may register under this subsection may designate an agent, as defined  
18 in s. 77.524 (1) (ag), to register with the department under this subsection in the  
19 manner prescribed by the department. In this paragraph, “sign” has the meaning  
20 given in s. 77.51 (17r).

21 **SECTION 2150.** 73.03 (50b) of the statutes is created to read:

22 73.03 (50b) To waive the fee established under sub. (50) for applying for and  
23 renewing the business tax registration certificate, if the person who is applying for  
24 or renewing the certificate is not required for purposes of ch. 77 to hold such a  
25 certificate.



1           **SECTION 2151.** 73.03 (50m) of the statutes is amended to read:

2           73.03 (**50m**) To enter into a memorandum of understanding with the  
3 department of ~~workforce development~~ children and families under s. 49.857. The  
4 department of revenue shall suspend, refuse to issue or refuse to renew any  
5 certificate issued under sub. (50) as provided in the memorandum of understanding  
6 entered into under s. 49.857. Notwithstanding ss. 71.78 and 77.61 (5), the  
7 department of revenue shall disclose to the department of ~~workforce development~~  
8 children and families the social security number of any applicant for a certificate  
9 issued under sub. (50) as provided in the memorandum of understanding.

10           **SECTION 2152.** 73.03 (52n) of the statutes is created to read:

11           73.03 (**52n**) To enter into agreements with federally recognized tribes located  
12 in this state that provide for offsetting state tax refunds against tribal obligations  
13 and to charge a fee up to \$25 per transaction to the debtor for the administrative costs  
14 of such setoffs. The administrative costs collected under this subsection shall be  
15 credited to the appropriation under s. 20.566 (1) (h). Setoffs under ss. 71.93, 71.935,  
16 and 73.03 (52) shall occur before setoffs under this subsection. Any legal proceeding  
17 to contest a setoff under this subsection shall be brought against the tribe under the  
18 process established by the tribe.

19           **SECTION 2153.** 73.03 (61) of the statutes is created to read:

20           73.03 (**61**) To do all of the following related to the Uniform Sales and Use Tax  
21 Administration Act:

22           (a) Certify compliance with the agreement, as defined in s. 77.65 (2) (a).

23           (b) Pursuant to the agreement, as defined in s. 77.65 (2) (a), certify certified  
24 service providers, as defined in s. 77.51 (1g), and certified automated systems, as  
25 defined in s. 77.524 (1) (am).

1           (c) Consistent with the agreement, as defined in s. 77.65 (2) (a), establish  
2 performance standards and eligibility criteria for a seller that sells tangible personal  
3 property, items or property under s. 77.52 (1) (b) or (c), or taxable services in at least  
4 5 states that are signatories to the agreement, as defined in s. 77.65 (2) (a); that has  
5 total annual sales revenue of at least \$500,000,000; that has a proprietary system  
6 that calculates the amount of tax owed to each taxing jurisdiction in which the seller  
7 sells tangible personal property, items or property under s. 77.52 (1) (b) or (c), or  
8 taxable services; and that has entered into a performance agreement with the states  
9 that are signatories to the agreement, as defined in s. 77.65 (2) (a). For purposes of  
10 this paragraph, “seller” includes an affiliated group of sellers using the same  
11 proprietary system to calculate the amount of tax owed in each taxing jurisdiction  
12 in which the sellers sell tangible personal property, items or property under s. 77.52  
13 (1) (b) or (c), or taxable services.

14           (d) Issue a tax identification number to a person who claims an exemption  
15 under subch. III or V of ch. 77 and who is not required to register with the department  
16 for the purposes of subch. III or V of ch. 77 and establish procedures for the  
17 registration of such a person.

18           (e) Maintain a database that is accessible to sellers and certified service  
19 providers, as defined in s. 77.51 (1g), that indicates whether items defined in  
20 accordance with the Uniform Sales and Use Tax Administration Act are taxable or  
21 nontaxable.

22           (f) Maintain a database that is accessible to sellers and certified service  
23 providers, as defined in s. 77.51 (1g), and available in a downloadable format, that  
24 indicates tax rates, taxing jurisdiction boundaries, and zip code or address

1 assignments related to the administration of taxes imposed under subchs. III and V  
2 of ch. 77.

3 (g) Set forth the information that the seller shall provide to the department for  
4 tax exemptions claimed by purchasers and establish the manner in which a seller  
5 shall provide such information to the department.

6 (h) Provide monetary allowances, in addition to the retailer's discount provided  
7 under s. 77.61 (4) (c), to certified service providers, as defined in s. 77.51 (1g), and  
8 sellers that use certified automated systems, as defined in s. 77.524 (1) (am), or  
9 proprietary systems, pursuant to the agreement as defined in s. 77.65 (2) (a).

10 **SECTION 2153p.** 73.03 (62) of the statutes is amended to read:

11 73.03 (62) To prepare and maintain a list of all persons who owe delinquent  
12 taxes, including interest, penalties, fees, and costs, to the department, in excess of  
13 ~~\$25,000~~ \$5,000, which are unpaid for more than 90 days after all appeal rights have  
14 expired, ~~and~~; to post the names of persons from this list on the Internet at a site that  
15 is created and maintained by the department for this purpose; and to distribute the  
16 posted information to Internet search engines so the information is searchable. The  
17 Internet site shall list the name, address, type of tax due, and amount of tax due,  
18 including interest, penalties, fees, and costs for each person who has one of the  
19 delinquent taxpayer accounts, and the Internet site shall ~~also~~ contain a special page  
20 for the persons who have the 100 largest delinquent taxpayer accounts. Except as  
21 otherwise provided in this subsection, the department shall update the Internet site  
22 on a quarterly basis, and shall send the updates to the Internet search engines. The  
23 department may not post on the Internet or distribute to Internet search engines the  
24 name of any person who has reached an agreement or compromise with the  
25 department, or the department of justice, under s. 71.92 and is in compliance with

1 that agreement, regarding the payment of delinquent taxes, or the name of any  
2 person who is protected by a stay that is in effect under the Federal Bankruptcy Code;  
3 the Internet posting and Internet search engines shall be updated each business day,  
4 as defined in s. 562.01 (3m), to comply with these prohibitions.

5 **SECTION 2154.** 73.03 (63) of the statutes is created to read:

6 73.03 (63) Notwithstanding the amount limitations specified under ss. 71.07  
7 (5b) (c) 1. and (5d) (c) 1., 71.28 (5b) (c) 1., 71.47 (5b) (c) 1., and 560.205 (3) (d), in  
8 consultation with the department of commerce, to carry forward to subsequent  
9 taxable years unclaimed credit amounts of the early stage seed investment credits  
10 under ss. 71.07 (5b), 71.28 (5b), and 71.47 (5b) and the angel investment credit under  
11 s. 71.07 (5d). Annually, no later than July 1, the department of commerce shall  
12 submit to the department of revenue its recommendations for the carry forward of  
13 credit amounts as provided under this subsection.

14 **SECTION 2155.** 73.0301 (1) (d) 2. of the statutes is amended to read:

15 73.0301 (1) (d) 2. A license issued by the department of health and family  
16 ~~services~~ children and families under s. 48.66 (1) (a) to a child welfare agency, group  
17 home, shelter care facility, or day care center, as required by s. 48.60, 48.625, 48.65,  
18 or 938.22 (7).

19 **SECTION 2156m.** 73.0301 (1) (e) of the statutes, as affected by 2007 Wisconsin  
20 Act 1, is amended to read:

21 73.0301 (1) (e) “Licensing department” means the department of  
22 administration; the board of commissioners of public lands; the department of  
23 commerce; the department of children and families; the government accountability  
24 board; the department of financial institutions; the department of health and family  
25 services; the department of natural resources; the department of public instruction;

1 the department of regulation and licensing; the department of workforce  
2 development; the office of the commissioner of insurance; or the department of  
3 transportation.

4 **SECTION 2157.** 73.0301 (2) (c) 1. am. of the statutes is amended to read:

5 73.0301 (2) (c) 1. am. If the applicant is an individual and does not have a social  
6 security number, a statement made or subscribed under oath or affirmation that the  
7 applicant does not have a social security number. The form of the statement shall  
8 be prescribed by the department of ~~workforce development~~ children and families. A  
9 license issued in reliance upon a false statement submitted under this subd. 1. am.  
10 is invalid.

11 **SECTION 2158.** 73.0301 (2) (c) 2. of the statutes is amended to read:

12 73.0301 (2) (c) 2. A licensing department may not disclose any information  
13 received under subd. 1. a. or b. to any person except to the department of revenue for  
14 the purpose of requesting certifications under par. (b) 2. in accordance with the  
15 memorandum of understanding under sub. (4) and administering state taxes or to  
16 the department of ~~workforce development~~ children and families for the purpose of  
17 administering s. 49.22.

18 **SECTION 2159.** 74.09 (3) (b) 6m. of the statutes is created to read:

19 74.09 (3) (b) 6m. The amount of the credit under s. 79.10 (5m) allocable to the  
20 property for the previous year and the current year, and the percentage change  
21 between those years.

22 **SECTION 2160.** 74.09 (3) (b) 7. of the statutes is amended to read:

23 74.09 (3) (b) 7. The amount obtained by subtracting the ~~amount~~ amounts under  
24 ~~subd. subs. 6. and 6m.~~ from the amount under subd. 5., for the previous year and  
25 the current year, and the percentage change in that amount between those years.

1           **SECTION 2161.** 76.07 (4g) (b) 8. of the statutes is amended to read:

2           76.07 (4g) (b) 8. Determine transport-related revenue by adding public service  
3 revenue allocated to this state on the basis of routes for which the company is  
4 authorized to receive subsidy payments, mutual aid allocated to this state on the  
5 basis of the ratio of transport revenues allocated to this state to transport revenues  
6 everywhere in the previous year, in-flight sales allocated to this state as they are  
7 allocated under s. ~~77.51 (14r)~~ 77.522 and all other transport-related revenues from  
8 sales made in this state.

9           **SECTION 2161g.** 76.29 (1) (f) of the statutes is amended to read:

10           76.29 (1) (f) "Tax period" means each calendar year or portion of a calendar year  
11 ~~from January 1, 2004, to December 31, 2009.~~

12           **SECTION 2161h.** 76.29 (2) of the statutes is amended to read:

13           76.29 (2) IMPOSITION. There is imposed on every light, heat, and power company  
14 and electric cooperative that owns an electric utility plant, an annual license fee to  
15 be assessed by the department on or before May 1, 2005, and every May 1 thereafter,  
16 ~~ending with the assessment on May 1, 2010,~~ measured by the gross revenues of the  
17 preceding tax period in an amount equal to the apportionment factor multiplied by  
18 gross revenues multiplied by 1.59%. The fee shall become delinquent if not paid  
19 when due and when delinquent shall be subject to interest at the rate of 1.5% per  
20 month until paid. ~~Gross revenues earned by a light, heat, and power company after~~  
21 ~~December 31, 2009, are subject to the license fee imposed under s. 76.28 (2). Gross~~  
22 ~~revenues earned by an electric cooperative after December 31, 2009, are subject to~~  
23 ~~the license fee imposed under s. 76.48 (1r).~~

24           **SECTION 2161n.** 76.635 (1) (a) of the statutes is amended to read:

1           76.635 (1) (a) “Certified capital company” has the meaning given in s. 560.30  
2       ~~(2) 560.29 (1) (a).~~

3           **SECTION 2161o.** 76.635 (1) (b) of the statutes is amended to read:

4           76.635 (1) (b) “Certified capital investment” has the meaning given in s. 560.30  
5       ~~(4) 560.29 (1) (b).~~

6           **SECTION 2161p.** 76.635 (1) (c) of the statutes is amended to read:

7           76.635 (1) (c) “Investment date” has the meaning given in s. 560.30 ~~(6) 560.29~~  
8       ~~(1) (d).~~

9           **SECTION 2161q.** 76.635 (1) (d) of the statutes is amended to read:

10          76.635 (1) (d) “Investment pool” has the meaning given in s. 560.30 ~~(7) 560.29~~  
11       ~~(1) (e).~~

12          **SECTION 2161r.** 76.635 (1) (e) of the statutes is amended to read:

13          76.635 (1) (e) “Qualified investment” has the meaning given in s. 560.30 ~~(11)~~  
14       ~~560.29 (1) (g).~~

15          **SECTION 2161s.** 76.635 (4) (a) of the statutes is amended to read:

16          76.635 (4) (a) If a certified capital company is decertified, or an investment pool  
17       is disqualified, under s. 560.37, 2005 stats., before the certified capital company  
18       fulfills the investment requirement under s. 560.34 (1m) (a) 1., 2005 stats., with  
19       respect to the investment pool, any insurer that has received a credit under this  
20       section with respect to that investment pool shall repay that credit to the  
21       commissioner of insurance, for deposit in the general fund, and may not claim more  
22       credit in respect to that investment pool.

23          **SECTION 2161t.** 76.635 (4) (b) of the statutes is amended to read:

24          76.635 (4) (b) If a certified capital company fulfills the investment requirement  
25       under s. 560.34 (1m) (a) 1., 2005 stats., with respect to an investment pool but the

1 certified capital company is decertified, or an investment pool is disqualified, under  
2 s. 560.37, 2005 stats., before the certified capital company fulfills the investment  
3 requirement under s. 560.34 (1m) (a) 2., 2005 stats., for that investment pool, any  
4 insurer that has received a credit under this section with respect to that investment  
5 pool shall repay all credits that were claimed for taxable years after the taxable year  
6 that includes the 3rd anniversary of the investment date of the investment pool and  
7 may claim no more credits for taxable years after the taxable year that includes the  
8 3rd anniversary of the investment date of the investment pool.

9 **SECTION 2162.** 76.636 (1) (e) of the statutes is amended to read:

10 76.636 (1) (e) “Member of a targeted group” means a person who resides in an  
11 area designated by the federal government as an economic revitalization area, a  
12 person who is employed in an unsubsidized job but meets the eligibility requirements  
13 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who  
14 is employed in a trial job, as defined in s. 49.141 (1) (n), or in a real work, real pay  
15 project position under s. 49.147 (3m), a person who is eligible for child care assistance  
16 under s. 49.155, a person who is a vocational rehabilitation referral, an economically  
17 disadvantaged youth, an economically disadvantaged veteran, a supplemental  
18 security income recipient, a general assistance recipient, an economically  
19 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC  
20 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp  
21 recipient, if the person has been certified in the manner under s. 71.47 (1dj) (am) 3.  
22 by a designated local agency, as defined in s. 71.47 (1dj) (am) 2.

23 **SECTION 2163.** 76.636 (2) (b) of the statutes is amended to read:

24 76.636 (2) (b) The amount determined by multiplying the amount determined  
25 under s. 560.785 (1) (b) by the number of full-time jobs created in a development zone



1 and filled by a member of a targeted group and by then subtracting the subsidies paid  
2 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
3 (c) for those jobs.

4 **SECTION 2164.** 76.636 (2) (c) of the statutes is amended to read:

5 76.636 (2) (c) The amount determined by multiplying the amount determined  
6 under s. 560.785 (1) (c) by the number of full-time jobs created in a development zone  
7 and not filled by a member of a targeted group and by then subtracting the subsidies  
8 paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147  
9 (3m) (c) for those jobs.

10 **SECTION 2165.** 76.636 (2) (d) of the statutes is amended to read:

11 76.636 (2) (d) The amount determined by multiplying the amount determined  
12 under s. 560.785 (1) (bm) by the number of full-time jobs retained, as provided in the  
13 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
14 71.47 (1dj), in an enterprise development zone under s. 560.797 and for which  
15 significant capital investment was made and by then subtracting the subsidies paid  
16 under s. 49.147 (3) (a) or the subsidies and reimbursements paid under s. 49.147 (3m)  
17 (c) for those jobs.

18 **SECTION 2166.** 76.636 (2) (e) of the statutes is amended to read:

19 76.636 (2) (e) The amount determined by multiplying the amount determined  
20 under s. 560.785 (1) (c) by the number of full-time jobs retained, as provided in the  
21 rules under s. 560.785, excluding jobs for which a credit has been claimed under s.  
22 71.47 (1dj), in a development zone and not filled by a member of a targeted group and  
23 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
24 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

1           **SECTION 2170.** 77.51 (1) of the statutes is renumbered 77.51 (1fd) and amended  
2 to read:

3           77.51 (1fd) “Business” includes any activity engaged in by any person or caused  
4 to be engaged in by any person with the object of gain, benefit or advantage, either  
5 direct or indirect, and includes also the furnishing and distributing of tangible  
6 personal property, items or property under s. 77.52 (1) (b) or (c), or taxable services  
7 for a consideration by social clubs and fraternal organizations to their members or  
8 others.

9           **SECTION 2172.** 77.51 (1b) of the statutes is created to read:

10          77.51 (1b) “Alcoholic beverage” means a beverage that is suitable for human  
11 consumption and that contains 0.5 percent or more of alcohol by volume.

12          **SECTION 2173.** 77.51 (1ba) of the statutes is created to read:

13          77.51 (1ba) “Ancillary services” means services that are associated with or  
14 incidental to providing telecommunications services, including detailed  
15 telecommunications billing, directory assistance, vertical service, and voice mail  
16 services.

17          **SECTION 2176.** 77.51 (1f) of the statutes is created to read:

18          77.51 (1f) “Bundled transaction” means the retail sale of 2 or more products,  
19 not including real property and services to real property, if the products are distinct  
20 and identifiable products and sold for one nonitemized price. “Bundled transaction”  
21 does not include any of the following:

22           (a) The sale of any products for which the sales price varies or is negotiable  
23 based on the purchaser’s selection of the products included in the transaction.

1 (b) 1. The retail sale of tangible personal property and a service, if the tangible  
2 personal property is essential to the use of the service, and provided exclusively in  
3 connection with the service, and if the true object of the transaction is the service.

4 3. The retail sale of a service and items or property under s. 77.52 (1) (b) or (c),  
5 if such property or items are essential to the use of the service, and provided  
6 exclusively in connection with the service, and if the true object of the transaction  
7 is the service.

8 (c) The retail sale of services, if one of the services is essential to the use or  
9 receipt of another service, and provided exclusively in connection with the other  
10 service, and if the true object of the transaction is the other service.

11 (d) A transaction that includes taxable and nontaxable products, if the seller's  
12 purchase price or the sales price of the taxable products is no greater than 10 percent  
13 of the seller's total purchase price or sales price of all the bundled products, as  
14 determined by the seller using either the seller's purchase price or sales price, but  
15 not a combination of both, or, in the case of a service contract, the full term of the  
16 service contract.

17 (e) The retail sale of taxable tangible personal property or items or property  
18 under s. 77.52 (1) (b) or (c) and tangible personal property or items or property under  
19 s. 77.52 (1) (b) or (c) that is exempt from the taxes imposed under this subchapter,  
20 if the transaction includes food and food ingredients, drugs, durable medical  
21 equipment, mobility-enhancing equipment, prosthetic devices, or medical supplies  
22 and if the seller's purchase price or the sales price of the taxable tangible personal  
23 property or items or property under s. 77.52 (1) (b) or (c) is no greater than 50 percent  
24 of the seller's total purchase price or sales price of all the tangible personal property  
25 or items or property under s. 77.52 (1) (b) or (c) included in what would otherwise be

1 a bundled transaction, as determined by the seller using either the seller’s purchase  
2 price or the sales price, but not a combination of both.

3 **SECTION 2177.** 77.51 (1fm) of the statutes is created to read:

4 77.51 (1fm) “Candy” means a preparation of sugar, honey, or other natural or  
5 artificial sweetener combined with chocolate, fruit, nuts, or other ingredients or  
6 flavorings in the form of bars, drops, or pieces. “Candy” does not include a  
7 preparation that contains flour or that requires refrigeration.

8 **SECTION 2178.** 77.51 (1j) of the statutes is created to read:

9 77.51 (1j) “Catalog” means a printed and bound, stitched, sewed, or stapled  
10 book containing a list and description of property or services for sale, regardless of  
11 whether a price is specified.

12 **SECTION 2179.** 77.51 (1n) of the statutes is created to read:

13 77.51 (1n) “Computer” means an electronic device that accepts information in  
14 digital or similar form and that manipulates such information to achieve a result  
15 based on a sequence of instructions.

16 **SECTION 2180.** 77.51 (1p) of the statutes is created to read:

17 77.51 (1p) “Computer software” means a set of coded instructions designed to  
18 cause a computer or automatic data processing equipment to perform a task.

19 **SECTION 2181.** 77.51 (1r) of the statutes is created to read:

20 77.51 (1r) “Conference bridging service” means an ancillary service that links  
21 2 or more participants of an audio or video conference call and may include providing  
22 a telephone number, but does not include the telecommunications services used to  
23 reach the conference bridge.

24 **SECTION 2182.** 77.51 (2k) of the statutes is created to read:

1           77.51 (2k) “Delivered electronically” means delivered to a purchaser by means  
2 other than by tangible storage media.

3           **SECTION 2183.** 77.51 (2m) of the statutes is created to read:

4           77.51 (2m) “Delivery charges” means charges by a seller to prepare and deliver  
5 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or services  
6 to a location designated by the purchaser of the tangible personal property, items or  
7 property under s. 77.52 (1) (b) or (c), or services, including charges for transportation,  
8 shipping, postage, handling, crating, and packing.

9           **SECTION 2184.** 77.51 (3c) of the statutes is created to read:

10          77.51 (3c) “Detailed telecommunications billing service” means an ancillary  
11 service that separately indicates information pertaining to individual calls on a  
12 customer’s billing statement.

13          **SECTION 2185.** 77.51 (3n) of the statutes is created to read:

14          77.51 (3n) “Dietary supplement” means a product, other than tobacco, that is  
15 intended to supplement a person’s diet, if all of the following apply:

16          (a) The product contains any of the following ingredients or any combination  
17 of any of the following ingredients:

18           1. A vitamin.

19           2. A mineral.

20           3. An herb or other botanical.

21           4. An amino acid.

22           5. A dietary substance that is intended for human consumption to supplement  
23 the diet by increasing total dietary intake.

24           6. A concentrate, metabolite, constituent, or extract.

1 (b) The product is intended for ingestion in tablet, capsule, powder, soft-gel,  
2 gel-cap, or liquid form, or, if not intended for ingestion in such forms, is not  
3 represented as conventional food and is not represented for use as the sole item of  
4 a meal or diet.

5 (c) The product is required to be labeled as a dietary supplement as required  
6 under 21 CFR 101.36.

7 **SECTION 2190.** 77.51 (3pd) of the statutes is created to read:

8 77.51 (3pd) “Direct mail” means printed material that is delivered by the U.S.  
9 postal service or other delivery service to a mass audience or to addressees on a  
10 mailing list provided by or at the direction of the purchaser of the printed material,  
11 if the cost of the printed material or any tangible personal property or items or  
12 property under s. 77.52 (1) (b) or (c) included with the printed material is not billed  
13 directly to the recipients of the printed material. “Direct mail” includes any tangible  
14 personal property or items or property under s. 77.52 (1) (b) or (c) provided directly  
15 or indirectly by the purchaser of the printed material to the seller of the printed  
16 material for inclusion in any package containing the printed material, including  
17 billing invoices, return envelopes, and additional marketing materials. “Direct mail”  
18 does not include multiple items of printed material delivered to a single address.

19 **SECTION 2191.** 77.51 (3pe) of the statutes is created to read:

20 77.51 (3pe) “Directory assistance” means an ancillary service that provides  
21 telephone numbers or addresses.

22 **SECTION 2192.** 77.51 (3pf) of the statutes is created to read:

23 77.51 (3pf) “Distinct and identifiable product” does not include any of the  
24 following:

1           (a) Packaging, including containers, boxes, sacks, bags, bottles, and envelopes;  
2           and other materials, including wrapping, labels, tags, and instruction guides; that  
3           accompany, and are incidental or immaterial to, the retail sale of any product.

4           (b) A product that is provided free of charge to the consumer in conjunction with  
5           the purchase of another product, if the sales price of the other product does not vary  
6           depending on whether the product provided free of charge is included in the  
7           transaction.

8           (c) Any items specified under sub. (12m) (a) or (15b) (a).

9           **SECTION 2193.** 77.51 (3pj) of the statutes is created to read:

10          77.51 (**3pj**) “Drug” means a compound, substance, or preparation, or any  
11          component of them, other than food and food ingredients, dietary supplements, or  
12          alcoholic beverages, to which any of the following applies:

13           (a) It is listed in the United States Pharmacopoeia, Homeopathic  
14          Pharmacopoeia of the United States, or National Formulary, or any supplement to  
15          any of them.

16           (b) It is intended for use in diagnosing, curing, mitigating, treating, or  
17          preventing a disease.

18           (c) It is intended to affect a function or structure of the body.

19          **SECTION 2194.** 77.51 (3pm) of the statutes is created to read:

20          77.51 (**3pm**) “Durable medical equipment” means equipment, including the  
21          repair parts and replacement parts for the equipment that is primarily and  
22          customarily used for a medical purpose related to a person; that can withstand  
23          repeated use; that is not generally useful to a person who is not ill or injured; and that  
24          is not placed in or worn on the body. “Durable medical equipment” does not include  
25          mobility-enhancing equipment.

1           **SECTION 2195.** 77.51 (3pn) of the statutes is created to read:

2           77.51 (3pn) “Eight hundred service” means a telecommunications service that  
3 allows a caller to dial a toll-free number without incurring a charge for the call and  
4 is marketed under “800,” “855,” “866,” “877,” or “888” toll-free calling, or any other  
5 number designated as toll-free by the federal communications commission.

6           **SECTION 2196.** 77.51 (3po) of the statutes is created to read:

7           77.51 (3po) “Electronic” means relating to technology having electrical, digital,  
8 magnetic, wireless, optical, electromagnetic, or similar capabilities.

9           **SECTION 2198.** 77.51 (3rm) of the statutes is created to read:

10          77.51 (3rm) “Fixed wireless service” means a telecommunications service that  
11 provides radio communication between fixed points.

12          **SECTION 2199.** 77.51 (3t) of the statutes is created to read:

13          77.51 (3t) “Food and food ingredient” means a substance in liquid,  
14 concentrated, solid, frozen, dried, or dehydrated form, that is sold for ingestion, or  
15 for chewing, by humans and that is ingested or chewed for its taste or nutritional  
16 value. “Food and food ingredient” does not include alcoholic beverages or tobacco.

17          **SECTION 2200.** 77.51 (4) of the statutes, as affected by 2007 Wisconsin Act ...  
18 (this act), is repealed.

19          **SECTION 2200m.** 77.51 (4) (c) 1. of the statutes is amended to read:

20          77.51 (4) (c) 1. All receipts, cash, credits, and property except as provided in par.  
21 (b) 3., including credits for which a person’s books and records show that the  
22 transaction created, with regard to the transferee, an obligation to pay a certain  
23 amount of money or an increase in accounts payable or, with regard to the transferor,  
24 a right to receive a certain amount of money or an increase in accounts receivable.

25          **SECTION 2201.** 77.51 (5) of the statutes is amended to read:



1           77.51 (5) For purposes of subs. (13) (e) and (f) and ~~(14) (L)~~ (15a) and s. 77.52  
2 (2m), “incidental” means depending upon or appertaining to something else as  
3 primary; something necessary, appertaining to, or depending upon another which is  
4 termed the principal; something incidental to the main purpose of the service.  
5 Tangible personal property, items or property under s. 77.52 (1) (b) or (c), transferred  
6 by a service provider is incidental to the service if the purchaser’s main purpose or  
7 objective is to obtain the service rather than the property or items, even though the  
8 property or items may be necessary or essential to providing the service.

9           **SECTION 2202.** 77.51 (5d) of the statutes is created to read:

10          77.51 (5d)       “International telecommunications services” means  
11 telecommunications services that originate or terminate in the United States,  
12 including the District of Columbia and any U.S. territory or possession and originate  
13 or terminate outside of the United States, including the District of Columbia and any  
14 U.S. territory or possession.

15          **SECTION 2203.** 77.51 (5n) of the statutes is created to read:

16          77.51 (5n)       “Interstate telecommunications services” means  
17 telecommunications services that originate in one state or U.S. territory or  
18 possession and terminate in a different state or U.S. territory or possession.

19          **SECTION 2204.** 77.51 (5r) of the statutes is created to read:

20          77.51 (5r)       “Intrastate telecommunications services” means  
21 telecommunications services that originate in one state or U.S. territory or  
22 possession and terminate in the same state or U.S. territory or possession.

23          **SECTION 2205.** 77.51 (6m) of the statutes is renumbered 77.51 (5m).

24          **SECTION 2206.** 77.51 (7) of the statutes is repealed and recreated to read:

1           77.51 (7) (a) “Lease or rental” means any transfer of possession or control of  
2 tangible personal property for a fixed or indeterminate term and for consideration  
3 and includes:

4           1. A transfer that includes future options to purchase or extend.

5           2. Agreements related to the transfer of possession or control of motor vehicles  
6 or trailers, if the amount of any consideration may be increased or decreased by  
7 reference to the amount realized on the sale or other disposition of such motor  
8 vehicles or trailers, consistent with section 7701 (h) (1) of the Internal Revenue Code.

9           (b) “Lease or rental” does not include any of the following:

10          1. A transfer of possession or control of tangible personal property under a  
11 security agreement or deferred payment plan, if such agreement or plan requires  
12 transferring title to the tangible personal property after making all required  
13 payments.

14          2. A transfer of possession or control of tangible personal property under any  
15 agreement that requires transferring title to the tangible personal property after  
16 making all required payments and after paying an option price that does not exceed  
17 the greater of \$100 or 1 percent of the total amount of the required payments.

18          3. Providing tangible personal property along with an operator, if the operator  
19 is necessary for the tangible personal property to perform in the manner for which  
20 it is designed and if the operator does more than maintain, inspect, or set up the  
21 tangible personal property.

22          (c) 1. Transfers described under par. (a) are considered a lease or rental,  
23 regardless of whether such transfer is considered a lease or rental under generally  
24 accepted accounting principles, or any provision of federal or local law, or any other  
25 provision of state law.

1           2. Transfers described under par. (b) are not considered a lease or rental,  
2 regardless of whether such transfer is considered a lease or rental under generally  
3 accepted accounting principles, or any provision of federal or local law, or any other  
4 provision of state law.

5           **SECTION 2207.** 77.51 (7g) of the statutes is created to read:

6           77.51 (7g) "Load-and-leave" means delivery to a purchaser by using a tangible  
7 storage media that is not physically transferred to the purchaser.

8           **SECTION 2208.** 77.51 (7k) of the statutes is created to read:

9           77.51 (7k) "Mobile wireless service" means a telecommunications service for  
10 which the origination or termination points of the service's transmission,  
11 conveyance, or routing are not fixed, regardless of the technology used to transmit,  
12 convey, or route the service. "Mobile wireless service" includes a telecommunications  
13 service provided by a commercial mobile radio service provider.

14          **SECTION 2209.** 77.51 (7m) of the statutes is created to read:

15          77.51 (7m) "Mobility-enhancing equipment" means equipment, including the  
16 repair parts and replacement parts for the equipment, that is primarily and  
17 customarily used to provide or increase the ability of a person to move from one place  
18 to another; that may be used in a home or motor vehicle; and that is generally not  
19 used by a person who has normal mobility. "Mobility-enhancing equipment" does  
20 not include a motor vehicle or any equipment on a motor vehicle that is generally  
21 provided by a motor vehicle manufacturer. "Mobility-enhancing equipment" does  
22 not include durable medical equipment.

23          **SECTION 2210.** 77.51 (8m) of the statutes is created to read:

24          77.51 (8m) "Nine hundred service" means an inbound toll telecommunications  
25 service purchased by a subscriber that allows the subscriber's customers to call the

1 subscriber's prerecorded announcement or live service. "Nine hundred service" does  
2 not include any charge for collection services provided by the seller of the  
3 telecommunications services to the subscriber or for any product or service the  
4 subscriber sells to the subscriber's customers. A "nine hundred service" is  
5 designated with the "900" number or any other number designated by the federal  
6 communications commission.

7 **SECTION 2211.** 77.51 (9) (a) of the statutes is amended to read:

8 77.51 (9) (a) Isolated and sporadic sales of tangible personal property, items or  
9 property under s. 77.52 (1) (b) or (c), or taxable services where the infrequency, in  
10 relation to the other circumstances, including the sales price and the gross profit,  
11 support the inference that the seller is not pursuing a vocation, occupation or  
12 business or a partial vocation or occupation or part-time business as a vendor of  
13 personal property, items or property under s. 77.52 (1) (b) or (c), or taxable services.  
14 No sale of any tangible personal property, items or property under s. 77.52 (1) (b) or  
15 (c), or taxable service may be deemed an occasional sale if at the time of such sale the  
16 seller holds or is required to hold a seller's permit, except that this provision does not  
17 apply to an organization required to hold a seller's permit solely for the purpose of  
18 conducting bingo games and except as provided in par. (am).

19 **SECTION 2212.** 77.51 (9) (am) of the statutes is amended to read:

20 77.51 (9) (am) The sale of personal property, other than inventory held for sale,  
21 previously used by a seller to conduct its trade or business at a location after that  
22 person has ceased actively operating in the regular course of business as a seller of  
23 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable  
24 services at that location, even though the seller holds a seller's permit for one or more  
25 other locations.

1           **SECTION 2213.** 77.51 (9p) of the statutes is created to read:

2           77.51 (9p) “One nonitemized price” does not include a price that is separately  
3 identified by product on a binding sales document, or other sales-related document,  
4 that is made available to the customer in paper or electronic form, including an  
5 invoice, a bill of sale, a receipt, a contract, a service agreement, a lease agreement,  
6 a periodic notice of rates and services, a rate card, or a price list.

7           **SECTION 2214.** 77.51 (9s) of the statutes is created to read:

8           77.51 (9s) “Paging service” means a telecommunications service that transmits  
9 coded radio signals to activate specific pagers and may include messages or sounds.

10          **SECTION 2215.** 77.51 (10) of the statutes is amended to read:

11          77.51 (10) “Person” includes any natural person, firm, partnership, limited  
12 liability company, joint venture, joint stock company, association, public or private  
13 corporation, the United States, the state, including any unit or division of the state,  
14 any county, city, village, town, municipal utility, municipal power district or other  
15 governmental unit, cooperative, unincorporated cooperative association, estate,  
16 trust, receiver, personal representative, any other fiduciary, any other legal entity,  
17 and any representative appointed by order of any court or otherwise acting on behalf  
18 of others. “Person” also includes the owner of a single-owner entity that is  
19 disregarded as a separate entity under ch. 71.

20          **SECTION 2216.** 77.51 (10d) of the statutes is created to read:

21          77.51 (10d) “Prepaid calling service” means the right to exclusively access  
22 telecommunications services, if that right is paid for in advance of providing such  
23 services, requires using an access number or authorization code to originate calls,  
24 and is sold in predetermined units or dollars that decrease with use in a known  
25 amount.

1           **SECTION 2217.** 77.51 (10f) of the statutes is created to read:

2           77.51 (10f) “Prepaid wireless calling service” means a telecommunications  
3 service that provides the right to utilize mobile wireless service as well as other  
4 nontelecommunications services, including the download of digital products  
5 delivered electronically, content, and ancillary services, and that is paid for prior to  
6 use and sold in predetermined dollar units whereby the number of units declines  
7 with use in a known amount.

8           **SECTION 2218.** 77.51 (10m) of the statutes is created to read:

9           77.51 (10m) (a) “Prepared food” means:

10           1. Food and food ingredients sold in a heated state.

11           2. Food and food ingredients heated by the retailer, except as provided in par.  
12 (b).

13           3. Food and food ingredients sold with eating utensils that are provided by the  
14 retailer of the food and food ingredients, including plates, knives, forks, spoons,  
15 glasses, cups, napkins, or straws. In this subdivision, “plate” does not include a  
16 container or packaging used to transport food and food ingredients. For purposes of  
17 this subdivision, a retailer provides utensils if any of the following applies:

18           a. The utensils are available to purchasers and the retailer’s sales of prepared  
19 food under subds. 1. and 2., soft drinks, and alcoholic beverages at an establishment  
20 are more than 75 percent of the retailer’s total sales at that establishment, as  
21 determined under par. (c).

22           b. For retailers not described under subd. 3. a., the retailer’s customary practice  
23 is to physically give or hand the utensils to the purchaser, not including plates,  
24 glasses, or cups that are necessary for the purchaser to receive the food and food  
25 ingredients and that the retailer makes available to the purchaser.

1           4. Except as provided in par. (b), 2 or more food ingredients mixed or combined  
2 by a retailer for sale as a single item.

3           (b) "Prepared food" does not include:

4           1. For purposes of par. (a) 2. and 4., 2 or more food ingredients mixed or  
5 combined by a retailer for sale as a single item, if the retailer's primary classification  
6 in the 2002 North American Industry Classification System, published by the federal  
7 office of management and budget, is manufacturing under subsector 311, not  
8 including bakeries and tortilla manufacturing under industry group number 3118.

9           2. For purposes of par. (a) 2. and 4., 2 or more food ingredients mixed or  
10 combined by a retailer for sale as a single item, sold unheated, and sold by volume  
11 or weight.

12           3. For purposes of par. (a) 2. and 4., bakery items made by a retailer, including  
13 breads, rolls, pastries, buns, biscuits, bagels, croissants, donuts, danish, cakes,  
14 tortes, pies, tarts, muffins, bars, cookies, and tortillas.

15           4. For purposes of par. (a) 4., food and food ingredients that are only sliced,  
16 repackaged, or pasteurized by a retailer.

17           5. For purposes of par. (a) 4., eggs, fish, meat, and poultry, and foods containing  
18 any of them in raw form, that require cooking by the consumer, as recommended by  
19 the food and drug administration in chapter 3, part 401.11 of its food code to prevent  
20 food-borne illnesses.

21           (c) 1. The percentage specified under par. (a) 3. a. shall be determined using the  
22 following:

23           a. A numerator that includes sales of prepared food, as defined in par. (a) 1. and  
24 2. and food for which plates, bowls, glasses, or cups are necessary to receive the food,  
25 but not including alcoholic beverages.

1           b. A denominator that includes all food and food ingredients, including  
2 prepared food, candy, dietary supplements, and soft drinks, but not including  
3 alcoholic beverages.

4           2. a. If the percentage determined under subd. 1. is 75 percent or less, utensils  
5 are considered to be provided by the retailer if the retailer's customary practice is to  
6 physically give or hand the utensils to the purchaser or, in the case of plates, bowls,  
7 glasses, or cups that are necessary to receive the food, to make such items available  
8 to the purchaser.

9           b. If the percentage determined under subd. 1. is greater than 75 percent,  
10 utensils are considered to be provided by the retailer if the utensils are made  
11 available to the purchaser.

12           3. For a retailer whose percentage determined under subd. 1. is greater than  
13 75 percent, an item sold by the retailer that contains 4 or more servings packaged  
14 as 1 item and sold for a single price does not become prepared food simply because  
15 the retailer makes utensils available to the purchaser of the item, but does become  
16 prepared food if the retailer physically gives or hands utensils to the purchaser of the  
17 item. For purposes of this subdivision 3. a., serving sizes are based on the  
18 information contained on the label of each item sold, except that, if the item has no  
19 label, the serving size is based on the retailer's reasonable determination.

20           4. a. Except as provided in subd. 4. b., if a retailer sells food items that have a  
21 utensil placed in a package by a person other than the retailer, the utensils are  
22 considered to be provided by the retailer.

23           b. Except as provided in subds. 2. and 3., if a retailer sells food items that have  
24 a utensil placed in a package by a person other than the retailer and the person's  
25 primary classification in the 2002 North American Industry Classification System,



1 published by the federal office of management and budget, is manufacturing under  
2 subsector 311, the utensils are not considered to be provided by the retailer.

3 5. For purposes of par. (a) 3., a retailer shall determine the percentage for the  
4 retailer's tax year or business fiscal year, based on the retailer's data from the  
5 retailer's prior tax year or business fiscal year, as soon as practical after the retailer's  
6 accounting records are available, but not later than 90 days after the day on which  
7 the retailer's tax year or business fiscal year begins. For retailer's with more than  
8 one establishment in this state, a single determination under subd. 1. that combines  
9 the information for all of the retailer's establishments in this state shall be made  
10 annually, as provided in this subdivision, and apply to each of the retailer's  
11 establishments in this state. A retailer that has no prior tax year or business fiscal  
12 year shall make a good faith estimate of its percentage for purposes of par. (a) 3. for  
13 the retailer's first tax year or business fiscal year and shall adjust the estimate  
14 prospectively after the first 3 months of the retailer's operations if the actual  
15 percentage is materially different from the estimated percentage.

16 **SECTION 2219.** 77.51 (10n) of the statutes is created to read:

17 77.51 (10n) "Prescription" means an order, formula, or recipe that is issued by  
18 any oral, written, electronic, or other means of transmission and by a person who is  
19 authorized by the laws of this state to issue such an order, formula, or recipe.

20 **SECTION 2220.** 77.51 (10r) of the statutes is created to read:

21 77.51 (10r) "Prewritten computer software" means any of the following:

22 (a) Computer software that is not designed and developed by the author or  
23 creator of the software according to a specific purchaser's specifications.

24 (b) Computer software upgrades that are not designed and developed by the  
25 author or creator of the software according to a specific purchaser's specifications.

1           (c) Computer software that is designed and developed by the author or creator  
2 of the software according to a specific purchaser’s specifications and that is sold to  
3 another purchaser.

4           (d) Any combination of computer software under pars. (a) to (c), including any  
5 combination with any portion of such software.

6           (e) Computer software as described under pars. (a) to (d), and any portion of  
7 such software, that is modified or enhanced by any degree to a specific purchaser’s  
8 specifications, except such modification or enhancement that is reasonably and  
9 separately indicated on an invoice, or other statement of the price, provided to the  
10 purchaser.

11           **SECTION 2221.** 77.51 (10s) of the statutes is created to read:

12           77.51 (10s) “Private communication service” means a telecommunications  
13 service that entitles the customer to exclusive or priority use of a communications  
14 channel or group of communications channels, regardless of the manner in which the  
15 communications channel or group of communications channels is connected, and  
16 includes switching capacity, extension lines, stations, and other associated services  
17 that are provided in connection with the use of such channel or channels.

18           **SECTION 2222.** 77.51 (11d) of the statutes is created to read:

19           77.51 (11d) “Product” includes tangible personal property, items and property  
20 under s. 77.52 (1) (b) and (c), and services.

21           **SECTION 2223.** 77.51 (11m) of the statutes is created to read:

22           77.51 (11m) “Prosthetic device” means a device, including the repair parts and  
23 replacement parts for the device, that is placed in or worn on the body to artificially  
24 replace a missing portion of the body; to prevent or correct a physical deformity or  
25 malfunction; or to support a weak or deformed portion of the body.

1           **SECTION 2224ac.** 77.51 (12) (a) of the statutes is amended to read:

2           77.51 (12) (a) Any transfer of title, possession, ownership, enjoyment, or use  
3 by: cash or credit transaction, exchange, barter, lease or rental, conditional or  
4 otherwise, in any manner or by any means whatever of tangible personal property  
5 for a consideration, including any transaction for which a person's books and records  
6 show the transaction created, with regard to the transferee, an obligation to pay a  
7 certain amount of money or an increase in accounts payable or, with regard to the  
8 transferor, a right to receive a certain amount of money or an increase in accounts  
9 receivable;

10           **SECTION 2224ae.** 77.51 (12) (a) of the statutes, as affected by 2007 Wisconsin  
11 Act ... (this act), is repealed and recreated to read:

12           77.51 (12) (a) Any transfer of title, possession, ownership, enjoyment, or use  
13 by: cash or credit transaction, exchange, barter, lease or rental, conditional or  
14 otherwise, in any manner or by any means whatever of tangible personal property  
15 or items or property under s. 77.52 (1) (b) or (c) for a consideration, including any  
16 transaction for which a person's books and records show the transaction created,  
17 with regard to the transferee, an obligation to pay a certain amount of money or an  
18 increase in accounts payable or, with regard to the transferor, a right to receive a  
19 certain amount of money or an increase in accounts receivable;

20           **SECTION 2225.** 77.51 (12) (b) of the statutes is amended to read:

21           77.51 (12) (b) A transaction whereby the possession of property or items or  
22 property under s. 77.52 (1) (b) or (c) is transferred but the seller retains the title as  
23 security for the payment of the price.

24           **SECTION 2226.** 77.51 (12m) of the statutes is created to read:

1           77.51 (12m) (a) “Purchase price” means the total amount of consideration,  
2 including cash, credit, property, and services, for which tangible personal property,  
3 items or property under s. 77.52 (1) (b) or (c), or services are sold, leased, or rented,  
4 valued in money, whether paid in money or otherwise, without any deduction for the  
5 following:

6           1. The seller’s cost of the property or items or property under s. 77.52 (1) (b) or  
7 (c).

8           2. The cost of materials used, labor or service cost, interest, losses, all costs of  
9 transportation to the seller, all taxes imposed on the seller, and any other expense  
10 of the seller.

11           3. Charges by the seller for any services necessary to complete a sale, not  
12 including delivery and installation charges.

13           4. a. Delivery charges, except as provided in par. (b) 4.

14           b. If a shipment includes property or items or property under s. 77.52 (2) (b) or  
15 (c) that are subject to tax under this subchapter and property or items that are not  
16 subject to tax under this subchapter, the amount of the delivery charge that the seller  
17 allocates to the property or items that are subject to tax under this subchapter is  
18 based on the total purchase price of the property or items that are subject to tax under  
19 this subchapter as compared to the total purchase price of all the property or items  
20 or on the total weight of the property or items that are subject to tax under this  
21 subchapter as compared to the total weight of all the property or items, except that  
22 if the seller does not make the allocation under this subd. 4. b., the purchaser shall  
23 allocate the delivery charge amount, consistent with this subd. 4. b.

24           5. Installation charges.

25           (b) “Purchase price” does not include:

1           1. Discounts, including cash, terms, or coupons, that are not reimbursed by a  
2           3rd party, except as provided in par. (c); that are allowed by a seller; and that are  
3           taken by a purchaser on a sale.

4           2. Interest, financing, and carrying charges from credit that is extended on a  
5           sale of tangible personal property, items or property under s. 77.52 (1) (b) or (c), or  
6           services, if the amount of the interest, financing, or carrying charges is separately  
7           stated on the invoice, bill of sale, or similar document that the seller gives to the  
8           purchaser.

9           3. Any taxes legally imposed directly on the purchaser that are separately  
10          stated on the invoice, bill of sale, or similar document that the seller gives to the  
11          purchaser.

12          4. Delivery charges for direct mail.

13          5. In all transactions in which an article of tangible personal property or items  
14          under s. 77.52 (2) (b) or (c) are traded toward the purchase of an article of greater  
15          value, the amount of the purchase price that represents the amount allowed for the  
16          article traded, except that this subdivision does not apply to any transaction to which  
17          subd. 7. or 8. applies.

18          6. If a person who purchases a motor vehicle presents a statement issued under  
19          s. 218.0171 (2) (cq) to the seller at the time of purchase, and the person presents the  
20          statement to the seller within 60 days from the date of receiving a refund under s.  
21          218.0171 (2) (b) 2. b., the trade-in amount specified in the statement issued under  
22          s. 218.0171 (2) (cq), but not to exceed the purchase price from the sale of the motor  
23          vehicle. This subdivision applies only to the first motor vehicle purchased by a  
24          person after receiving a refund under s. 218.0171 (2) (b) 2. b.

1           7. Thirty-five percent of the purchase price, excluding trade-ins, of a new  
2 mobile home, as defined in s. 340.01 (29), that is a primary housing unit or of a new  
3 mobile home, as defined in s. 340.01 (29), that is transported in 2 unattached sections  
4 if the total size of the combined sections, not including additions and attachments,  
5 is at least 984 square feet measured when the sections are ready for transport. This  
6 subdivision does not apply to a lease or rental.

7           8. At the retailer's option; except that after the retailer chooses an option the  
8 retailer may not use the other option for other sales without the department's written  
9 approval; either 35 percent of the purchase price of a manufactured building, as  
10 defined in s. 101.71 (6), or an amount equal to the purchase price of the manufactured  
11 building minus the cost of materials that become an ingredient or component part  
12 of the building.

13           (c) "Purchase price" includes consideration received by the seller from a 3rd  
14 party, if:

15           1. The seller actually receives consideration from a 3rd party, other than the  
16 purchaser, and the consideration is directly related to a price reduction or discount  
17 on a sale.

18           2. The seller is obliged to pass the price reduction or discount to the purchaser.

19           3. The amount of the consideration that is attributable to the sale is a fixed  
20 amount and the seller is able to determine that amount at the time of the sale to the  
21 purchaser.

22           4. Any of the following also applies:

23           a. The purchaser presents a coupon, certificate, or other documentation to the  
24 seller to claim the price reduction or discount, if the coupon, certificate, or other  
25 documentation is authorized, distributed, or granted by the 3rd party with the

1 understanding that the 3rd party will reimburse the seller for the amount of the price  
2 reduction or discount.

3 b. The purchaser identifies himself or herself to the seller as a member of a  
4 group or organization that may claim the price reduction or discount.

5 c. The seller provides an invoice to the purchaser, or the purchaser presents a  
6 coupon, certificate, or other documentation to the seller, that identifies the price  
7 reduction or discount as a 3rd-party price reduction or discount.

8 **SECTION 2227.** 77.51 (12p) of the statutes is created to read:

9 77.51 (12p) "Purchaser" means a person to whom a sale of tangible personal  
10 property or items or property under s. 77.52 (1) (b) or (c) are made or to whom a  
11 service is furnished.

12 **SECTION 2228.** 77.51 (13) (a) of the statutes is amended to read:

13 77.51 (13) (a) Every seller who makes any sale, regardless of whether the sale  
14 is mercantile in nature, of tangible personal property, items or property under s.  
15 77.52 (1) (b) or (c), or a service specified under s. 77.52 (2) (a).

16 **SECTION 2229.** 77.51 (13) (b) of the statutes is amended to read:

17 77.51 (13) (b) Every person engaged in the business of making sales of tangible  
18 personal property or items or property under s. 77.52 (1) (b) or (c), for storage, use  
19 or consumption or in the business of making sales at auction of tangible personal  
20 property or items or property under s. 77.52 (1) (b) or (c) owned by the person or others  
21 for storage, use or other consumption.

22 **SECTION 2230.** 77.51 (13) (c) of the statutes is amended to read:

23 77.51 (13) (c) When the department determines that it is necessary for the  
24 efficient administration of this subchapter to regard any salespersons,  
25 representatives, peddlers or canvassers as the agents of the dealers, distributors,

1 supervisors or employers under whom they operate or from whom they obtain the  
2 tangible personal property or items or property under s. 77.52 (1) (b) or (c) sold by  
3 them, irrespective of whether they are making the sales on their own behalf or on  
4 behalf of such dealers, distributors, supervisors or employers, the department may  
5 so regard them and may regard the dealers, distributors, supervisors or employers  
6 as retailers for purposes of this subchapter.

7 **SECTION 2231.** 77.51 (13) (d) of the statutes is amended to read:

8 77.51 (13) (d) Every wholesaler to the extent that the wholesaler sells tangible  
9 personal property or items or property under s. 77.52 (1) (b) or (c) to a person other  
10 than a seller as defined in sub. (17) provided such wholesaler is not expressly exempt  
11 from the sales tax on such sale or from collecting the use tax on such sale.

12 **SECTION 2232.** 77.51 (13) (e) of the statutes is amended to read:

13 77.51 (13) (e) A person selling tangible personal property or items or property  
14 under s. 77.52 (1) (b) or (c) to a service provider who transfers the property or items  
15 in conjunction with the selling, performing, or furnishing of any service and the  
16 property is or items are incidental to the service, unless the service provider is  
17 selling, performing, or furnishing services under s. 77.52 (2) (a) 7., 10., 11., and 20.  
18 This subsection does not apply to sub. (2).

19 **SECTION 2233.** 77.51 (13) (f) of the statutes is amended to read:

20 77.51 (13) (f) A service provider who transfers tangible personal property or  
21 items or property under s. 77.52 (1) (b) or (c) in conjunction with but not incidental  
22 to the selling, performing or furnishing of any service and a service provider selling,  
23 performing or furnishing services under s. 77.52 (2) (a) 7., 10., 11. and 20. This  
24 subsection does not apply to sub. (2).

25 **SECTION 2234.** 77.51 (13) (k) of the statutes is amended to read:



1           77.51 (13) (k) ~~As respects~~ With regards to a lease, any person deriving rentals  
2 from a lease of tangible personal property or items or property under s. 77.52 (1) (b)  
3 or (c) situated in this state.

4           **SECTION 2235.** 77.51 (13) (m) of the statutes is amended to read:

5           77.51 (13) (m) A person selling tangible personal property or items or property  
6 under s. 77.52 (1) (b) or (c) to a veterinarian to be used or furnished by the  
7 veterinarian in the performance of services in some manner related to domestic  
8 animals, including pets or poultry.

9           **SECTION 2236.** 77.51 (13) (n) of the statutes is amended to read:

10           77.51 (13) (n) A person selling household furniture, furnishings, equipment,  
11 appliances or other items of tangible personal property or items or property under  
12 s. 77.52 (1) (b) or (c) to a landlord for use by tenants in leased or rented living  
13 quarters.

14           **SECTION 2237.** 77.51 (13) (o) of the statutes is amended to read:

15           77.51 (13) (o) A person selling medicine drugs for animals to a veterinarian.  
16 As used in this paragraph, “animal” includes livestock, pets and poultry.

17           **SECTION 2237d.** 77.51 (13) (p) of the statutes is created to read:

18           77.51 (13) (p) All persons described in this subsection regardless of all of the  
19 following:

- 20           1. Whether the transaction is mercantile in nature.
- 21           2. Whether the seller sells smaller quantities from inventory.
- 22           3. Whether the seller makes or intends to make a profit on the sale.
- 23           4. Whether the seller or the buyer receives a benefit the seller or buyer  
24 bargained for.
- 25           5. The percentage of the seller’s total sales that the sale represents.

1           6. Any activities other than those described in pars. (a) to (o) in which the seller  
2 is engaged.

3           **SECTION 2238.** 77.51 (13g) (intro.) of the statutes is amended to read:

4           77.51 (**13g**) (intro.) Except as provided in sub. (13h), “retailer engaged in  
5 business in this state”, ~~unless otherwise limited by federal statute~~, for purposes of  
6 the use tax, means any of the following:

7           **SECTION 2238b.** 77.51 (13g) (a) of the statutes is amended to read:

8           77.51 (**13g**) (a) Any retailer owning any real property in this state or leasing  
9 or renting out any tangible personal property or items or property under s. 77.52 (1)  
10 (b) or (c) located in this state or maintaining, occupying or using, permanently or  
11 temporarily, directly or indirectly, or through a subsidiary, or agent, by whatever  
12 name called, an office, place of distribution, sales or sample room or place, warehouse  
13 or storage place or other place of business in this state.

14           **SECTION 2238d.** 77.51 (13g) (b) of the statutes is amended to read:

15           77.51 (**13g**) (b) Any retailer having any representative, agent, salesperson,  
16 canvasser or solicitor operating in this state under the authority of the retailer or its  
17 subsidiary for the purpose of selling, delivering or the taking of orders for any  
18 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable  
19 services.

20           **SECTION 2239.** 77.51 (13g) (c) of the statutes is created to read:

21           77.51 (**13g**) (c) Any retailer selling tangible personal property, items or  
22 property under s. 77.52 (1) (b) or (c), or taxable services for storage, use, or other  
23 consumption in this state, unless otherwise limited by federal law.

24           **SECTION 2240.** 77.51 (13r) of the statutes is amended to read:

1           77.51 (13r) Any person purchasing from a retailer as defined in sub. (13) shall  
2 be deemed the consumer of the tangible personal property, items or property under  
3 s. 77.52 (1) (b) or (c), or services purchased.

4           **SECTION 2241.** 77.51 (13rm) of the statutes is created to read:

5           77.51 (13rm) “Retail sale” or “sale at retail” means any sale, lease, or rental  
6 for any purpose other than resale, sublease, or subrent.

7           **SECTION 2243.** 77.51 (14) (intro.) of the statutes is amended to read:

8           77.51 (14) (intro.) “Sale”, “~~sale, lease or rental~~”, “~~retail sale~~”, “~~sale at retail~~”, or  
9 ~~equivalent terms include~~ includes any ~~one or all~~ of the following: the transfer of the  
10 ownership of, title to, possession of, or enjoyment of tangible personal property, items  
11 or property under s. 77.52 (1) (b) or (c), or services for use or consumption but not for  
12 resale as tangible personal property, items or property under s. 77.52 (1) (b) or (c),  
13 or services and includes:

14           **SECTION 2244.** 77.51 (14) (a) of the statutes is amended to read:

15           77.51 (14) (a) Any sale at an auction in with respect to tangible personal  
16 property or items or property under s. 77.52 (1) (b) or (c) which is are sold to a  
17 successful bidder. ~~The proceeds from, except~~ the sale of property or items sold at  
18 auction which is are bid in by the seller and on which title does not pass to a new  
19 purchaser ~~shall be deducted from the gross proceeds of the sale and the tax paid only~~  
20 ~~on the net proceeds.~~

21           **SECTION 2245.** 77.51 (14) (b) of the statutes is amended to read:

22           77.51 (14) (b) The furnishing or distributing of tangible personal property,  
23 items or property under s. 77.52 (1) (b) or (c), or taxable services for a consideration  
24 by social clubs and fraternal organizations to their members or others.

25           **SECTION 2246.** 77.51 (14) (c) of the statutes is amended to read:

1           77.51 (14) (c) A transaction whereby the possession of tangible personal  
2 property is or items or property under s. 77.52 (1) (b) or (c) are transferred but the  
3 seller retains the title as security for the payment of the price.

4           **SECTION 2247.** 77.51 (14) (d) of the statutes is repealed.

5           **SECTION 2248.** 77.51 (14) (g) of the statutes is renumbered 77.51 (15a) (b) 4.

6           **SECTION 2249.** 77.51 (14) (h) of the statutes is amended to read:

7           77.51 (14) (h) A transfer for a consideration of the title or possession of tangible  
8 personal property or items or property under s. 77.52 (1) (b) or (c) which has have  
9 been produced, fabricated, or printed to the special order of the customer or of any  
10 publication.

11          **SECTION 2250.** 77.51 (14) (i) of the statutes is repealed.

12          **SECTION 2251.** 77.51 (14) (j) of the statutes is amended to read:

13          77.51 (14) (j) The granting of possession of tangible personal property or items  
14 or property under s. 77.52 (1) (b) or (c) by a lessor to a lessee, or to another person at  
15 the direction of the lessee. Such a transaction is deemed a continuing sale in this  
16 state ~~by the lessor for the duration of the lease as respects any period of time the~~  
17 ~~leased property is situated in this state, irrespective of the time or place of delivery~~  
18 ~~of the property to the lessee or such other person.~~

19          **SECTION 2252.** 77.51 (14) (k) of the statutes is repealed.

20          **SECTION 2253.** 77.51 (14) (L) of the statutes is repealed.

21          **SECTION 2253d.** 77.51 (14) (m) of the statutes is created to read:

22          77.51 (14) (m) A transaction for which a person's books and records show the  
23 transaction created, with regard to the transferee, an obligation to pay a certain  
24 amount of money or an increase in accounts payable or, with regard to the transferor,  
25 a right to receive a certain amount of money or an increase in accounts receivable.

1           **SECTION 2253e.** 77.51 (14) (n) of the statutes is created to read:

2           77.51 (14) (n) All activities described in this subsection regardless of all of the  
3 following:

4           1. Whether the transaction is mercantile in nature.

5           2. Whether the seller sells smaller quantities from inventory.

6           3. Whether the seller makes or intends to make a profit on the sale.

7           4. Whether the seller or the buyer receives a benefit the seller or buyer  
8 bargained for.

9           5. The percentage of the seller's total sales that the sale represents.

10          6. Any activities other than those described in sub. (13) (a) to (o) in which the  
11 seller is engaged.

12          **SECTION 2254.** 77.51 (14g) (a) of the statutes is amended to read:

13          77.51 (14g) (a) The transfer of property or items or property under s. 77.52 (1)  
14 (b) or (c) to a corporation upon its organization solely in consideration for the issuance  
15 of its stock;

16          **SECTION 2255.** 77.51 (14g) (b) of the statutes is amended to read:

17          77.51 (14g) (b) The contribution of property or items or property under s. 77.52  
18 (1) (b) or (c) to a newly formed partnership solely in consideration for a partnership  
19 interest therein;

20          **SECTION 2256.** 77.51 (14g) (bm) of the statutes is amended to read:

21          77.51 (14g) (bm) The contribution of property or items or property under s.  
22 77.52 (1) (b) or (c) to a limited liability company upon its organization solely in  
23 consideration for a membership interest;

24          **SECTION 2257.** 77.51 (14g) (c) of the statutes is amended to read:

1           77.51 (14g) (c) The transfer of property or items or property under s. 77.52 (1)  
2 (b) or (c) to a corporation, solely in consideration for the issuance of its stock,  
3 pursuant to a merger or consolidation;

4           **SECTION 2258.** 77.51 (14g) (cm) of the statutes is amended to read:

5           77.51 (14g) (cm) The transfer of property or items or property under s. 77.52  
6 (1) (b) or (c) to a limited liability company, solely in consideration for a membership  
7 interest, pursuant to a merger;

8           **SECTION 2259.** 77.51 (14g) (d) of the statutes is amended to read:

9           77.51 (14g) (d) The distribution of property or items or property under s. 77.52  
10 (1) (b) or (c) by a corporation to its stockholders as a dividend or in whole or partial  
11 liquidation;

12           **SECTION 2260.** 77.51 (14g) (e) of the statutes is amended to read:

13           77.51 (14g) (e) The distribution of property or items or property under s. 77.52  
14 (1) (b) or (c) by a partnership to its partners in whole or partial liquidation;

15           **SECTION 2261.** 77.51 (14g) (em) of the statutes is amended to read:

16           77.51 (14g) (em) The distribution of property or items or property under s.  
17 77.52 (1) (b) or (c) by a limited liability company to its members in whole or partial  
18 liquidation;

19           **SECTION 2262.** 77.51 (14g) (f) of the statutes is amended to read:

20           77.51 (14g) (f) Repossession of property or items or property under s. 77.52 (1)  
21 (b) or (c) by the seller from the purchaser when the only consideration is cancellation  
22 of the purchaser's obligation to pay the remaining balance of the purchase price;

23           **SECTION 2263.** 77.51 (14g) (g) of the statutes is amended to read:

1           77.51 (14g) (g) The transfer of property or items or property under s. 77.52 (1)  
2           (b) or (c) in a reorganization as defined in section 368 of the internal revenue code  
3           in which no gain or loss is recognized for franchise or income tax purposes; or

4           **SECTION 2264.** 77.51 (14g) (h) of the statutes is amended to read:

5           77.51 (14g) (h) Any transfer of all or substantially all the property or items or  
6           property under s. 77.52 (1) (b) or (c) held or used by a person in the course of an  
7           activity requiring the holding of a seller's permit, if after the transfer the real or  
8           ultimate ownership of the property or items is substantially similar to that which  
9           existed before the transfer. For the purposes of this section, stockholders,  
10          bondholders, partners, members or other persons holding an interest in a  
11          corporation or other entity are regarded as having the real or ultimate ownership of  
12          the property or items of the corporation or other entity. In this paragraph,  
13          "substantially similar" means 80% or more of ownership.

14          **SECTION 2265.** 77.51 (14r) of the statutes is repealed.

15          **SECTION 2266.** 77.51 (15) of the statutes, as affected by 2007 Wisconsin Act 11,  
16          is repealed.

17          **SECTION 2267.** 77.51 (15a) of the statutes is created to read:

18          77.51 (15a) (a) "Sales, lease, or rental for resale, sublease, or subrent" includes  
19          transfers of tangible personal property or items or property under s. 77.52 (1) (b) or  
20          (c) to a service provider that the service provider transfers in conjunction with but  
21          not incidental to the selling, performing, or furnishing of any service, and transfers  
22          of tangible personal property or items or property under s. 77.52 (1) (b) or (c) to a  
23          service provider that the service provider physically transfers in conjunction with  
24          the selling, performing, or furnishing services under s. 77.52 (2) (a) 7., 10., 11., or 20.  
25          This paragraph does not apply to sub. (2).

1 (b) “Sales, lease, or rental for resale, sublease, or subrent” does not include any  
2 of the following:

3 1. The sale of building materials, supplies, and equipment to owners,  
4 contractors, subcontractors, or builders for use in real property construction  
5 activities or the alteration, repair, or improvement of real property, regardless of the  
6 quantity of such materials, supplies, and equipment sold.

7 2. Any sale of tangible personal property or items or property under s. 77.52  
8 (1) (b) or (c) to a purchaser even though such property or items may be used or  
9 consumed by some other person to whom such purchaser transfers the property or  
10 items without valuable consideration, such as gifts, and advertising specialties  
11 distributed at no charge and apart from the sale of other tangible personal property,  
12 items or property under s. 77.52 (1) (b) or (c), or service.

13 3. Transfers of tangible personal property or items or property under s. 77.52  
14 (1) (b) or (c) to a service provider that the service provider transfers in conjunction  
15 with the selling, performing, or furnishing of any service, if the tangible personal  
16 property or items or property under s. 77.52 (1) (b) or (c) are incidental to the service,  
17 unless the service provider is selling, performing, or furnishing services under s.  
18 77.52 (2) (a) 7., 10., 11., or 20.

19 **SECTION 2268.** 77.51 (15b) of the statutes is created to read:

20 77.51 (15b) (a) “Sales price” means the total amount of consideration, including  
21 cash, credit, property, and services, for which tangible personal property, items or  
22 property under s. 77.52 (1) (b) or (c), or services are sold, leased, or rented, valued in  
23 money, whether received in money or otherwise, without any deduction for the  
24 following:



1           1. The seller's cost of the property or items or property under s. 77.52 (1) (b) or  
2 (c) sold.

3           2. The cost of materials used, labor or service cost, interest, losses, all costs of  
4 transportation to the seller, all taxes imposed on the seller, and any other expense  
5 of the seller.

6           3. Charges by the seller for any services necessary to complete a sale, not  
7 including delivery and installation charges.

8           4. a. Delivery charges, except as provided in par. (b) 4.

9           b. If a shipment includes property or items under s. 77.52 (2) (b) or (c) that are  
10 subject to tax under this subchapter and property or items that are not subject to tax  
11 under this subchapter, the amount of the delivery charge that the seller allocates to  
12 the property or items that are subject to tax under this subchapter is based on the  
13 total sales price of the property or items that are subject to tax under this subchapter  
14 as compared to the total sales price of all the property or items or on the total weight  
15 of the property or items that are subject to tax under this subchapter as compared  
16 to the total weight of all the property or items, except that if the seller does not make  
17 the allocation under this subd. 4. b., the purchaser shall allocate the delivery charge  
18 amount, consistent with this subd. 4. b.

19           5. Installation charges.

20           (b) "Sales price" does not include:

21           1. Discounts, including cash, terms, or coupons, that are not reimbursed by a  
22 3rd party, except as provided in par. (c); that are allowed by a seller; and that are  
23 taken by a purchaser on a sale.

24           2. Interest, financing, and carrying charges from credit that is extended on a  
25 sale of tangible personal property, items or property under s. 77.52 (1) (b) or (c), or

1 services, if the amount of the interest, financing, or carrying charges is separately  
2 stated on the invoice, bill of sale, or similar document that the seller gives to the  
3 purchaser.

4 3. Any taxes legally imposed directly on the purchaser that are separately  
5 stated on the invoice, bill of sale, or similar document that the seller gives to the  
6 purchaser.

7 4. Delivery charges for direct mail.

8 5. In all transactions in which an article of tangible personal property or items  
9 under s. 77.52 (2) (b) or (c) are traded toward the purchase of an article of greater  
10 value, the amount of the sales price that represents the amount allowed for the  
11 article traded, except that this subdivision does not apply to any transaction to which  
12 subd. 7. or 8. applies.

13 6. If a person who purchases a motor vehicle presents a statement issued under  
14 s. 218.0171 (2) (cq) to the seller at the time of purchase, and the person presents the  
15 statement to the seller within 60 days from the date of receiving a refund under s.  
16 218.0171 (2) (b) 2. b., the trade-in amount specified in the statement issued under  
17 s. 218.0171 (2) (cq), but not to exceed the sales price from the sale of the motor vehicle.  
18 This subdivision applies only to the first motor vehicle purchased by a person after  
19 receiving a refund under s. 218.0171 (2) (b) 2. b.

20 7. Thirty-five percent of the sales price, excluding trade-ins, of a new mobile  
21 home, as defined in s. 340.01 (29), that is a primary housing unit or of a new mobile  
22 home, as defined in s. 340.01 (29), that is transported in 2 unattached sections if the  
23 total size of the combined sections, not including additions and attachments, is at  
24 least 984 square feet measured when the sections are ready for transport. This  
25 subdivision does not apply to a lease or rental.

1           8. At the retailer's option; except that after the retailer chooses an option the  
2 retailer may not use the other option for other sales without the department's written  
3 approval; either 35 percent of the sales price of a manufactured building, as defined  
4 in s. 101.71 (6), or an amount equal to the sales price of the manufactured building  
5 minus the cost of materials that become an ingredient or component part of the  
6 building.

7           (c) "Sales price" includes consideration received by the seller from a 3rd party,  
8 if:

9           1. The seller actually receives consideration from a 3rd party, other than the  
10 purchaser, and the consideration is directly related to a price reduction or discount  
11 on a sale.

12           2. The seller is obliged to pass the price reduction or discount to the purchaser.

13           3. The amount of the consideration that is attributable to the sale is a fixed  
14 amount and the seller is able to determine that amount at the time of the sale to the  
15 purchaser.

16           4. Any of the following also applies:

17           a. The purchaser presents a coupon, certificate, or other documentation to the  
18 seller to claim the price reduction or discount, if the coupon, certificate, or other  
19 documentation is authorized, distributed, or granted by the 3rd party with the  
20 understanding that the 3rd party will reimburse the seller for the amount of the price  
21 reduction or discount.

22           b. The purchaser identifies himself or herself to the seller as a member of a  
23 group or organization that may claim the price reduction or discount.

1 c. The seller provides an invoice to the purchaser, or the purchaser presents a  
2 coupon, certificate, or other documentation to the seller, that identifies the price  
3 reduction or discount as a 3rd-party price reduction or discount.

4 **SECTION 2269d.** 77.51 (17) of the statutes is renumbered 77.51 (17) (intro.) and  
5 amended to read:

6 77.51 (17) (intro.) “Seller” includes every person selling, leasing, or renting  
7 tangible personal property or selling, performing, or furnishing services of a kind the  
8 gross receipts from the sale, lease, rental, performance, or furnishing of which are  
9 required to be included in the measure of the sales tax., regardless of all of the  
10 following:

11 **SECTION 2269e.** 77.51 (17) (intro.) of the statutes, as affected by 2007 Wisconsin  
12 Act .... (this act), is amended to read:

13 77.51 (17) (intro.) “Seller” includes every person selling, leasing, or renting  
14 tangible personal property or items or property under s. 77.52 (1) (b) or (c) or selling,  
15 performing, or furnishing services of a kind the gross receipts sales price from the  
16 sale, lease, rental, performance, or furnishing of which are is required to be included  
17 in the measure of the sales tax, regardless of all of the following:

18 **SECTION 2269f.** 77.51 (17) (a) to (f) of the statutes are created to read:

19 77.51 (17) (a) Whether the transaction is mercantile in nature.

20 (b) Whether the seller sells smaller quantities from inventory.

21 (c) Whether the seller makes or intends to make a profit on the sale.

22 (d) Whether the seller or the buyer receives a benefit the seller or buyer  
23 bargained for.

24 (e) The percentage of the seller’s total sales that the sale represents.

1 (f) Any activities other than those described in sub. (13) (a) to (o) in which the  
2 seller is engaged.

3 **SECTION 2270.** 77.51 (17m) of the statutes is repealed and recreated to read:

4 77.51 (17m) "Service address" means any of the following:

5 (a) The location of the telecommunications equipment to which a customer's  
6 telecommunications service is charged and from which the telecommunications  
7 service originates or terminates, regardless of where the telecommunications service  
8 is billed or paid.

9 (b) If the location described under par. (a) is not known by the seller who sells  
10 the telecommunications service, the location where the signal of the  
11 telecommunications service originates, as identified by the seller's  
12 telecommunications system or, if the signal is not transmitted by the seller's  
13 telecommunications system, by information that the seller received from the seller's  
14 service provider.

15 (c) If the locations described under pars. (a) and (b) are not known by the seller  
16 who sells the telecommunications service, the customer's place of primary use.

17 **SECTION 2271.** 77.51 (17w) of the statutes is created to read:

18 77.51 (17w) "Soft drink" means a beverage that contains less than 0.5 percent  
19 of alcohol and that contains natural or artificial sweeteners. "Soft drink" does not  
20 include a beverage that contains milk or milk products; soy, rice, or similar milk  
21 substitutes; or more than 50 percent vegetable or fruit juice by volume.

22 **SECTION 2273.** 77.51 (18) of the statutes is amended to read:

23 77.51 (18) "Storage" includes any keeping or retention in this state of tangible  
24 personal property or items or property under s. 77.52 (1) (b) or (c) purchased from a  
25 retailer for any purpose except sale in the regular course of business.

1           **SECTION 2274.** 77.51 (20) of the statutes is amended to read:

2           77.51 (20) “Tangible personal property” means all tangible personal property  
3 of every kind and description that can be seen, weighed, measured, felt, or touched,  
4 or that is in any other manner perceptible to the senses, and includes electricity,  
5 natural gas, steam and, water, and also leased property affixed to realty if the lessor  
6 has the right to remove the property upon breach or termination of the lease  
7 agreement, unless the lessor of the property is also the lessor of the realty to which  
8 the property is affixed. “Tangible personal property” also includes coins and stamps  
9 of the United States sold or traded as collectors’ items above their face value and  
10 computer programs except custom computer programs prewritten computer  
11 software, but does not include items or property under s. 77.52 (1) (b) or (c).

12           **SECTION 2275.** 77.51 (21) of the statutes is amended to read:

13           77.51 (21) “Taxpayer” means the person who is required to pay, collect, or  
14 account for or who is otherwise directly interested in the taxes imposed by this  
15 subchapter, including a certified service provider.

16           **SECTION 2276.** 77.51 (21m) of the statutes is amended to read:

17           77.51 (21m) “Telecommunications and Internet access services” means  
18 sending messages and information transmitted through the use of local, toll and  
19 wide-area telephone service; channel services; telegraph services; teletypewriter;  
20 computer exchange services; cellular mobile telecommunications service; specialized  
21 mobile radio; stationary two-way radio; paging service; or any other form of mobile  
22 and portable one-way or two-way communications; or any other transmission of  
23 messages or information by electronic or similar means between or among points by  
24 wire, cable, fiber optics, laser, microwave, radio, satellite or similar facilities.

1 “Telecommunications services” does not include sending collect telecommunications  
2 that are received outside of the state.

3 **SECTION 2276m.** 77.51 (21m) of the statutes, as affected by 2007 Wisconsin Act  
4 ... (this act), is renumbered 77.51 (5g) and amended to read:

5 77.51 (5g) “Telecommunications and Internet access services” means sending  
6 messages and information transmitted through the use of local, toll and wide-area  
7 telephone service; channel services; telegraph services; teletypewriter; computer  
8 exchange services; cellular mobile telecommunications service; specialized mobile  
9 radio; stationary two-way radio; paging service; or any other form of mobile and  
10 portable one-way or two-way communications; or any other transmission of  
11 messages or information by electronic or similar means between or among points by  
12 wire, cable, fiber optics, laser, microwave, radio, satellite or similar facilities.  
13 ~~“Telecommunications services” does not include sending collect telecommunications~~  
14 ~~that are received outside of the state. “Internet access services” does not include~~  
15 ~~telecommunications services to the extent that such services are taxable under s.~~  
16 ~~77.52 (2) (a) 5. am.~~

17 **SECTION 2277.** 77.51 (21n) of the statutes is created to read:

18 77.51 (21n) “Telecommunications services” means electronically transmitting,  
19 conveying, or routing voice, data, audio, video, or other information or signals to a  
20 point or between or among points. “Telecommunications services” includes the  
21 transmission, conveyance, or routing of such information or signals in which  
22 computer processing applications are used to act on the content’s form, code, or  
23 protocol for transmission, conveyance, or routing purposes, regardless of whether  
24 the service is referred to as a voice over Internet protocol service or classified by the

1 federal communications commission as an enhanced or value-added service.

2 “Telecommunications services” does not include any of the following:

3 (a) Data processing and information services that allow data to be generated,  
4 acquired, stored, processed, or retrieved and delivered to a purchaser by an electronic  
5 transmission, if the purchaser’s primary purpose for the underlying transaction is  
6 the processed data.

7 (b) Installing or maintaining wiring or equipment on a customer’s premises.

8 (c) Tangible personal property.

9 (d) Advertising, including directory advertising.

10 (e) Billing and collection services provided to 3rd parties.

11 (f) Internet access service.

12 (g) Radio and television audio and video programming services, regardless of  
13 the medium in which the services are provided, including cable service, as defined  
14 in 47 USC 522 (6), audio and video programming services delivered by commercial  
15 mobile radio service providers, as defined in 47 CFR 20.3, and the transmitting,  
16 conveying, or routing of such services by the programming service provider.

17 (h) Ancillary services.

18 **SECTION 2278.** 77.51 (21p) of the statutes is created to read:

19 77.51 (21p) “Tobacco” means cigarettes, cigars, chewing tobacco, pipe tobacco,  
20 and any other item that contains tobacco.

21 **SECTION 2280.** 77.51 (22) (a) of the statutes is amended to read:

22 77.51 (22) (a) “Use” includes the exercise of any right or power over tangible  
23 personal property, items or property under s. 77.52 (1) (b) or (c), or taxable services  
24 incident to the ownership, possession or enjoyment of the property, items, or services,  
25 or the results produced by the services, including installation or affixation to real



1 property and including the possession of, or the exercise of any right or power over  
2 tangible personal property or items or property under s. 77.52 (1) (b) or (c) by a lessee  
3 under a lease, except that “use” does not include the activities under sub. (18).

4 **SECTION 2281.** 77.51 (22) (b) of the statutes is amended to read:

5 77.51 (22) (b) In this subsection “enjoyment” includes a purchaser’s right to  
6 direct the disposition of property or items or property under s. 77.52 (1) (b) or (c),  
7 whether or not the purchaser has possession of the property or items. “Enjoyment”  
8 also includes, but is not limited to, having shipped into this state by an out-of-state  
9 supplier printed material which is designed to promote the sale of property, items or  
10 property under s. 77.52 (1) (b) or (c), or services, or which is otherwise related to the  
11 business activities, of the purchaser of the printed material or printing service.

12 **SECTION 2282.** 77.51 (22) (bm) of the statutes is created to read:

13 77.51 (22) (bm) In this subsection, “exercise of any right or power over tangible  
14 personal property, items or property under s. 77.52 (1) (b) or (c), or taxable services”  
15 includes distributing, selecting recipients, determining mailing schedules, or  
16 otherwise directing the distribution, dissemination, or disposal of tangible personal  
17 property, items or property under s. 77.52 (1) (b) or (c), or taxable services, regardless  
18 of whether the purchaser of such property, items, or services owns or physically  
19 possesses, in this state, the property, items, or services.

20 **SECTION 2283.** 77.51 (24) of the statutes is created to read:

21 77.51 (24) “Value-added non-voice data service” means a service in which  
22 computer processing applications are used to act on the form, content, code, or  
23 protocol of the data provided by the service and are used primarily for a purpose other  
24 than for transmitting, conveying, or routing data.

25 **SECTION 2284.** 77.51 (25) of the statutes is created to read:

1           77.51 (25) “Vertical service” means an ancillary service that is provided with  
2 one or more telecommunications services and allows customers to identify callers  
3 and to manage multiple calls and call connections, including conference bridging  
4 services.

5           **SECTION 2285.** 77.51 (26) of the statutes is created to read:

6           77.51 (26) “Voice mail service” means an ancillary service that allows a  
7 customer to store, send, or receive recorded messages, not including any vertical  
8 service that the customer must have to use the voice mail service.

9           **SECTION 2286.** 77.52 (1) of the statutes is renumbered 77.52 (1) (a) and  
10 amended to read:

11           77.52 (1) (a) For the privilege of selling, licensing, leasing or renting tangible  
12 personal property, including accessories, components, attachments, parts, supplies  
13 and materials, at retail a tax is imposed upon all retailers at the rate of 5% of the  
14 ~~gross receipts~~ sales price from the sale, license, lease or rental of tangible personal  
15 property, including accessories, components, attachments, parts, supplies and  
16 materials, sold, leased or rented at retail in this state, as determined under s. 77.522.

17           **SECTION 2287.** 77.52 (1) (b) of the statutes is created to read:

18           77.52 (1) (b) For the privilege of selling at retail coins and stamps of the United  
19 States that are sold or traded as collectors’ items above their face value, a tax is  
20 imposed on all retailers at the rate of 5 percent of the sales price from the sale of such  
21 coins and stamps.

22           **SECTION 2288.** 77.52 (1) (c) of the statutes is created to read:

23           77.52 (1) (c) For the privilege of leasing property that is affixed to real property,  
24 a tax is imposed on all retailers at the rate of 5 percent of the sales price from the lease  
25 of such property, if the lessor has the right to remove the leased property upon breach

1 or termination of the lease agreement, unless the lessor of the leased property is also  
2 the lessor of the real property to which the leased property is affixed.

3 **SECTION 2289d.** 77.52 (1b) of the statutes is created to read:

4 77.52 (1b) All sales, leases, or rentals of tangible personal property at retail  
5 in this state are subject to the tax imposed under sub. (1) unless an exemption in this  
6 subchapter applies.

7 **SECTION 2289e.** 77.52 (1b) of the statutes, as created by 2007 Wisconsin Act ...  
8 (this act), is repealed and recreated to read:

9 77.52 (1b) All sales, leases, or rentals of tangible personal property or items  
10 or property under sub. (1) (b) or (c) at retail in this state are subject to the tax imposed  
11 under sub. (1) unless an exemption in this subchapter applies.

12 **SECTION 2290.** 77.52 (2) (intro.) of the statutes is amended to read:

13 77.52 (2) (intro.) For the privilege of selling, licensing, performing or furnishing  
14 the services described under par. (a) at retail in this state, as determined under s.  
15 77.522, to consumers or users, a tax is imposed upon all persons selling, licensing,  
16 performing or furnishing the services at the rate of 5% of the ~~gross receipts~~ sales price  
17 from the sale, license, performance or furnishing of the services.

18 **SECTION 2291b.** 77.52 (2) (a) 5. a. of the statutes is amended to read:

19 77.52 (2) (a) 5. a. The sale of telecommunications and Internet access services,  
20 except services subject to 4 USC 116 to 126, as amended by P.L. 106-252, that either  
21 originate or terminate in this state; except services that are obtained by means of a  
22 toll-free number, that originate outside this state and that terminate in this state;  
23 and are charged to a service address in this state, regardless of the location where  
24 that charge is billed or paid; and the sale of the rights to purchase  
25 telecommunications services, including purchasing reauthorization numbers, by

1 paying in advance and by using an access number and authorization code, except  
2 sales that are subject to subd. 5. b.

3 **SECTION 2291c.** 77.52 (2) (a) 5. a. of the statutes, as affected by 2007 Wisconsin  
4 Act ... (this act), is amended to read:

5 77.52 (2) (a) 5. a. The sale of ~~telecommunications and Internet access services,~~  
6 ~~except services subject to 4 USC 116 to 126, as amended by P.L. 106-252, that either~~  
7 ~~originate or terminate in this state; except services that are obtained by means of a~~  
8 ~~toll-free number, that originate outside this state and that terminate in this state;~~  
9 ~~and are charged to a service address in this state, regardless of the location where~~  
10 ~~that charge is billed or paid; and the sale of the rights to purchase~~  
11 ~~telecommunications services, including purchasing reauthorization numbers, by~~  
12 ~~paying in advance and by using an access number and authorization code, except~~  
13 ~~sales that are subject to subd. 5. b.~~

14 **SECTION 2291p.** 77.52 (2) (a) 5. am. of the statutes is created to read:

15 77.52 (2) (a) 5. am. The sale of intrastate, interstate, and international  
16 telecommunications services, except interstate 800 services.

17 **SECTION 2292.** 77.52 (2) (a) 5. b. of the statutes is repealed.

18 **SECTION 2294.** 77.52 (2) (a) 5. c. of the statutes is created to read:

19 77.52 (2) (a) 5. c. The sale of ancillary services, except detailed  
20 telecommunications billing services.

21 **SECTION 2295.** 77.52 (2) (a) 5m. of the statutes is amended to read:

22 77.52 (2) (a) 5m. The sale of services that consist of recording  
23 telecommunications messages and transmitting them to the purchaser of the service  
24 or at that purchaser's direction, but not including those services if they are merely  
25 an that are taxable under subd. 5. or services that are incidental, as defined in s.

1 77.51 (5), ~~element of~~ to another service that is not taxable under this subchapter and  
2 ~~sold to that~~ the purchaser of the incidental service ~~and is not taxable under this~~  
3 ~~subchapter.~~

4 **SECTION 2296.** 77.52 (2) (a) 10. of the statutes is amended to read:

5 77.52 (2) (a) 10. Except for services provided by veterinarians and except for  
6 installing or applying tangible personal property that, subject to par. (ag), when  
7 installed or applied, will constitute an addition or capital improvement of real  
8 property, the repair, service, alteration, fitting, cleaning, painting, coating, towing,  
9 inspection, and maintenance of all items of tangible personal property and items and  
10 property under sub. (1) (b) and (c) unless, at the time of that ~~the~~ repair, service,  
11 alteration, fitting, cleaning, painting, coating, towing, inspection, or maintenance,  
12 a sale in this state of the type of property or items repaired, serviced, altered, fitted,  
13 cleaned, painted, coated, towed, inspected, or maintained would have been exempt  
14 to the customer from sales taxation under this subchapter, other than the exempt  
15 sale of a motor vehicle or truck body to a nonresident under s. 77.54 (5) (a) and other  
16 than nontaxable sales under s. ~~77.51 (14r) juvenile~~ 77.522 or unless the repair,  
17 service, alteration, fitting, cleaning, painting, coating, towing, inspection, or  
18 maintenance is provided under a contract that is subject to tax under subd. 13m. The  
19 tax imposed under this subsection applies to the repair, service, alteration, fitting,  
20 cleaning, painting, coating, towing, inspection, or maintenance of items listed in par.  
21 (ag), regardless of whether the installation or application of tangible personal  
22 property or items or property under sub. (1) (b) or (c) related to the items is an  
23 addition to or a capital improvement of real property, except that the tax imposed  
24 under this subsection does not apply to the original installation or the complete

1 replacement of an item listed in par. (ag), if that the installation or replacement is  
2 a real property construction activity under s. 77.51 (2).

3 **SECTION 2297m.** 77.52 (2) (a) 11. of the statutes is amended to read:

4 77.52 (2) (a) 11. The producing, fabricating, processing, printing or imprinting  
5 of tangible personal property or items and property under sub. (1) (b) and (c) for a  
6 consideration for consumers who furnish directly or indirectly the materials used in  
7 the producing, fabricating, processing, printing or imprinting. This subdivision does  
8 not apply to the printing or imprinting of tangible personal property or items and  
9 property under sub. (1) (b) and (c) which will be subsequently transported outside the  
10 state for use outside the state by the consumer for advertising purposes.

11 **SECTION 2297p.** 77.52 (2) (a) 11. of the statutes, as affected by 2007 Wisconsin  
12 Act .... (this act), is repealed and recreated to read:

13 77.52 (2) (a) 11. The producing, fabricating, processing, printing or imprinting  
14 of tangible personal property or items and property under sub. (1) (b) and (c) for a  
15 consideration for consumers who furnish directly or indirectly the materials used in  
16 the producing, fabricating, processing, printing or imprinting. This subdivision does  
17 not apply to the printing or imprinting of tangible personal property or items and  
18 property under sub. (1) (b) and (c) that results in printed material, catalogs, or  
19 envelopes that are exempt under s. 77.54 (25) or (25m).

20 **SECTION 2298.** 77.52 (2) (a) 13m. of the statutes is created to read:

21 77.52 (2) (a) 13m. The sale of contracts, including service contracts,  
22 maintenance agreements, and warranties, that provide, in whole or in part, for the  
23 future performance of or payment for the repair, service, alteration, fitting, cleaning,  
24 painting, coating, towing, inspection, or maintenance of tangible personal property,  
25 unless the sale, lease, or rental in this state of the property or items to which the

1 contract relates is or was exempt, to the purchaser of the contract, from taxation  
2 under this subchapter.

3 **SECTION 2299.** 77.52 (2m) (a) of the statutes is amended to read:

4 77.52 (2m) (a) With respect to the services subject to tax under sub. (2), no part  
5 of the charge for the service may be deemed a sale or rental of tangible personal  
6 property or items or property under sub. (1) (b) or (c), if the property or items  
7 transferred by the service provider is are incidental to the selling, performing or  
8 furnishing of the service, except as provided in par. (b).

9 **SECTION 2300.** 77.52 (2m) (b) of the statutes is amended to read:

10 77.52 (2m) (b) With respect to the services subject to tax under sub. (2) (a) 7.,  
11 10., 11. and 20., all property or items or property under sub. (1) (b) or (c) physically  
12 transferred to the customer in conjunction with the selling, performing or furnishing  
13 of the service is a sale of tangible personal property or items or property under sub.  
14 (1) (b) or (c) separate from the selling, performing or furnishing of the service.

15 **SECTION 2300d.** 77.52 (2n) of the statutes is created to read:

16 77.52 (2n) The selling, performing, or furnishing of the services described  
17 under sub. (2) (a) at retail in this state is subject to the tax imposed under sub. (2)  
18 unless an exemption in this subchapter applies.

19 **SECTION 2300e.** 77.52 (2n) of the statutes, as created by 2007 Wisconsin Act  
20 .... (this act), is repealed and recreated to read:

21 77.52 (2n) The selling, licensing, performing, or furnishing of the services  
22 described under sub. (2) (a) at retail in this state, as determined under s. 77.522, is  
23 subject to the tax imposed under sub. (2) unless an exemption in this subchapter  
24 applies.

25 **SECTION 2301.** 77.52 (3m) of the statutes is repealed.

1           **SECTION 2302.** 77.52 (3n) of the statutes is repealed.

2           **SECTION 2303.** 77.52 (4) of the statutes is amended to read:

3           77.52 (4) It is unlawful for any retailer to advertise or hold out or state to the  
4 public or to any customer, directly or indirectly, that the tax or any part thereof will  
5 be assumed or absorbed by the retailer or that it will not be added to the selling price  
6 of the property or items or property under sub. (1) (b) or (c) sold or that if added it,  
7 or any part thereof, will be refunded. Any person who violates this subsection is  
8 guilty of a misdemeanor.

9           **SECTION 2304.** 77.52 (6) of the statutes is repealed.

10          **SECTION 2305.** 77.52 (7) of the statutes is amended to read:

11          77.52 (7) Every person desiring to operate as a seller within this state who  
12 holds a valid certificate under s. 73.03 (50) shall file with the department an  
13 application for a permit for each place of operations. Every application for a permit  
14 shall be made upon a form prescribed by the department and shall set forth the name  
15 under which the applicant intends to operate, the location of the applicant's place of  
16 operations, and the other information that the department requires. ~~The~~ Except as  
17 provided in sub. (7b), the application shall be signed by the owner if a sole proprietor;  
18 in the case of sellers other than sole proprietors, the application shall be signed by  
19 the person authorized to act on behalf of such sellers. A nonprofit organization that  
20 has ~~gross receipts~~ a sales price taxable under s. 77.54 (7m) shall obtain a seller's  
21 permit and pay taxes under this subchapter on all taxable ~~gross receipts~~ sales prices  
22 received after it is required to obtain that permit. If that organization becomes  
23 eligible later for the exemption under s. 77.54 (7m) except for its possession of a  
24 seller's permit, it may surrender that permit.

25          **SECTION 2306.** 77.52 (7b) of the statutes is created to read:



1           77.52 (7b) Any person who may register under sub. (7) may designate an agent,  
2 as defined in s. 77.524 (1) (ag), to register with the department under sub. (7), in the  
3 manner prescribed by the department.

4           **SECTION 2307.** 77.52 (12) of the statutes is amended to read:

5           77.52 (12) A person who operates as a seller in this state without a permit or  
6 after a permit has been suspended or revoked or has expired, unless the person has  
7 a temporary permit under sub. (11), and each officer of any corporation, partnership  
8 member, limited liability company member, or other person authorized to act on  
9 behalf of a seller who so operates, is guilty of a misdemeanor. Permits shall be held  
10 only by persons actively operating as sellers of tangible personal property, items or  
11 property under sub. (1) (b) or (c), or taxable services. Any person not so operating  
12 shall forthwith surrender that person's permit to the department for cancellation.  
13 The department may revoke the permit of a person found not to be actively operating  
14 as a seller of tangible personal property, items or property under sub. (1) (b) or (c),  
15 or taxable services.

16           **SECTION 2308.** 77.52 (13) of the statutes is amended to read:

17           77.52 (13) For the purpose of the proper administration of this section and to  
18 prevent evasion of the sales tax it shall be presumed that all receipts are subject to  
19 the tax until the contrary is established. The burden of proving that a sale of tangible  
20 personal property, items or property under sub. (1) (b) or (c), or services is not a  
21 taxable sale at retail is upon the person who makes the sale unless that person takes  
22 from the purchaser ~~a~~ an electronic or a paper certificate, in a manner prescribed by  
23 the department, to the effect that the property, items or property under sub. (1) (b)  
24 or (c), or service is purchased for resale or is otherwise exempt, except that no  
25 certificate is required for ~~sales of cattle, sheep, goats, and pigs that are sold at an~~

1 ~~animal market, as defined in s. 95.68 (1) (ag), and no certificate is required for sales~~  
2 ~~of commodities, as defined in 7 USC 2, that are consigned for sale in a warehouse in~~  
3 ~~or from which the commodity is deliverable on a contract for future delivery subject~~  
4 ~~to the rules of a commodity market regulated by the U.S. commodity futures trading~~  
5 ~~commission if upon the sale the commodity is not removed from the warehouse the~~  
6 ~~sale of tangible personal property, items and property under sub. (1) (b) and (c), and~~  
7 ~~services that are exempt under s. 77.54 (7), (7m), (8), (10), (11), (14), (15), (17), (20n),~~  
8 ~~(21), (22b), (30), (31), (32), (35), (36), (37), (42), (44), (45), (46), (51), and (52), except~~  
9 ~~as provided in s. 77.54 (30) (e) and (f).~~

10 **SECTION 2309.** 77.52 (14) (a) (intro.) and 1. and (b) of the statutes are  
11 consolidated, renumbered 77.52 (14) (a) and amended to read:

12 77.52 (14) (a) The certificate referred to in sub. (13) relieves the seller from the  
13 burden of proof of the tax otherwise applicable only if any of the following is true:  
14 1. The certificate is taken in good faith the seller obtains a fully completed exemption  
15 certificate, or the information required to prove the exemption, from a person who  
16 is engaged as a seller of tangible personal property or taxable services and who holds  
17 the permit provided for in sub. (9) and who, at the time of purchasing purchaser no  
18 later than 90 days after the date of the sale of the tangible personal property, items  
19 or property under sub. (1) (b) or (c), or services, intends to sell it in the regular course  
20 of operations or is unable to ascertain at the time of purchase whether the property  
21 or service will be sold or will be used for some other purpose. (b) except as provided  
22 in par. (am). The certificate under sub. (13) shall not relieve the seller of the tax  
23 otherwise applicable if the seller fraudulently fails to collect sales tax, solicits the  
24 purchaser to claim an unlawful exemption, accepts an exemption certificate from a  
25 purchaser who claims to be an entity that is not subject to the taxes imposed under

1 this subchapter, if the subject of the transaction sought to be covered by the  
2 exemption certificate is received by the purchaser at a location operated by the seller  
3 in this state and the exemption certificate clearly and affirmatively indicates that  
4 the claimed exemption is not available in this state. The certificate referred to in sub.  
5 (13) shall be ~~signed by and bear the name and address of~~ provide information that  
6 identifies the purchaser; and shall indicate ~~the general character of the tangible~~  
7 ~~personal property or service sold by the purchaser and the basis for the claimed~~  
8 ~~exemption and a paper certificate shall be signed by the purchaser.~~ The certificate  
9 shall be in such form as the department prescribes by rule.

10 **SECTION 2310.** 77.52 (14) (a) 2. of the statutes is repealed.

11 **SECTION 2311.** 77.52 (14) (am) of the statutes is created to read:

12 77.52 (14) (am) If the seller has not obtained a fully completed exemption  
13 certificate or the information required to prove the exemption, as provided in par. (a),  
14 the seller may, no later than 120 days after the department requests that the seller  
15 substantiate the exemption, either provide proof of the exemption to the department  
16 by other means or obtain, in good faith, a fully completed exemption certificate from  
17 the purchaser.

18 **SECTION 2312.** 77.52 (15) of the statutes is amended to read:

19 77.52 (15) If a purchaser who ~~gives a resale certificate~~ purchases tangible  
20 personal property, items or property under sub. (1) (b) or (c), or taxable services  
21 without paying a sales tax or use tax on such purchase because such property, items,  
22 or services were for resale makes any use of the property, items, or services other than  
23 retention, demonstration or display while holding it the property, items, or services  
24 for sale, lease or rental in the regular course of the purchaser's operations, the use  
25 shall be taxable to the purchaser under s. 77.53 as of the time that the property is,

1 items, or services are first used by the purchaser, and the sales purchase price of the  
2 property, items, or services to the purchaser shall be the measure of the tax. Only  
3 ~~when there is an unsatisfied use tax liability on this basis because the seller has~~  
4 ~~provided incorrect information about that transaction to the department shall the~~  
5 ~~seller be liable for sales tax with respect to the sale of the property to the purchaser.~~

6 **SECTION 2313.** 77.52 (16) of the statutes is amended to read:

7 77.52 (16) Any person who gives a resale certificate for property, items or  
8 property under sub. (1) (b) or (c), or services which that person knows at the time of  
9 purchase is not to be resold by that person in the regular course of that person's  
10 operations as a seller for the purpose of evading payment to the seller of the amount  
11 of the tax applicable to the transaction is guilty of a misdemeanor. Any person  
12 certifying to the seller that the sale of property, items or property under sub. (1) (b)  
13 or (c), or taxable service is exempt, knowing at the time of purchase that it is not  
14 exempt, for the purpose of evading payment to the seller of the amount of the tax  
15 applicable to the transaction, is guilty of a misdemeanor.

16 **SECTION 2314.** 77.52 (19) of the statutes is amended to read:

17 77.52 (19) The department shall by rule provide for the efficient collection of  
18 the taxes imposed by this subchapter on sales of property, items or property under  
19 sub. (1) (b) or (c), or services by persons not regularly engaged in selling at retail in  
20 this state or not having a permanent place of business, but who are temporarily  
21 engaged in selling from trucks, portable roadside stands, concessions at fairs and  
22 carnivals, and the like. The department may authorize such persons to sell property  
23 or items or property under sub. (1) (b) or (c) or sell, perform, or furnish services on  
24 a permit or nonpermit basis as the department by rule prescribes and failure of any  
25 person to comply with such rules constitutes a misdemeanor.

1           **SECTION 2315.** 77.52 (20) of the statutes is created to read:

2           77.52 (20) (a) Except as provided in par. (b), the entire sales price of a bundled  
3 transaction is subject to the tax imposed under this subchapter.

4           (b) At the retailer's option, if the retailer can identify, by reasonable and  
5 verifiable standards from the retailer's books and records that are kept in the  
6 ordinary course of its business for other purposes, including purposes unrelated to  
7 taxes, the portion of the price that is attributable to products that are not subject to  
8 the tax imposed under this subchapter, that portion of the sales price is not taxable  
9 under this subchapter. This paragraph does not apply to a bundled transaction that  
10 contains food and food ingredients, drugs, durable medical equipment, mobility  
11 enhancing equipment, prosthetic devices, or medical supplies.

12           **SECTION 2316.** 77.52 (21) of the statutes is created to read:

13           77.52 (21) A person who provides a product that is not a distinct and  
14 identifiable product because it is provided free of charge, as provided in s. 77.51 (3pf)  
15 (b), is the consumer of that product and shall pay the tax imposed under this  
16 subchapter on the purchase price of that product.

17           **SECTION 2317.** 77.52 (22) of the statutes is created to read:

18           77.52 (22) With regard to transactions described in s. 77.51 (1f) (b), the service  
19 provider is the consumer of the tangible personal property or items or property under  
20 sub. (1) (b) or (c) and shall pay the tax imposed under this subchapter on the purchase  
21 price of the property or items.

22           **SECTION 2318.** 77.52 (23) of the statutes is created to read:

23           77.52 (23) With regard to transactions described in s. 77.51 (1f) (c), the service  
24 provider is the consumer of the service that is essential to the use or receipt of the

1 other service and shall pay the tax imposed under this subchapter on the purchase  
2 price of the service that is essential to the use or receipt of the other service.

3 **SECTION 2319.** 77.522 of the statutes is created to read:

4 **77.522 Sourcing. (1) GENERAL.** (a) In this section:

5 1. “Direct mail form” means a form for direct mail prescribed by the  
6 department.

7 2. “Receive” means taking possession of tangible personal property or items or  
8 property under s. 77.52 (1) (b) or (c) or making first use of services, whichever comes  
9 first. “Receive” does not include a shipping company taking possession of tangible  
10 personal property or items or property under s. 77.52 (1) (b) or (c) on a purchaser’s  
11 behalf.

12 3. “Transportation equipment” means any of the following:

13 a. Locomotives and railcars that are used to carry persons or property in  
14 interstate commerce.

15 b. Trucks and truck tractors that have a gross vehicle weight rating of 10,001  
16 pounds or greater, trailers, semitrailers, and passenger buses, if such vehicles are  
17 registered under the international registration plan and operated under the  
18 authority of a carrier that is authorized by the federal government to carry persons  
19 or property in interstate commerce.

20 c. Aircraft that is operated by air carriers that are authorized by the federal  
21 government or a foreign authority to carry persons or property in interstate or  
22 foreign commerce.

23 d. Containers that are designed for use on the vehicles described in subd. 4. a.  
24 to c. and component parts attached to or secured on such vehicles.

1           (b) Except as provided in par. (c) and subs. (2), (3), and (4), the location of a sale  
2 is determined as follows:

3           1. If a purchaser receives the product at a seller's business location, the sale  
4 occurs at that business location.

5           2. If a purchaser does not receive the product at a seller's business location, the  
6 sale occurs at the location where the purchaser, or the purchaser's designated donee,  
7 receives the product, including the location indicated by the instructions known to  
8 the seller for delivery to the purchaser or the purchaser's designated donee.

9           3. If the location of a sale of a product cannot be determined under subs. 1. and  
10 2., the sale occurs at the purchaser's address as indicated by the seller's business  
11 records, if the records are maintained in the ordinary course of the seller's business  
12 and if using that address to establish the location of a sale is not in bad faith.

13           4. If the location of a sale of a product cannot be determined under subs. 1. to  
14 3., the sale occurs at the purchaser's address as obtained during the consummation  
15 of the sale, including the address indicated on the purchaser's payment instrument,  
16 if no other address is available and if using that address is not in bad faith.

17           5. If the location of a sale of a product cannot be determined under subs. 1. to  
18 4., the location of the sale is determined as follows:

19           a. If the item sold is tangible personal property, or an item or property under  
20 s. 77.52 (1) (b) or (c), the sale occurs at the location from which the tangible personal  
21 property is shipped.

22           c. If a service is sold, the sale occurs at the location from which the service was  
23 provided.

24           (c) The sale of direct mail occurs at the location from which the direct mail is  
25 shipped, if the purchaser does not provide to the seller a direct pay permit, a direct

1 mail form, or other information that indicates the appropriate taxing jurisdiction to  
2 which the direct mail is delivered to the ultimate recipients. If the purchaser  
3 provides a direct mail form or direct pay permit to the seller, the purchaser shall pay  
4 or remit, as appropriate, to the department the tax imposed under s. 77.53 on all  
5 purchases for which the tax is due and the seller is relieved from liability for  
6 collecting such tax. A direct mail form provided to a seller under this paragraph shall  
7 remain effective for all sales by the seller who received the form to the purchaser who  
8 provided the form, unless the purchaser revokes the form in writing and provides  
9 such revocation to the seller.

10 **(2) LEASE OR RENTAL.** (a) Except as provided in pars. (b) and (c), with regard  
11 to the first or only payment on the lease or rental, the lease or rental of tangible  
12 personal property or items or property under s. 77.52 (1) (b) or (c) occurs at the  
13 location determined under sub. (1) (b). If the property or item is moved from the place  
14 where the property or item was initially delivered, the subsequent periodic payments  
15 on the lease or rental occur at the property's or item's primary location as indicated  
16 by an address for the property or item that is provided by the lessee and that is  
17 available to the lessor in records that the lessor maintains in the ordinary course of  
18 the lessor's business, if the use of such an address does not constitute bad faith. The  
19 location of a lease or rental as determined under this paragraph shall not be altered  
20 by any intermittent use of the property or item at different locations.

21 (b) The lease or rental of motor vehicles, trailers, semitrailers, and aircraft,  
22 that are not transportation equipment, occurs at the primary location of such motor  
23 vehicles, trailers, semitrailers, or aircraft as indicated by an address for the property  
24 that is provided by the lessee and that is available to the lessor in records that the  
25 lessor maintains in the ordinary course of the lessor's business, if the use of such an



1 address does not constitute bad faith, except that a lease or rental under this  
2 paragraph that requires only one payment occurs at the location determined under  
3 sub. (1) (b). The location of a lease or rental as determined under this paragraph shall  
4 not be altered by any intermittent use of the property at different locations.

5 (c) The lease or rental of transportation equipment occurs at the location  
6 determined under sub. (1) (b).

7 (d) A license of tangible personal property or items or property under s. 77.52  
8 (1) (b) or (c) shall be treated as a lease or rental of tangible personal property under  
9 this subsection.

10 **(3) TELECOMMUNICATIONS.** (a) In this subsection:

11 1. "Air-to-ground radiotelephone service" means a radio service in which  
12 common carriers are authorized to offer and provide radio telecommunications  
13 service for hire to subscribers in aircraft.

14 2. "Call-by-call basis" means any method of charging for telecommunications  
15 services by which the price of such services is measured by individual calls.

16 3. "Communications channel" means a physical or virtual path of  
17 communications over which signals are transmitted between or among customer  
18 channel termination points.

19 4. "Customer" means a person who enters into a contract with a seller of  
20 telecommunications services or, in any transaction for which the end user is not the  
21 person who entered into a contract with the seller of telecommunications services,  
22 the end user of the telecommunications services. "Customer" does not include a  
23 person who resells telecommunications services or, for mobile telecommunications  
24 services, a serving carrier under an agreement to serve a customer outside the home  
25 service provider's licensed service area.

1           5. “Customer channel termination point” means the location where a customer  
2 inputs or receives communications.

3           6. “End user” means an individual who uses a telecommunications service.

4           7. “Home service provider” means a home service provider under section 124  
5 (5) of P.L. 106-252.

6           8. “Mobile telecommunications service” means a mobile telecommunications  
7 service under 4 USC 116 to 126, as amended by P.L. 106-252.

8           9. “Place of primary use” means place of primary use, as determined under 4  
9 USC 116 to 126, as amended by P.L. 106-252.

10          10. “Postpaid calling service” means a telecommunications service that is  
11 obtained by paying for it on a call-by-call basis using a bankcard, travel card, credit  
12 card, debit card, or similar method, or by charging it to a telephone number that is  
13 not associated with the location where the telecommunications service originates or  
14 terminates. “Postpaid calling service” includes a telecommunications service, not  
15 including a prepaid wireless calling service, that would otherwise be a prepaid  
16 calling service except that the service provided to the customer is not exclusively a  
17 telecommunications service.

18          14. “Radio service” means a communication service provided by the use of radio,  
19 including radiotelephone, radiotelegraph, paging, and facsimile service.

20          15. “Radiotelegraph service” means transmitting messages from one place to  
21 another by means of radio.

22          16. “Radiotelephone service” means transmitting sound from one place to  
23 another by means of radio.

24          (b) Except as provided in pars. (d) to (j), the sale of a telecommunications service  
25 that is sold on a call-by-call basis occurs in the taxing jurisdiction for sales and use

1 tax purposes where the call originates and terminates, in the case of a call that  
2 originates and terminates in the same such jurisdiction, or the taxing jurisdiction for  
3 sales and use tax purposes where the call originates or terminates and where the  
4 service address is located.

5 (c) Except as provided in pars. (d) to (j), the sale of a telecommunications service  
6 that is sold on a basis other than a call-by-call basis occurs at the customer's place  
7 of primary use.

8 (d) The sale of a mobile telecommunications service, except an air-to-ground  
9 radiotelephone service and a prepaid calling service, occurs at the customer's place  
10 of primary use.

11 (e) The sale of a postpaid calling service occurs at the location where the signal  
12 of the telecommunications service originates, as first identified by the seller's  
13 telecommunications system or, if the signal is not transmitted by the seller's  
14 telecommunications system, by information that the seller received from the seller's  
15 service provider.

16 (f) The sale of a prepaid calling service or a prepaid wireless calling service  
17 occurs at the location determined under sub. (1) (b), except that, if the service is a  
18 prepaid wireless calling service and the location cannot be determined under sub. (1)  
19 (b) 1. to 4., the prepaid wireless calling service occurs at the location determined  
20 under sub. (1) (b) 5. c. or at the location associated with the mobile telephone number,  
21 as determined by the seller.

22 (g) 1. The sale of a private communication service for a separate charge related  
23 to a customer channel termination point occurs at the location of the customer  
24 channel termination point.

1           2. The sale of a private communication service in which all customer channel  
2 termination points are located entirely in one taxing jurisdiction for sales and use  
3 tax purposes occurs in the taxing jurisdiction in which the customer channel  
4 termination points are located.

5           3. If the segments are charged separately, the sale of a private communication  
6 service that represents segments of a communications channel between 2 customer  
7 channel termination points that are located in different taxing jurisdictions for sales  
8 and use tax purposes occurs in an equal percentage in both such jurisdictions.

9           4. If the segments are not charged separately, the sale of a private  
10 communication service for segments of a communications channel that is located in  
11 more than one taxing jurisdiction for sales and use tax purposes occurs in each such  
12 jurisdiction in a percentage determined by dividing the number of customer channel  
13 termination points in that jurisdiction by the number of customer channel  
14 termination points in all jurisdictions where segments of the communications  
15 channel are located.

16           (h) The sale of an Internet access service occurs at the customer's place of  
17 primary use.

18           (i) The sale of ancillary services occurs at the customer's place of primary use.

19           (j) If the location of the customer's service address, channel termination point,  
20 or place of primary use is not known, the location where the seller receives or hands  
21 off the signal shall be considered, for purposes of this section, the customer's service  
22 address, channel termination point, or place of primary use.

23           **(4) FLOREST.** (a) For purposes of this subsection, "retail florist" means a person  
24 engaged in the business of selling cut flowers, floral arrangements, and potted plants  
25 and who prepares such flowers, floral arrangements, and potted plants. "Retail

1 florist” does not include a person who sells cut flowers, floral arrangements, and  
2 potted plants primarily by mail or via the Internet.

3 (b) Sales by a retail florist occur at the location determined by rule by the  
4 department.

5 **SECTION 2320.** 77.523 (title) of the statutes is repealed.

6 **SECTION 2321.** 77.523 of the statutes is renumbered 77.59 (9p) (a) and amended  
7 to read:

8 77.59 (9p) (a) If a customer purchases a service that is subject to 4 USC 116  
9 to 126, as amended by P.L. 106-252, and if the customer believes that the amount  
10 of the tax assessed for the service under this subchapter or the place of primary use  
11 or taxing jurisdiction assigned to the service is erroneous, the customer may request  
12 that the service provider correct the alleged error by sending a written notice to the  
13 service provider. The notice shall include a description of the alleged error, the street  
14 address for the customer’s place of primary use of the service, the account name and  
15 number of the service for which the customer seeks a correction, and any other  
16 information that the service provider reasonably requires to process the request.  
17 Within 60 days from the date that a service provider receives a request under this  
18 section paragraph, the service provider shall review its records to determine the  
19 customer’s taxing jurisdiction. If the review indicates that there is no error as  
20 alleged, the service provider shall explain the findings of the review in writing to the  
21 customer. If the review indicates that there is an error as alleged, the service  
22 provider shall correct the error and shall refund or credit the amount of any tax  
23 collected erroneously, along with the related interest, as a result of the error from the  
24 customer in the previous 48 months, consistent with s. 77.59 (4). A customer may  
25 take no other action against the service provider, or commence any action, to correct

1 an alleged error in the amount of the tax assessed under this subchapter on a service  
2 that is subject to 4 USC 116 to 126, as amended by P.L. 106–252, or to correct an  
3 alleged error in the assigned place of primary use or taxing jurisdiction, unless the  
4 customer has exhausted his or her remedies under this ~~section~~ paragraph.

5 **SECTION 2322.** 77.524 (1) (a) of the statutes is renumbered 77.524 (1) (am).

6 **SECTION 2323.** 77.524 (1) (ag) of the statutes is created to read:

7 77.524 (1) (ag) “Agent” means a person appointed by a seller to represent the  
8 seller before the states that are signatories to the agreement, as defined in s. 77.65  
9 (2) (a).

10 **SECTION 2324.** 77.524 (1) (b) of the statutes is renumbered 77.51 (1g) and  
11 amended to read:

12 77.51 (1g) “Certified service provider” means an agent that is certified jointly  
13 by the states that are signatories to the agreement, as defined in s. 77.65 (2) (a), and  
14 that performs all of a seller’s sales tax and use tax functions related to the seller’s  
15 retail sales, except that a certified service provider is not responsible for a retailer’s  
16 obligation to remit tax on the retailer’s own purchases.

17 **SECTION 2325.** 77.525 of the statutes is amended to read:

18 **77.525 Reduction to prevent double taxation.** Any person who is subject  
19 to the tax under s. 77.52 (2) (a) 5. ~~a.~~ on telecommunications services that terminate  
20 in this state and who has paid a similar tax on the same services to another state may  
21 reduce the amount of the tax remitted to this state by an amount equal to the similar  
22 tax properly paid to another state on those services or by the amount due this state  
23 on those services, whichever is less. That person shall refund proportionally to the  
24 persons to whom the tax under s. 77.52 (2) (a) 5. ~~a.~~ was passed on an amount equal  
25 to the amounts not remitted.

1           **SECTION 2326.** 77.53 (1) of the statutes is amended to read:

2           77.53 (1) Except as provided in sub. (1m), an excise tax is levied and imposed  
3 on the use or consumption in this state of taxable services under s. 77.52 purchased  
4 from any retailer, at the rate of 5% of the sales purchase price of those services; on  
5 the storage, use, or other consumption in this state of tangible personal property and  
6 items or property under s. 77.52 (1) (b) or (c) purchased from any retailer, at the rate  
7 of 5% of the sales purchase price of ~~that~~ the property or items; and on the storage,  
8 use or other consumption of tangible personal property, or items or property under  
9 s. 77.52 (1) (b) or (c), manufactured, processed or otherwise altered, in or outside this  
10 state, by the person who stores, uses or consumes it, from material purchased from  
11 any retailer, at the rate of 5% of the sales purchase price of that material.

12           **SECTION 2326d.** 77.53 (1b) of the statutes is created to read:

13           77.53 (1b) The storage, use, or other consumption in this state of tangible  
14 personal property, and the use or other consumption in this state of a taxable service,  
15 purchased from any retailer is subject to the tax imposed in this section unless an  
16 exemption in this subchapter applies.

17           **SECTION 2326e.** 77.53 (1b) of the statutes, as created by 2007 Wisconsin Act ....  
18 (this act), is repealed and recreated to read:

19           77.53 (1b) The storage, use, or other consumption in this state of tangible  
20 personal property or items or property under s. 77.52 (1) (b) or (c) and the use or other  
21 consumption in this state of a taxable service, purchased from any retailer is subject  
22 to the tax imposed in this section unless an exemption in this subchapter applies.

23           **SECTION 2327.** 77.53 (2) of the statutes is amended to read:

24           77.53 (2) Every person storing, using, or otherwise consuming in this state  
25 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable

1 services purchased from a retailer is liable for the tax imposed by this section. The  
2 person's liability is not extinguished until the tax has been paid to this state, but a  
3 receipt with the tax separately stated from a retailer engaged in business in this  
4 state or from a retailer who is authorized by the department, under such rules as it  
5 prescribes, to collect the tax and who is regarded as a retailer engaged in business  
6 in this state for purposes of the tax imposed by this section given to the purchaser  
7 under sub. (3) relieves the purchaser from further liability for the tax to which the  
8 receipt refers.

9 **SECTION 2328.** 77.53 (3) of the statutes is amended to read:

10 77.53 (3) Every retailer engaged in business in this state and making sales of  
11 tangible personal property, ~~items or property under s. 77.52 (1) (b) or (c), or taxable~~  
12 ~~services for delivery into this state or with knowledge directly or indirectly that the~~  
13 ~~property or service is intended for storage, use or other consumption in that are~~  
14 sourced to this state under s. 77.522, shall, at the time of making the sales ~~or, if the~~  
15 ~~storage, use or other consumption of the tangible personal property or taxable service~~  
16 ~~is not then taxable under this section, at the time the storage, use or other~~  
17 ~~consumption becomes taxable, collect the tax from the purchaser and give to the~~  
18 purchaser a receipt in the manner and form prescribed by the department.

19 **SECTION 2329.** 77.53 (4) of the statutes is repealed.

20 **SECTION 2330.** 77.53 (9) of the statutes is amended to read:

21 77.53 (9) Every retailer selling tangible personal property, items or property  
22 under s. 77.52 (1) (b) or (c), or taxable services for storage, use or other consumption  
23 in this state shall register with the department and obtain a certificate under s. 73.03  
24 (50) and give the name and address of all agents operating in this state, the location  
25 of all distribution or sales houses or offices or other places of business in this state,



1 the standard industrial code classification of each place of business in this state and  
2 the other information that the department requires. Any person who may register  
3 under this subsection may designate an agent, as defined in s. 77.524 (1) (ag), to  
4 register with the department under this subsection, in the manner prescribed by the  
5 department.

6 **SECTION 2331.** 77.53 (9m) of the statutes is renumbered 77.53 (9m) (a) and  
7 amended to read:

8 77.53 (9m) (a) Any person who is not otherwise required to collect any tax  
9 imposed by this subchapter and who makes sales to persons within this state of  
10 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable  
11 services the use of which is subject to tax under this subchapter may register with  
12 the department under the terms and conditions that the department imposes and  
13 shall obtain a valid certificate under s. 73.03 (50) and thereby be authorized and  
14 required to collect, report, and remit to the department the use tax imposed by this  
15 subchapter.

16 **SECTION 2332.** 77.53 (9m) (b) of the statutes is created to read:

17 77.53 (9m) (b) Any person who may register under par. (a) may designate an  
18 agent, as defined in s. 77.524 (1) (ag), to register with the department under par. (a),  
19 in the manner prescribed by the department.

20 **SECTION 2333.** 77.53 (9m) (c) of the statutes is created to read:

21 77.53 (9m) (c) The registration under par. (a) by a person who is not otherwise  
22 required to collect any tax imposed by this subchapter shall not be used as a factor  
23 in determining whether the seller has nexus with this state for any tax at any time.

24 **SECTION 2334.** 77.53 (10) of the statutes is amended to read:

1           77.53 (10) For the purpose of the proper administration of this section and to  
2 prevent evasion of the use tax and the duty to collect the use tax, it is presumed that  
3 tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable  
4 services sold by any person for delivery in this state is sold for storage, use, or other  
5 consumption in this state until the contrary is established. The burden of proving  
6 the contrary is upon the person who makes the sale unless that person takes from  
7 the purchaser ~~a~~ an electronic or paper certificate, in a manner prescribed by  
8 department, to the effect that the property, items or property under s. 77.52 (1) (b)  
9 or (c), or taxable service is purchased for resale, or otherwise exempt from the tax,  
10 except that no certificate is required for sales of cattle, sheep, goats, and pigs that are  
11 sold at an animal market, as defined in s. 95.68 (1) (ag), and no certificate is required  
12 for sales of commodities, as defined in 7 USC 2, that are consigned for sale in a  
13 warehouse in or from which the commodity is deliverable on a contract for future  
14 delivery subject to the rules of a commodity market regulated by the U.S. commodity  
15 futures trading commission if upon the sale the commodity is not removed from the  
16 warehouse the sale of tangible personal property, items and property under s. 77.52  
17 (1) (b) and (c), and services that are exempt under s. 77.54 (7), (7m), (8), (10), (11), (14),  
18 (15), (17), (20n), (21), (22b), (30), (31), (32), (35), (36), (37), (42), (44), (45), (46), (51),  
19 and (52), except as provided in s. 77.54 (30) (e) and (f).

20           **SECTION 2335.** 77.53 (11) of the statutes is renumbered 77.53 (11) (a) and  
21 amended to read:

22           77.53 (11) (a) The certificate referred to in under sub. (10) relieves the person  
23 selling the property, items or property under s. 77.52 (1) (b) or (c), or service from the  
24 burden of proof of the tax otherwise applicable only if taken in good faith the seller  
25 obtains a fully completed exemption certificate, or the information required to prove

1 ~~the exemption, from a person who is engaged as a seller of tangible personal~~  
2 ~~property or taxable services and who holds the permit provided for by s. 77.52 (9) and~~  
3 ~~who, at the time of purchasing the purchaser no later than 90 days after the date of~~  
4 ~~the sale of the tangible personal property, items or property under s. 77.52 (1) (b) or~~  
5 ~~(c), or taxable service, intends to sell it in the regular course of operations or is unable~~  
6 ~~to ascertain at the time of purchase whether the property or service will be sold or~~  
7 ~~will be used for some other purpose, or if taken in good faith from a person claiming~~  
8 ~~exemption, except as provided in par. (b). The certificate under sub. (10) shall not~~  
9 ~~relieve the seller of the tax otherwise applicable if the seller fraudulently fails to~~  
10 ~~collect sales tax or solicits the purchaser to claim an unlawful exemption, accepts an~~  
11 ~~exemption certificate from a purchaser who claims to be an entity that is not subject~~  
12 ~~to the taxes imposed under this subchapter, if the subject of the transaction sought~~  
13 ~~to be covered by the exemption certificate is received by the purchaser at a location~~  
14 ~~operated by the seller in this state and the exemption certificate clearly and~~  
15 ~~affirmatively indicates that the claimed exemption is not available in this state. The~~  
16 ~~certificate shall be signed by and bear the name and address of provide information~~  
17 ~~that identifies the purchaser and shall indicate the number of the permit issued to~~  
18 ~~the purchaser, the general character of tangible personal property or taxable service~~  
19 ~~sold by the purchaser and the basis for the claimed exemption and a paper certificate~~  
20 ~~shall be signed by the purchaser. The certificate shall be substantially in the form~~  
21 ~~that the department prescribes by rule.~~

22 **SECTION 2336.** 77.53 (11) (b) of the statutes is created to read:

23 77.53 (11) (b) If the seller has not obtained a fully completed exemption  
24 certificate or the information required to prove the exemption, as provided in par. (a),  
25 the seller may, no later than 120 days after the department requests that the seller

1 substantiate the exemption, either provide proof of the exemption to the department  
2 by other means or obtain, in good faith, a fully completed exemption certificate from  
3 the purchaser.

4 **SECTION 2337.** 77.53 (12) of the statutes is amended to read:

5 77.53 (12) If a purchaser who gives a certificate makes any storage or use of  
6 the property, items or property under s. 77.52 (1) (b) or (c), or service other than  
7 retention, demonstration, or display while holding it for sale in the regular course  
8 of operations as a seller, the storage or use is taxable as of the time the property, items  
9 or property under s. 77.52 (1) (b) or (c), or service is first so stored or used.

10 **SECTION 2338.** 77.53 (14) of the statutes is amended to read:

11 77.53 (14) It is presumed that tangible personal property, items or property  
12 under s. 77.52 (1) (b) or (c), or taxable services shipped or brought to this state by the  
13 purchaser were purchased from or serviced by a retailer.

14 **SECTION 2339.** 77.53 (15) of the statutes is amended to read:

15 77.53 (15) It is presumed that tangible personal property, items or property  
16 under s. 77.52 (1) (b) or (c), or taxable services delivered outside this state to ~~a~~  
17 ~~purchaser known by the retailer to be a resident of this state were~~ was purchased  
18 from a retailer for storage, use, or other consumption in this state and stored, used,  
19 or otherwise consumed in this state. ~~This presumption may be controverted by a~~  
20 ~~written statement, signed by the purchaser or an authorized representative, and~~  
21 ~~retained by the seller that the property or service was purchased for use at a~~  
22 ~~designated point outside this state.~~ This presumption may also be controverted by  
23 other evidence satisfactory to the department that the property, item, or service was  
24 not purchased for storage, use, or other consumption in this state.

25 **SECTION 2340.** 77.53 (16) of the statutes is amended to read:

1           77.53 (16) If the purchase, rental or lease of tangible personal property, items  
2           or property under s. 77.52 (1) (b) or (c), or service subject to the tax imposed by this  
3           section was subject to a sales tax by another state in which the purchase was made,  
4           the amount of sales tax paid the other state shall be applied as a credit against and  
5           deducted from the tax, to the extent thereof, imposed by this section, except no credit  
6           may be applied against and deducted from a sales tax paid on the purchase of direct  
7           mail, if the direct mail purchaser did not provide to the seller a direct pay permit, a  
8           direct mail form, or other information that indicates the appropriate taxing  
9           jurisdiction to which the direct mail is delivered to the ultimate recipients. In this  
10          subsection “sales tax” includes a use or excise tax imposed on the use of tangible  
11          personal property, items or property under s. 77.52 (1) (b) or (c), or taxable service  
12          by the state in which the sale occurred and “state” includes the District of Columbia  
13          ~~but does not include~~ and the commonwealth of Puerto Rico ~~or~~ but does not include  
14          the several territories organized by congress.

15           **SECTION 2341.** 77.53 (17) of the statutes is amended to read:

16           77.53 (17) This section does not apply to tangible personal property or items  
17           or property under s. 77.52 (1) (b) or (c) purchased outside this state, as determined  
18           under s. 77.522, other than motor vehicles, boats, snowmobiles, mobile homes not  
19           exceeding 45 feet in length, trailers, semitrailers, all-terrain vehicles and airplanes  
20           registered or titled or required to be registered or titled in this state, which is brought  
21           into this state by a nondomiciliary for the person’s own storage, use or other  
22           consumption while temporarily within this state when such property or item is not  
23           stored, used or otherwise consumed in this state in the conduct of a trade, occupation,  
24           business or profession or in the performance of personal services for wages or fees.

25           **SECTION 2342.** 77.53 (17m) of the statutes is amended to read:

1           77.53 (17m) This section does not apply to a boat purchased in a state  
2 contiguous to this state, as determined under s. 77.522, by a person domiciled in that  
3 state if the boat is berthed in this state’s boundary waters adjacent to the state of the  
4 domicile of the purchaser and if the transaction was an exempt occasional sale under  
5 the laws of the state in which the purchase was made.

6           **SECTION 2343.** 77.53 (17r) (a) of the statutes is amended to read:

7           77.53 (17r) (a) It is purchased in another state, as determined under s. 77.522.

8           **SECTION 2344.** 77.53 (18) of the statutes is amended to read:

9           77.53 (18) This section does not apply to the storage, use or other consumption  
10 in this state of household goods or items or property under s. 77.52 (1) (b) or (c) for  
11 personal use or to aircraft, motor vehicles, boats, snowmobiles, mobile homes,  
12 trailers, semitrailers and all-terrain vehicles, for personal use, purchased by a  
13 nondomiciliary of this state outside this state, as determined under s. 77.522, 90 days  
14 or more before bringing the goods, items, or property into this state in connection  
15 with a change of domicile to this state.

16           **SECTION 2345.** 77.54 (1) of the statutes is amended to read:

17           77.54 (1) The ~~gross receipts~~ sales price from the sale of and the storage, use or  
18 other consumption in this state of tangible personal property, items and property  
19 under s. 77.52 (1) (b) and (c) and services the ~~gross receipts~~ sales price from the sale  
20 of which, or the storage, use or other consumption of which, this state is prohibited  
21 from taxing under the constitution or laws of the United States or under the  
22 constitution of this state.

23           **SECTION 2346.** 77.54 (2) of the statutes is amended to read:

24           77.54 (2) The ~~gross receipts~~ sales price from sales of and the storage, use or  
25 other consumption of tangible personal property becoming an ingredient or

1 component part of an article of tangible personal property or which is consumed or  
2 destroyed or loses its identity in the manufacture of tangible personal property in  
3 any form destined for sale, except as provided in sub. (30) (a) 6.

4 **SECTION 2347.** 77.54 (2m) of the statutes is amended to read:

5 77.54 (2m) The ~~gross receipts~~ sales price from the sales of and the storage, use  
6 or other consumption of tangible personal property or services that become an  
7 ingredient or component of shoppers guides, newspapers or periodicals or that are  
8 consumed or lose their identity in the manufacture of shoppers guides, newspapers  
9 or periodicals, whether or not the shoppers guides, newspapers or periodicals are  
10 transferred without charge to the recipient. In this subsection, “shoppers guides”,  
11 “newspapers” and “periodicals” have the meanings under sub. (15). The exemption  
12 under this subdivision does not apply to advertising supplements that are not  
13 newspapers.

14 **SECTION 2348.** 77.54 (3) (a) of the statutes, as affected by 2005 Wisconsin Act  
15 366, is amended to read:

16 77.54 (3) (a) The ~~gross receipts~~ sales price from the sales of and the storage, use,  
17 or other consumption of tractors and machines, including accessories, attachments,  
18 and parts, lubricants, nonpowered equipment, and other tangible personal property  
19 that are used exclusively and directly, or are consumed or lose their identities, in the  
20 business of farming, including dairy farming, agriculture, horticulture, floriculture,  
21 silviculture, and custom farming services, but excluding automobiles, trucks, and  
22 other motor vehicles for highway use; excluding personal property that is attached  
23 to, fastened to, connected to, or built into real property or that becomes an addition  
24 to, component of, or capital improvement of real property; and excluding tangible  
25 personal property used or consumed in the erection of buildings or in the alteration,

1 repair or improvement of real property, regardless of any contribution that that  
2 personal property makes to the production process in that building or real property  
3 and regardless of the extent to which that personal property functions as a machine,  
4 except as provided in par. (c).

5 **SECTION 2349.** 77.54 (3m) (intro.) of the statutes, as affected by 2005 Wisconsin  
6 Act 366, is amended to read:

7 77.54 (3m) (intro.) The ~~gross receipts~~ sales price from the sale of and the  
8 storage, use or other consumption of the following items if they are used exclusively  
9 by the purchaser or user in the business of farming; including dairy farming,  
10 agriculture, horticulture, floriculture, silviculture, and custom farming services:

11 **SECTION 2350.** 77.54 (4) of the statutes is amended to read:

12 77.54 (4) ~~Gross receipts~~ The sales price from the sale of tangible personal  
13 property and items and property under s. 77.52 (1) (b) and (c), and the storage, use  
14 or other consumption in this state of tangible personal property and items and  
15 property under s. 77.52 (1) (b) and (c) which is the subject of any such sale, by any  
16 elementary school or secondary school, exempted as such from payment of income or  
17 franchise tax under ch. 71, whether public or private.

18 **SECTION 2351.** 77.54 (5) (intro.) of the statutes is amended to read:

19 77.54 (5) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
20 use or other consumption of:

21 **SECTION 2352.** 77.54 (6) (intro.) of the statutes is amended to read:

22 77.54 (6) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
23 use or other consumption of:

24 **SECTION 2353.** 77.54 (7m) of the statutes is amended to read:



1           77.54 (7m) Occasional sales of tangible personal property, items or property  
2           under s. 77.52 (1) (b) or (c) or services, including admissions or tickets to an event;  
3           by a neighborhood association, church, civic group, garden club, social club or similar  
4           nonprofit organization; not involving entertainment for which payment in the  
5           aggregate exceeds \$500 for performing or as reimbursement of expenses unless  
6           access to the event may be obtained without payment of a direct or indirect admission  
7           fee; conducted by the organization if the organization is not engaged in a trade or  
8           business and is not required to have a seller's permit. For purposes of this  
9           subsection, an organization is engaged in a trade or business and is required to have  
10          a seller's permit if its sales of tangible personal property, items and property under  
11          s. 77.52 (1) (b) and (c), and services, not including sales of tickets to events, and its  
12          events occur on more than 20 days during the year, unless its receipts do not exceed  
13          \$25,000 during the year. The exemption under this subsection does not apply to gross  
14          receipts the sales price from the sale of bingo supplies to players or to the sale, rental  
15          or use of regular bingo cards, extra regular cards and special bingo cards.

16           **SECTION 2354.** 77.54 (8) of the statutes is amended to read:

17           77.54 (8) Charges for ~~interest, financing or insurance,~~ not including contracts  
18           under s. 77.52 (2) (a) 13m., where such charges are separately set forth upon the  
19           invoice given by the seller to the purchaser.

20           **SECTION 2355.** 77.54 (9) of the statutes is amended to read:

21           77.54 (9) The ~~gross receipts~~ sales price from sales of tickets or admissions to  
22           public and private elementary and secondary school activities, where the entire net  
23           proceeds therefrom are expended for educational, religious or charitable purposes.

24           **SECTION 2356.** 77.54 (9a) (intro.) of the statutes is amended to read:

1           77.54 (9a) (intro.) The ~~gross receipts~~ sales price from sales to, and the storage  
2 by, use by or other consumption of tangible personal property, items and property  
3 under s. 77.52 (1) (b) and (c), and taxable services by:

4           **SECTION 2357d.** 77.54 (9a) (i) of the statutes is created to read:

5           77.54 (9a) (i) A cemetery company or corporation described under section 501  
6 (c) (13) of the Internal Revenue Code, if the tangible personal property or taxable  
7 services are used exclusively by the cemetery company or corporation for the  
8 purposes of the company or corporation.

9           **SECTION 2358.** 77.54 (10) of the statutes is amended to read:

10          77.54 (10) The ~~gross receipts~~ sales price from the sale of all admission fees,  
11 admission stickers or camping fees under s. 27.01 (7) to (11) and all admission fees  
12 to any museum operated by a nonprofit corporation under a lease agreement with  
13 the state historical society.

14          **SECTION 2359.** 77.54 (11) of the statutes is amended to read:

15          77.54 (11) The ~~gross receipts~~ sales price from the sales of and the storage, use  
16 or other consumption in this state of motor vehicle fuel, general aviation fuel or  
17 alternate fuel, subject to taxation under ch. 78, unless the motor vehicle fuel or  
18 alternate fuel tax is refunded under s. 78.75 because the buyer does not use the fuel  
19 in operating a motor vehicle upon the public highways.

20          **SECTION 2360.** 77.54 (12) of the statutes is amended to read:

21          77.54 (12) The ~~gross receipts~~ sales price from the sales of and the storage, use  
22 or other consumption in this state of rail freight or passenger cars, locomotives or  
23 other rolling stock used in railroad operations, or accessories, attachments, parts,  
24 lubricants or fuel therefor.

25          **SECTION 2361.** 77.54 (13) of the statutes is amended to read:

1           77.54 (13) The ~~gross receipts~~ sales price from the sales of and the storage, use  
2 or other consumption in this state of commercial vessels and barges of 50-ton burden  
3 or over primarily engaged in interstate or foreign commerce or commercial fishing,  
4 and the accessories, attachments, parts and fuel therefor.

5           **SECTION 2362.** 77.54 (14) (intro.) of the statutes is amended to read:

6           77.54 (14) (intro.) The ~~gross receipts~~ sales price from the sales of and the  
7 storage, use, or other consumption in this state of ~~medicines~~ drugs that are any of  
8 the following:

9           **SECTION 2363.** 77.54 (14) (a) of the statutes is amended to read:

10          77.54 (14) (a) Prescribed for the treatment of a human being by a person  
11 authorized to prescribe the ~~medicines~~ drugs, and dispensed on prescription filled by  
12 a registered pharmacist in accordance with law.

13          **SECTION 2364.** 77.54 (14) (b) of the statutes is amended to read:

14          77.54 (14) (b) Furnished by a licensed physician, surgeon, podiatrist, or dentist  
15 to a patient who is a human being for treatment of the patient.

16          **SECTION 2365.** 77.54 (14) (f) (intro.) of the statutes is amended to read:

17          77.54 (14) (f) (intro.) Furnished without charge to any of the following if the  
18 ~~medieine~~ drug may not be dispensed without a prescription:

19          **SECTION 2366.** 77.54 (14g) of the statutes is repealed.

20          **SECTION 2367.** 77.54 (14s) of the statutes is repealed.

21          **SECTION 2368.** 77.54 (15) of the statutes is amended to read:

22          77.54 (15) The ~~gross receipts~~ sales price from the sale of and the storage, use  
23 or other consumption of all newspapers, of periodicals sold by subscription and  
24 regularly issued at average intervals not exceeding 3 months, or issued at average  
25 intervals not exceeding 6 months by an educational association or corporation sales

1 to which are exempt under sub. (9a) (f), of controlled circulation publications sold to  
2 commercial publishers for distribution without charge or mainly without charge or  
3 regularly distributed by or on behalf of publishers without charge or mainly without  
4 charge to the recipient and of shoppers guides which distribute no less than 48 issues  
5 in a 12-month period. In this subsection, “shoppers guide” means a community  
6 publication delivered, or attempted to be delivered, to most of the households in its  
7 coverage area without a required subscription fee, which advertises a broad range  
8 of products and services offered by several types of businesses and individuals. In  
9 this subsection, “controlled circulation publication” means a publication that has at  
10 least 24 pages, is issued at regular intervals not exceeding 3 months, that devotes  
11 not more than 75% of its pages to advertising and that is not conducted as an  
12 auxiliary to, and essentially for the advancement of, the main business or calling of  
13 the person that owns and controls it.

14 **SECTION 2369.** 77.54 (16) of the statutes is amended to read:

15 77.54 (16) The ~~gross receipts~~ sales price from the sale of and the storage, use  
16 or other consumption of fire trucks and fire fighting equipment, including  
17 accessories, attachments, parts and supplies therefor, sold to volunteer fire  
18 departments.

19 **SECTION 2370.** 77.54 (17) of the statutes is amended to read:

20 77.54 (17) The ~~gross receipts~~ sales price from the sales of and the storage, use  
21 or other consumption of water, that is not food and food ingredient, when delivered  
22 through mains.

23 **SECTION 2371.** 77.54 (18) of the statutes is amended to read:

24 77.54 (18) When the sale, lease or rental of a service or property, including  
25 items and property under s. 77.52 (1) (b) and (c), that was previously exempt or not

1 taxable under this subchapter becomes taxable, and the service or property is  
2 furnished under a written contract by which the seller is unconditionally obligated  
3 to provide the service or property for the amount fixed under the contract, the seller  
4 is exempt from sales or use tax on the ~~gross receipts~~ sales price for services or  
5 property provided until the contract is terminated, extended, renewed or modified.  
6 However, from the time the service or property becomes taxable until the contract  
7 is terminated, extended, renewed or modified the user is subject to use tax, measured  
8 by the sales purchase price, on the service or property purchased under the contract.

9 **SECTION 2372.** 77.54 (20) of the statutes is repealed.

10 **SECTION 2373.** 77.54 (20m) of the statutes is repealed.

11 **SECTION 2374.** 77.54 (20n) of the statutes is created to read:

12 77.54 (20n) (a) The sales price from the sale of and the storage, use, or other  
13 consumption of food and food ingredients, except candy, soft drinks, dietary  
14 supplements, and prepared food.

15 (b) The sales price from the sale of and the storage, use, or other consumption  
16 of food and food ingredients, except soft drinks, sold by hospitals, sanatoriums,  
17 nursing homes, retirement homes, community-based residential facilities, as  
18 defined in s. 50.01 (1g), or day care centers registered under ch. 48, including  
19 prepared food that is sold to the elderly or handicapped by persons providing mobile  
20 meals on wheels. In this paragraph, "retirement home" means a nonprofit  
21 residential facility where 3 or more unrelated adults or their spouses have their  
22 principal residence and where support services, including meals from a common  
23 kitchen, are available to residents.

24 (c) The sales price from the sale of and the storage, use, or other consumption  
25 of food and food ingredients, furnished in accordance with any contract or agreement

1 or paid for to such institution through the use of an account of such institution, by  
2 a public or private institution of higher education to any of the following:

3 1. An undergraduate student, a graduate student, or a student enrolled in a  
4 professional school if the student is enrolled for credit at the public or private  
5 institution of higher education and if the food and food ingredients are consumed by  
6 the student.

7 2. A national football league team.

8 **SECTION 2376.** 77.54 (20r) of the statutes is created to read:

9 77.54 **(20r)** The sales price from the sales of and the storage, use, or other  
10 consumption of candy, soft drinks, dietary supplements, and prepared foods, and  
11 disposable products that are transferred with such items, furnished for no  
12 consideration by a restaurant to the restaurant's employee during the employee's  
13 work hours.

14 **SECTION 2377.** 77.54 (21) of the statutes is amended to read:

15 77.54 **(21)** The gross receipts sales price from the sales of and the storage, use  
16 or other consumption of caskets and burial vaults for human remains.

17 **SECTION 2378.** 77.54 (22) of the statutes is repealed.

18 **SECTION 2379.** 77.54 (22b) of the statutes is created to read:

19 77.54 **(22b)** The sales price from the sale of and the storage, use, or other  
20 consumption of durable medical equipment that is for use in a person's home,  
21 mobility-enhancing equipment, and prosthetic devices, and accessories for such  
22 equipment or devices, if the equipment or devices are used for a human being.

23 **SECTION 2381.** 77.54 (23m) of the statutes is amended to read:

24 77.54 **(23m)** The gross receipts from the sale, lease or rental of or the storage,  
25 use or other consumption of motion picture film or tape, and motion pictures or radio

1 or television programs for listening, viewing, or broadcast, and advertising materials  
2 related thereto, sold, leased or rented to a motion picture theater or radio or  
3 television station.

4 **SECTION 2382.** 77.54 (23m) of the statutes, as affected by 2007 Wisconsin Act  
5 .... (this act), is amended to read:

6 77.54 (23m) ~~The gross receipts~~ sales price from the sale, license, lease or rental  
7 of or the storage, use or other consumption of motion picture film or tape, and motion  
8 pictures or radio or television programs for listening, viewing, or broadcast, and  
9 advertising materials related thereto, sold, licensed, leased or rented to a motion  
10 picture theater or radio or television station.

11 **SECTION 2383.** 77.54 (25) of the statutes is amended to read:

12 77.54 (25) ~~The gross receipts~~ sales price from the sale of and the storage of  
13 printed material which is designed to advertise and promote the sale of merchandise,  
14 or to advertise the services of individual business firms, which printed material is  
15 purchased and stored for the purpose of subsequently transporting it outside the  
16 state by the purchaser for use thereafter solely outside the state.

17 **SECTION 2384.** 77.54 (25) of the statutes, as affected by 2007 Wisconsin Act ....  
18 (this act), is amended to read:

19 77.54 (25) The sales price from the sale of and the storage of printed material  
20 which is designed to advertise and promote the sale of merchandise, or to advertise  
21 the services of individual business firms, which printed material is purchased and  
22 stored for the purpose of subsequently transporting it outside the state by the  
23 purchaser for use thereafter solely outside the state. This subsection does not apply  
24 to catalogs and the envelopes in which the catalogs are mailed.

25 **SECTION 2385.** 77.54 (25m) of the statutes is created to read:

1           77.54 **(25m)** The sales price from the sale of and the storage, use, or other  
2 consumption of catalogs, and the envelopes in which the catalogs are mailed, that are  
3 designed to advertise and promote the sale of merchandise or to advertise the  
4 services of individual business firms.

5           **SECTION 2386.** 77.54 (26) of the statutes, as affected by 2007 Wisconsin Act 19,  
6 is amended to read:

7           77.54 **(26)** The ~~gross receipts~~ sales price from the sales of and the storage, use,  
8 or other consumption of tangible personal property and property under s. 77.52 (1)  
9 (b) and (c) which becomes a component part of an industrial waste treatment facility  
10 that is exempt under s. 70.11 (21) or that would be exempt under s. 70.11 (21) if the  
11 property were taxable under ch. 70, or tangible personal property and property  
12 under s. 77.52 (1) (b) and (c) which becomes a component part of a waste treatment  
13 facility of this state or any agency thereof, or any political subdivision of the state or  
14 agency thereof as provided in s. 40.02 (28). The exemption includes replacement  
15 parts therefor, and also applies to chemicals and supplies used or consumed in  
16 operating a waste treatment facility and to purchases of tangible personal property  
17 and property under s. 77.52 (1) (b) and (c) made by construction contractors who  
18 transfer such property to their customers in fulfillment of a real property  
19 construction activity. This exemption does not apply to tangible personal property  
20 and property under s. 77.52 (1) (b) and (c) installed in fulfillment of a written  
21 construction contract entered into, or a formal written bid made, prior to July 31,  
22 1975.

23           **SECTION 2387.** 77.54 (26m) of the statutes is amended to read:

24           77.54 **(26m)** The ~~gross receipts~~ sales price from the sale of and the storage, use  
25 or other consumption of waste reduction or recycling machinery and equipment,



1 including parts therefor, exclusively and directly used for waste reduction or  
2 recycling activities which reduce the amount of solid waste generated, reuse solid  
3 waste, recycle solid waste, compost solid waste or recover energy from solid waste.  
4 The exemption applies even though an economically useful end product results from  
5 the use of the machinery and equipment. For the purposes of this subsection, "solid  
6 waste" means garbage, refuse, sludge or other materials or articles, whether these  
7 materials or articles are discarded or purchased, including solid, semisolid, liquid or  
8 contained gaseous materials or articles resulting from industrial, commercial,  
9 mining or agricultural operations or from domestic use or from public service  
10 activities.

11 **SECTION 2388.** 77.54 (27) of the statutes is amended to read:

12 77.54 (27) The ~~gross receipts~~ sales price from the sale of semen used for  
13 artificial insemination of livestock.

14 **SECTION 2389.** 77.54 (28) of the statutes is amended to read:

15 77.54 (28) The ~~gross receipts~~ sales price from the sale of and the storage, use  
16 or other consumption to or by the ultimate consumer of ~~apparatus or equipment for~~  
17 ~~the injection of insulin or the treatment of diabetes and~~ supplies used to determine  
18 blood sugar level.

19 **SECTION 2390.** 77.54 (29) of the statutes is amended to read:

20 77.54 (29) The ~~gross receipts~~ sales price from the sales of and the storage, use  
21 or other consumption of equipment used in the production of maple syrup.

22 **SECTION 2391.** 77.54 (30) (a) (intro.) of the statutes is amended to read:

23 77.54 (30) (a) (intro.) The ~~gross receipts~~ sales price from the sale of:

24 **SECTION 2391d.** 77.54 (30) (a) 1m. of the statutes is created to read:

1           77.54 (30) (a) 1m. Biomass, as defined in s. 196.378 (1) (ar), that is used for fuel  
2 sold for residential use.

3           **SECTION 2392.** 77.54 (30) (c) of the statutes is amended to read:

4           77.54 (30) (c) If fuel or electricity is sold partly for a use exempt under this  
5 subsection and partly for a use which is not exempt under this subsection, no tax  
6 shall be collected on that percentage of the ~~gross receipts~~ sales price equal to the  
7 percentage of the fuel or electricity which is used for an exempt use, as specified in  
8 an exemption certificate provided by the purchaser to the seller.

9           **SECTION 2393.** 77.54 (31) of the statutes is amended to read:

10          77.54 (31) The ~~gross receipts~~ sales price from the sale of and the storage, use  
11 or other consumption in this state, but not the lease or rental, of used mobile homes  
12 that are primary housing units under s. 340.01 (29).

13          **SECTION 2394.** 77.54 (32) of the statutes is amended to read:

14          77.54 (32) The ~~gross receipts~~ sales price from charges, including charges for a  
15 search, imposed by an authority, as defined in s. 19.32 (1), for copies of a public record  
16 that a person may examine and use under s. 16.61 (12) or for copies of a record under  
17 s. 19.35 (1).

18          **SECTION 2395.** 77.54 (33) of the statutes is amended to read:

19          77.54 (33) The ~~gross receipts~~ sales price from sales of and the storage, use or  
20 other consumption of ~~medicines~~ drugs used on farm livestock, not including  
21 workstock.

22          **SECTION 2396.** 77.54 (35) of the statutes is amended to read:

23          77.54 (35) The ~~gross receipts~~ sales price from the sales of tangible personal  
24 property, items or property under s. 77.52 (1) (b) or (c), tickets or admissions by any

1 baseball team affiliated with the Wisconsin Department of American Legion  
2 baseball.

3 **SECTION 2397.** 77.54 (36) of the statutes is amended to read:

4 77.54 (36) The ~~gross receipts~~ sales price from the rental for a continuous period  
5 of one month or more of a mobile home, as defined in s. 66.0435 (1) (d), that is used  
6 as a residence. In this subsection, "one month" means a calendar month or 30 days,  
7 whichever is less, counting the first day of the rental and not counting the last day  
8 of the rental.

9 **SECTION 2398.** 77.54 (37) of the statutes is amended to read:

10 77.54 (37) The ~~gross receipts~~ sales price from revenues collected under s.  
11 146.70 (3) and the surcharge established by rule by the public service commission  
12 under s. 146.70 (3m) (f) for customers of wireless providers, as defined in s. 146.70  
13 (3m) (a) 6.

14 **SECTION 2399.** 77.54 (38) of the statutes is amended to read:

15 77.54 (38) The ~~gross receipts~~ sales price from the sale of and the storage, use  
16 or other consumption of snowmobile trail groomers and attachments for them that  
17 are purchased, stored, used or consumed by a snowmobile club that meets at least  
18 3 times a year, that has at least 10 members, that promotes snowmobiling and that  
19 participates in the department of natural resources' snowmobile program under s.  
20 350.12 (4) (b).

21 **SECTION 2400.** 77.54 (39) of the statutes is amended to read:

22 77.54 (39) The ~~gross receipts~~ sales price from the sale of and the storage, use  
23 or other consumption of off-highway, heavy mechanical equipment such as feller  
24 bunchers, slashers, delimiters, chippers, hydraulic loaders, loaders,  
25 skidder-forwarders, skidders, timber wagons and tractors used exclusively and

1 directly in the harvesting or processing of raw timber products in the field by a person  
2 in the logging business. In this subsection, “heavy mechanical equipment” does not  
3 include hand tools such as axes, chains, chain saws and wedges.

4 **SECTION 2401.** 77.54 (40) of the statutes is repealed.

5 **SECTION 2402.** 77.54 (41) of the statutes is amended to read:

6 77.54 (41) The ~~gross receipts~~ sales price from the sale of building materials,  
7 supplies and equipment to; and the storage, use or other consumption of those kinds  
8 of property by; owners, contractors, subcontractors or builders if that property is  
9 acquired solely for or used solely in, the construction, renovation or development of  
10 property that would be exempt under s. 70.11 (36).

11 **SECTION 2403.** 77.54 (42) of the statutes is amended to read:

12 77.54 (42) The ~~gross receipts~~ sales price from the sale of and the storage, use  
13 or other consumption of animal identification tags provided under s. 93.06 (1h) and  
14 standard samples provided under s. 93.06 (1s).

15 **SECTION 2404.** 77.54 (43) of the statutes is amended to read:

16 77.54 (43) The ~~gross receipts~~ sales price from the sale of and the storage, use  
17 or other consumption of raw materials used for the processing, fabricating or  
18 manufacturing of, or the attaching to or incorporating into, printed materials that  
19 are transported and used solely outside this state.

20 **SECTION 2405.** 77.54 (44) of the statutes, as affected by 2005 Wisconsin Act 141,  
21 is amended to read:

22 77.54 (44) The ~~gross receipts~~ sales price from the collection of low-income  
23 assistance fees that are charged under s. 16.957 (4) (a) or (5) (a).

24 **SECTION 2406.** 77.54 (45) of the statutes is amended to read:

1           77.54 (45) The ~~gross receipts~~ sales price from the sale of and the use or other  
2 consumption of a onetime license or similar right to purchase admission to  
3 professional football games at a football stadium, as defined in s. 229.821 (6), that  
4 is granted by a municipality; a local professional football stadium district; or a  
5 professional football team or related party, as defined in s. 229.821 (12); if the person  
6 who buys the license or right is entitled, at the time the license or right is transferred  
7 to the person, to purchase admission to at least 3 professional football games in this  
8 state during one football season.

9           **SECTION 2407.** 77.54 (46) of the statutes is amended to read:

10           77.54 (46) The ~~gross receipts~~ sales price from the sale of and the storage, use,  
11 or other consumption of the U.S. flag or the state flag. This subsection does not apply  
12 to a representation of the U.S. flag or the state flag.

13           **SECTION 2408.** 77.54 (46m) of the statutes is amended to read:

14           77.54 (46m) The ~~gross receipts~~ sales price from the sale of and the storage, use,  
15 or other consumption of telecommunications services, if the telecommunications  
16 services are obtained by using the rights to purchase telecommunications services,  
17 including purchasing reauthorization numbers, by paying in advance and by using  
18 an access number and authorization code; and if the tax imposed under s. 77.52 or  
19 77.53 was previously paid on the sale or purchase of such rights.

20           **SECTION 2409.** 77.54 (47) (intro.) of the statutes is amended to read:

21           77.54 (47) (intro.) The ~~gross receipts~~ sales price from the sale of and the storage,  
22 use, or other consumption of all of the following:

23           **SECTION 2410.** 77.54 (47) (b) 1. of the statutes is amended to read:

24           77.54 (47) (b) 1. The shooting facility is required to pay the tax imposed under  
25 s. 77.52 on its ~~gross receipts~~ the sales price from charges for shooting at the facility.

1           **SECTION 2410d.** 77.54 (47) (b) 2. of the statutes is amended to read:

2           77.54 (47) (b) 2. The shooting facility is a nonprofit organization that charges  
3 for shooting at the facility, but is not required to pay the tax imposed under s. 77.52  
4 on its gross receipts from such charges because the charges are for occasional sales,  
5 as provided under sub. (7m), or because the charges satisfy the exemption under s.  
6 77.52 (2) (a) 2. b.

7           **SECTION 2410e.** 77.54 (47) (b) 2. of the statutes, as affected by 2007 Wisconsin  
8 Act .... (this act), is amended to read:

9           77.54 (47) (b) 2. The shooting facility is a nonprofit organization that charges  
10 for shooting at the facility, but is not required to pay the tax imposed under s. 77.52  
11 on ~~its gross receipts~~ the sales price from such charges because the charges are for  
12 occasional sales, as provided under sub. (7m), or because the charges satisfy the  
13 exemption under s. 77.52 (2) (a) 2. b.

14           **SECTION 2411.** 77.54 (48) (a) of the statutes, as created by 2005 Wisconsin Act  
15 479, is renumbered 77.585 (9) (a) and amended to read:

16           77.585 (9) (a) Subject to 2005 Wisconsin Act 479, section 17, ~~the gross receipts~~  
17 ~~from the sale of and the storage, use, or other consumption~~ a purchaser may claim  
18 as a deduction that portion of its purchase price of Internet equipment used in the  
19 broadband market for which the tax was imposed under this subchapter, if the  
20 purchaser certifies to the department of commerce, in the manner prescribed by the  
21 department of commerce, that the purchaser will, within 24 months after July 1,  
22 2007, make an investment that is reasonably calculated to increase broadband  
23 Internet availability in this state. The purchaser shall claim the deduction in the  
24 same reporting period as the purchaser paid the tax imposed under this subchapter.

1           **SECTION 2412.** 77.54 (48) (b) of the statutes, as created by 2005 Wisconsin Act  
2 479, is renumbered 77.585 (9) (b).

3           **SECTION 2413.** 77.54 (49) of the statutes is amended to read:

4           77.54 (49) The ~~gross receipts~~ sales price from the sale of and the storage, use,  
5 or other consumption of taxable services and tangible personal property or item or  
6 property under s. 77.52 (1) (b) or (c) that is physically transferred to the purchaser  
7 as a necessary part of services that are subject to the taxes imposed under s. 77.52  
8 (2) (a) 7., 10., 11., and 20., if the seller and the purchaser of such services and property  
9 or item are members of the same affiliated group under section 1504 of the Internal  
10 Revenue Code and are eligible to file a single consolidated return for federal income  
11 tax purposes. For purposes of this subsection, if a seller purchases a taxable service,  
12 item or property under s. 77.52 (1) (b) or (c), or tangible personal property, as  
13 described in the subsection, that is subsequently sold to a member of the seller's  
14 affiliated group and the sale is exempt under this subsection from the taxes imposed  
15 under this subchapter, the original purchase of the taxable service, item or property  
16 under s. 77.52 (1) (b) or (c), or tangible personal property by the seller is not  
17 considered a sale for resale or exempt under this subsection.

18           **SECTION 2415.** 77.54 (51) of the statutes is created to read:

19           77.54 (51) The sales price from the sales of and the storage, use, or other  
20 consumption of products sold in a transaction that would be a bundled transaction,  
21 except that it contains taxable and nontaxable products as described in s. 77.51 (1f)  
22 (d), and except that the first person combining the products shall pay the tax imposed  
23 under this subchapter on the person's purchase price of the taxable items.

24           **SECTION 2416.** 77.54 (52) of the statutes is created to read:

1           77.54 (52) The sales price from the sales of and the storage, use, or other  
2 consumption of products sold in a transaction that would be a bundled transaction,  
3 except that the transaction meets the conditions described in s. 77.51 (1f) (e).

4           **SECTION 2418m.** 77.54 (54) of the statutes is created to read:

5           77.54 (54) The gross receipts from the sale of and the storage, use, or other  
6 consumption of tangible personal property and taxable services that are sold by a  
7 home exchange service that receives moneys from the appropriation account under  
8 s. 20.485 (1) (g) and is operated by the department of veterans affairs.

9           **SECTION 2419.** 77.54 (54) of the statutes, as created by 2007 Wisconsin Act ....  
10 (this act), is repealed and recreated to read:

11           77.54 (54) The sales price from the sale of and the storage, use, or other  
12 consumption of tangible personal property and taxable services that are sold by a  
13 home exchange service that receives moneys from the appropriation account under  
14 s. 20.485 (1) (g) and is operated by the department of veterans affairs.

15           **SECTION 2419c.** 77.54 (56) of the statutes is created to read:

16           77.54 (56) (a) The gross receipts from the sale of and the storage, use, or other  
17 consumption of a product whose power source is wind energy, direct radiant energy  
18 received from the sun, or gas generated from anaerobic digestion of animal manure  
19 and other agricultural waste, if the product produces at least 200 watts of alternating  
20 current or 600 British thermal units per day, except that the exemption under this  
21 subsection does not apply to an uninterruptible power source that is designed  
22 primarily for computers.

23           (b) Except for the sale of electricity or energy that is exempt from taxation  
24 under sub. (30), the gross receipts from the sale of and the storage, use, or other  
25 consumption of electricity or energy produced by a product described under par. (a).



1           **SECTION 2419cm.** 77.54 (56) of the statutes, as created by 2007 Wisconsin Act  
2 .... (this act), is repealed and recreated to read:

3           77.54 **(56)** (a) The sales price from the sale of and the storage, use, or other  
4 consumption of a product whose power source is wind energy, direct radiant energy  
5 received from the sun, or gas generated from anaerobic digestion of animal manure  
6 and other agricultural waste, if the product produces at least 200 watts of alternating  
7 current or 600 British thermal units per day, except that the exemption under this  
8 subsection does not apply to an uninterruptible power source that is designed  
9 primarily for computers.

10           (b) Except for the sale of electricity or energy that is exempt from taxation  
11 under sub. (30), the sales price from the sale of and the storage, use, or other  
12 consumption of electricity or energy produced by a product described under par. (a).

13           **SECTION 2420.** 77.55 (1) (intro.) of the statutes is amended to read:

14           77.55 **(1)** (intro.) There ~~are~~ is exempted from the computation of the amount  
15 of the sales tax the ~~gross receipts~~ sales price from the sale of any tangible personal  
16 property, items or property under s. 77.52 (1) (b) or (c), or services to:

17           **SECTION 2421.** 77.55 (2) of the statutes is amended to read:

18           77.55 **(2)** There ~~are~~ is exempted from the computation of the amount of the sales  
19 tax the ~~gross receipts~~ sales price from sales of tangible personal property, and items  
20 and property under s. 77.52 (1) (b) and (c), to a common or contract carrier, shipped  
21 by the seller via the purchasing carrier under a bill of lading whether the freight is  
22 paid in advance, or the shipment is made freight charges collect, to a point outside  
23 this state and the property or item is actually transported to the out-of-state  
24 destination for use by the carrier in the conduct of its business as a carrier.

25           **SECTION 2422.** 77.55 (2m) of the statutes is amended to read:

1           77.55 (2m) There ~~are~~ is exempted from the computation of the amount of sales  
2 tax the ~~gross receipts~~ sales price from sales of railroad crossties to a common or  
3 contract carrier, shipped wholly or in part by way of the purchasing carrier under a  
4 bill of lading, whether the freight is paid in advance or the shipment is made freight  
5 charges collect, to a point outside this state if the property is transported to the  
6 out-of-state destination for use by the carrier in the conduct of its business as a  
7 carrier. Interruption of the shipment for storage, drying, processing or creosoting of  
8 the railroad crossties in this state does not invalidate the exemption under this  
9 subsection.

10           **SECTION 2423.** 77.55 (3) of the statutes is amended to read:

11           77.55 (3) There ~~are~~ is exempted from the computation of the amount of the sales  
12 tax the ~~gross receipts~~ sales price from sales of tangible personal property, and items  
13 and property under s. 77.52 (1) (b) and (c), purchased for use solely outside this state  
14 and delivered to a forwarding agent, export packer, or other person engaged in the  
15 business of preparing goods for export or arranging for their exportation, and  
16 actually delivered to a port outside the continental limits of the United States prior  
17 to making any use thereof.

18           **SECTION 2424.** 77.56 (1) of the statutes is amended to read:

19           77.56 (1) The storage, use or other consumption in this state of property,  
20 including items and property under s. 77.52 (1) (b) and (c), the ~~gross receipts~~ sales  
21 price from the sale of which ~~are~~ is reported to the department in the measure of the  
22 sales tax, is exempted from the use tax.

23           **SECTION 2425.** 77.57 of the statutes is amended to read:

24           **77.57 Liability of purchaser.** If a purchaser certifies in writing to a seller  
25 that the property or items or property under s. 77.52 (1) (b) or (c) purchased will be

1 used in a manner or for a purpose entitling the seller to regard the ~~gross receipts~~ sales  
2 price from the sale as exempted by this subchapter from the computation of the  
3 amount of the sales tax and uses the property or items or property under s. 77.52 (1)  
4 (b) or (c) in some other manner or for some other purpose, the purchaser is liable for  
5 payment of the sales tax. The tax shall be measured by the sales price of the property  
6 or items or property under s. 77.52 (1) (b) or (c) to the purchaser, ~~but if the taxable~~  
7 ~~use first occurs more than 6 months after the sale to the purchaser, the purchaser~~  
8 ~~may use as the measure of the tax either that sales price or the fair market value of~~  
9 ~~the property at the time the taxable use first occurs.~~

10 **SECTION 2426.** 77.58 (3) (a) of the statutes is amended to read:

11 77.58 (3) (a) For purposes of the sales tax a return shall be filed by every seller.  
12 For purposes of the use tax a return shall be filed by every retailer engaged in  
13 business in this state and by every person purchasing tangible personal property,  
14 items or property under s. 77.52 (1) (b) or (c), or services, the storage, use, or other  
15 consumption of which is subject to the use tax, who has not paid the use tax due to  
16 a retailer required to collect the tax. If a qualified subchapter S subsidiary is not  
17 regarded as a separate entity under ch. 71, the owner of that subsidiary shall include  
18 the information for that subsidiary on the owner's return. Returns shall be signed  
19 by the person required to file the return or by a duly authorized agent but need not  
20 be verified by oath. If a single-owner entity is disregarded as a separate entity under  
21 ch. 71, the owner shall include the information from the entity on the owner's return.

22 **SECTION 2427.** 77.58 (3) (b) of the statutes is amended to read:

23 77.58 (3) (b) ~~For purposes of the sales tax the return shall show the gross~~  
24 ~~receipts of the seller during the preceding reporting period. For purposes of the use~~  
25 ~~tax, in case of a return filed by a retailer, the return shall show the total sales price~~

1 ~~of the property or taxable services sold, the storage, use or consumption of which~~  
2 ~~became subject to the use tax during the preceding reporting period. In case of a sales~~  
3 ~~or use tax return filed by a purchaser, the return shall show the total sales price of~~  
4 ~~the property and taxable services purchased, the storage, use or consumption of~~  
5 ~~which became subject to the use tax during the preceding reporting period. The~~  
6 return shall also show the amount of the taxes for the period covered by the return  
7 and such other information as the department deems necessary for the proper  
8 administration of this subchapter.

9 **SECTION 2428.** 77.58 (6) of the statutes is amended to read:

10 77.58 (6) For the purposes of the sales tax ~~gross receipts, the sales price~~ from  
11 rentals or leases of tangible personal property or items or property under s. 77.52 (1)  
12 (b) or (c) shall be reported and the tax paid in accordance with such rules as the  
13 department prescribes.

14 **SECTION 2429.** 77.58 (6m) of the statutes is created to read:

15 77.58 (6m) (a) The department may, in cases where it is satisfied that an undue  
16 hardship would otherwise result, permit the reporting of a sales price or purchase  
17 price on some basis other than the accrual basis.

18 (b) The entire sales price of credit transactions shall be reported in the period  
19 in which the sale is made without reduction in the amount of tax payable by the  
20 retailer by reason of the retailer's transfer at a discount of any open account, note,  
21 conditional sales contract, lease contract, or other evidence of indebtedness.

22 **SECTION 2431.** 77.58 (9a) of the statutes is created to read:

23 77.58 (9a) In addition to filing a return as provided in this section, a person  
24 described under s. 77.524 (3), (4), or (5) shall provide to the department any  
25 information that the department considers necessary for the administration of this

1 subchapter, in the manner prescribed by the department, except that the  
2 department may not require that the person provide such information to the  
3 department more than once every 180 days.

4 **SECTION 2432.** 77.585 of the statutes is created to read:

5 **77.585 Return adjustments.** (1) (a) In this subsection, “bad debt” means the  
6 portion of the sales price or purchase price that the seller has reported as taxable  
7 under this subchapter and that the seller may claim as a deduction under section 166  
8 of the Internal Revenue Code. “Bad debt” does not include financing charges or  
9 interest, sales or use taxes imposed on the sales price or purchase price, uncollectible  
10 amounts on property or items or property under s. 77.52 (1) (b) or (c) that remain in  
11 the seller’s possession until the full sales price or purchase price is paid, expenses  
12 incurred in attempting to collect any debt, debts sold or assigned to 3rd parties for  
13 collection, and repossessed property or items.

14 (b) A seller may claim as a deduction on a return under s. 77.58 the amount of  
15 any bad debt that the seller writes off as uncollectible in the seller’s books and records  
16 and that is eligible to be deducted as a bad debt for federal income tax purposes,  
17 regardless of whether the seller is required to file a federal income tax return. A  
18 seller who claims a deduction under this paragraph shall claim the deduction on the  
19 return under s. 77.58 that is submitted for the period in which the seller writes off  
20 the amount of the deduction as uncollectible in the seller’s books and records and in  
21 which such amount is eligible to be deducted as bad debt for federal income tax  
22 purposes. If the seller subsequently collects in whole or in part any bad debt for  
23 which a deduction is claimed under this paragraph, the seller shall include the  
24 amount collected in the return filed for the period in which the amount is collected  
25 and shall pay the tax with the return.

1           (c) For purposes of computing a bad debt deduction or reporting a payment  
2 received on a previously claimed bad debt, any payment made on a debt or on an  
3 account is applied first to the price of the property, items or property under s. 77.52  
4 (1) (b) or (c), or service sold, and the proportionate share of the sales tax on the  
5 property, items or property under s. 77.52 (1) (b) or (c), or service, and then to interest,  
6 service charges, and other charges related to the sale.

7           (d) A seller may obtain a refund of the tax collected on any bad debt amount  
8 deducted under par. (b) that exceeds the amount of the seller's taxable sales as  
9 provided under s. 77.59 (4), except that the period for making a claim as determined  
10 under s. 77.59 (4) begins on the date on which the return on which the bad debt could  
11 be claimed would have been required to be submitted to the department under s.  
12 77.58.

13           (e) If a seller is using a certified service provider, the certified service provider  
14 may claim a bad debt deduction under this subsection on the seller's behalf if the  
15 seller has not claimed and will not claim the same deduction. A certified service  
16 provider who receives a bad debt deduction under this subsection shall credit that  
17 deduction to the seller and a certified service provider who receives a refund under  
18 this subsection shall submit that refund to the seller.

19           (f) If a bad debt relates to the retail sales of tangible personal property, items  
20 or property under s. 77.52 (1) (b) or (c), or taxable services that occurred in this state  
21 and in one or more other states, as determined under s. 77.522, the total amount of  
22 such bad debt shall be apportioned among the states in which the underlying sales  
23 occurred in a manner prescribed by the department to arrive at the amount of the  
24 deduction under par. (b).

1           **(2)** If a lessor of tangible personal property or items or property under s. 77.52  
2           (1) (b) or (c) has reimbursed the vendor for the sales tax on the sale of the property  
3           or items by the vendor to the lessor, the tax due from the lessor on the rental receipts  
4           may be offset by a credit equal to the tax otherwise due on the rental receipts from  
5           the property or items for the reporting period. The credit shall expire when the  
6           cumulative rental receipts equal the sales price upon which the vendor paid sales  
7           taxes to this state.

8           **(3)** If a purchaser of tangible personal property or items or property under s.  
9           77.52 (1) (b) or (c) has reimbursed the vendor of the property or items for the sales  
10          tax on the sale and subsequently, before making any use of the property or items  
11          other than retention, demonstration, or display while holding it for sale or rental,  
12          makes a taxable sale of the property or items, the tax due on the taxable sale may  
13          be offset by the tax reimbursed.

14          **(4)** A seller may claim a deduction on any part of the sales price or purchase  
15          price that the seller refunds in cash or credit as a result of returned property or items  
16          or property under s. 77.52 (1) (b) or (c) or adjustments in the sales price or purchase  
17          price after the sale has been completed, if the seller has included the refunded price  
18          in a prior return made by the seller and has paid the tax on such price, and if the seller  
19          has returned to the purchaser in cash or in credit all tax previously paid by the  
20          purchaser on the amount of the refund at the time of the purchase. A deduction  
21          under this subsection shall be claimed on the return for the period in which the  
22          refund is paid.

23          **(5)** No reduction in the amount of tax payable by the retailer is allowable in the  
24          event property or items or property under s. 77.52 (1) (b) or (c) sold on credit are

1 repossessed except where the entire consideration paid by the purchaser is refunded  
2 to the purchaser or where a credit for a worthless account is allowable under sub. (1).

3 (6) A purchaser who is subject to the use tax on the storage, use, or other  
4 consumption of fuel may claim a deduction from the purchase price that is subject  
5 to the use tax for fuel taxes refunded by this state or the United States to the  
6 purchaser that is included in the purchase price of the fuel.

7 (7) For sales tax purposes, if a retailer establishes to the department's  
8 satisfaction that the sales tax has been added to the total amount of the sales price  
9 and has not been absorbed by the retailer, the total amount of the sales price shall  
10 be the amount received exclusive of the sales tax imposed.

11 (8) A sale or purchase involving transfer of ownership of property or items or  
12 property under s. 77.52 (1) (b) or (c) is completed at the time when possession is  
13 transferred by the seller or the seller's agent to the purchaser or the purchaser's  
14 agent, except that for purposes of sub. (1) a common carrier or the U.S. postal service  
15 shall be considered the agent of the seller, regardless of any f.o.b. point and  
16 regardless of the method by which freight or postage is paid.

17 **SECTION 2433.** 77.59 (2m) of the statutes is created to read:

18 77.59 (2m) The department may audit, or may authorize others to audit, sellers  
19 and certified service providers who are registered with the department pursuant to  
20 the agreement, as defined in s. 77.65 (2) (a).

21 **SECTION 2434.** 77.59 (5m) of the statutes is amended to read:

22 77.59 (5m) A seller who receives a refund under sub. (4) (a) or (b) of taxes that  
23 the seller has collected from buyers, who collects amounts as taxes erroneously from  
24 buyers, but who does not remit such amounts to the state, or who is entitled to a  
25 refund under sub. (4) (a) or (b) that is offset under sub. (5), shall submit the taxes and



1 related interest to the buyers from whom the taxes were collected, or to the  
2 department if the seller cannot locate the buyers, within 90 days after the date of the  
3 refund, after the date of the offset, or after discovering that the seller has collected  
4 taxes erroneously from the buyers. If the seller does not submit the taxes and related  
5 interest to the department or the buyers within that period, the seller shall submit  
6 to the department any part of a refund or taxes that the seller does not submit to a  
7 buyer or to the department along with a penalty of 25% of the amount not submitted  
8 or, in the case of fraud, a penalty equal to the amount not submitted. A person who  
9 collects amounts as taxes erroneously from buyers for a real property construction  
10 activity or nontaxable service may reduce the taxes and interest that he or she is  
11 required to submit to the buyer or to the department under this subsection for that  
12 activity or service by the amount of tax and interest subsequently due and paid on  
13 the sale of or the storage, use, or other consumption of tangible personal property or  
14 items or property under s. 77.52 (1) (b) or (c) that is are used by the person in that  
15 activity or service and transferred to the buyer.

16 **SECTION 2435.** 77.59 (7) of the statutes is amended to read:

17 77.59 (7) If the department believes that the collection of any tax imposed by  
18 this subchapter will be jeopardized by delay, it shall notify the person determined to  
19 owe the tax of its intention to proceed under s. 71.91 (5) for collection of the amount  
20 determined to be owing, including penalties and interest. Such notice shall be by  
21 certified or registered mail or by personal service and the warrant of the department  
22 shall not issue if the person, within 10 days after such notice furnishes a bond in such  
23 amount not exceeding double the amount determined to be owing and with such  
24 sureties as the department approves, conditioned upon the payment of so much of  
25 the taxes, interest, and penalties as shall finally be determined to be due. Nothing

1 in this subsection shall affect the review of determinations of tax as provided in this  
2 subchapter and any amounts collected under this subsection shall be deposited with  
3 the ~~secretary of administration~~ department and disbursed after final determination  
4 of the taxes as are amounts deposited under ss. 71.89 (1) and 71.90 (2).

5 **SECTION 2436.** 77.59 (9) of the statutes is amended to read:

6 77.59 (9) If any person fails to file a return, the department shall make an  
7 estimate of the amount of the ~~gross receipts~~ sales price of the ~~person~~ person's sales,  
8 or, as the case may be, of the amount of the total sales purchase price of tangible  
9 personal property, items or property under s. 77.52 (1) (b) or (c), or taxable service  
10 sold or purchased by the person, the sale by or the storage, use, or other consumption  
11 of which in this state is subject to sales or use tax. The estimate shall be made for  
12 the period in respect to which the person failed to make a return and shall be based  
13 upon any information which is in the department's possession or may come into its  
14 possession. Upon the basis of this estimate the department shall compute and  
15 determine the amount required to be paid to the state, adding to the sum thus arrived  
16 at a penalty equal to 25% thereof. One or more such determinations may be made  
17 for one or for more than one period. When a business is discontinued a determination  
18 may be made at any time thereafter, within the periods specified in sub. (3), as to  
19 liability arising out of that business.

20 **SECTION 2437.** 77.59 (9n) of the statutes is created to read:

21 77.59 (9n) (a) Notwithstanding s. 73.03 (47), no seller or certified service  
22 provider is liable for tax, interest, or penalties imposed on a transaction under this  
23 subchapter in the circumstances covered under sections 306, 328, and 502 of the  
24 agreement, as defined in s. 77.65 (2) (a).

1 (b) A purchaser is not liable for the tax, interest, or penalties imposed on a  
2 transaction under this subchapter in the circumstances covered by section 331 of the  
3 agreement, as defined in s. 77.65 (2) (a).

4 **SECTION 2438.** 77.59 (9p) (b) of the statutes is created to read:

5 77.59 (9p) (b) If a customer purchases a service that is not subject to 4 USC 116  
6 to 126, as amended by P.L. 106-252, or tangible personal property or items or  
7 property under s. 77.52 (1) (b) or (c), and if the customer believes that the amount of  
8 the tax assessed for the sale of the service, property or items under this subchapter  
9 is erroneous, the customer may request that the seller correct the alleged error by  
10 sending a written notice to the seller. The notice shall include a description of the  
11 alleged error and any other information that the seller reasonably requires to process  
12 the request. Within 60 days from the date that a seller receives a request under this  
13 paragraph, the seller shall review its records to determine the validity of the  
14 customer's claim. If the review indicates that there is no error as alleged, the seller  
15 shall explain the findings of the review in writing to the customer. If the review  
16 indicates that there is an error as alleged, the seller shall correct the error and shall  
17 refund the amount of any tax collected erroneously, along with the related interest,  
18 as a result of the error from the customer, consistent with s. 77.59 (4). A customer  
19 may take no other action against the seller, or commence any action against the  
20 seller, to correct an alleged error in the amount of the tax assessed under this  
21 subchapter on a service that is not subject to 4 USC 116 to 126, as amended by P.L.  
22 106-252, or tangible personal property or items or property under s. 77.52 (1) (b) or  
23 (c) unless the customer has exhausted his or her remedies under this paragraph.

24 **SECTION 2439.** 77.59 (9r) of the statutes is created to read:

1           77.59 (9r) With regard to a purchaser's request for a refund under this section,  
2 a seller is presumed to have reasonable business practices if the seller uses a certified  
3 service provider, a certified automated system, as defined in s. 77.524 (1) (am), or a  
4 proprietary system certified by the department to collect the taxes imposed under  
5 this subchapter and if the seller has remitted to the department all taxes collected  
6 under this subchapter, less any deductions, credits, or allowances.

7           **SECTION 2440.** 77.60 (13) of the statutes is created to read:

8           77.60 (13) A person who uses any of the following documents in a manner that  
9 is prohibited by or inconsistent with this subchapter, or provides incorrect  
10 information to a seller or certified service provider related to the use of such  
11 documents or regarding an exemption to the taxes imposed under this subchapter,  
12 shall pay a penalty of \$250 for each invoice or bill of sale related to the prohibited or  
13 inconsistent use or incorrect information:

14           (a) An exemption certificate described under ss. 77.52 (13) and 77.53 (10).

15           (b) A direct pay permit under s. 77.52 (17m).

16           (c) A direct mail form, as defined in s. 77.522 (1) (a) 1.

17           **SECTION 2441.** 77.61 (1) (b) of the statutes is amended to read:

18           77.61 (1) (b) In the case of ~~a motor vehicle~~ motor vehicles, boats, snowmobiles,  
19 mobile homes not exceeding 45 feet in length, trailers, semitrailers, all-terrain  
20 vehicles, or aircraft purchased from a licensed Wisconsin ~~motor vehicle dealer~~  
21 retailer, the registrant shall present proof that the tax has been paid to such dealer  
22 retailer.

23           **SECTION 2442.** 77.61 (1) (c) of the statutes is amended to read:

24           77.61 (1) (c) In the case of motor vehicles, boats, snowmobiles, mobile homes  
25 not exceeding 45 feet in length, trailers, semitrailers, all-terrain vehicles or aircraft

1 registered or titled, or required to be registered or titled, in this state purchased from  
2 persons who are not ~~Wisconsin boat, trailer or semitrailer dealers, licensed~~  
3 ~~Wisconsin aircraft, motor vehicle or mobile home dealers or registered Wisconsin~~  
4 ~~snowmobile or all-terrain vehicle dealers~~ retailers, the purchaser shall file a sales  
5 tax return and pay the tax prior to registering or titling the motor vehicle, boat,  
6 snowmobile, mobile home not exceeding 45 feet in length, trailer, semitrailer,  
7 all-terrain vehicle or aircraft in this state.

8 **SECTION 2443.** 77.61 (2) of the statutes is renumbered 77.61 (2) (intro.) and  
9 amended to read:

10 77.61 (2) (intro.) In order to protect the revenue of the state:

11 (a) Except as provided in par. (b), the department may require any person who  
12 is or will be liable to it for the tax imposed by this subchapter to place with it, before  
13 or after a permit is issued, the security, not in excess of \$15,000, that the department  
14 determines. In determining the amount of security to require under this subsection,  
15 the department may consider the person's payment of other taxes administered by  
16 the department and any other relevant facts. If any taxpayer fails or refuses to place  
17 that security, the department may refuse or revoke the permit. If any taxpayer is  
18 delinquent in the payment of the taxes imposed by this subchapter, the department  
19 may, upon 10 days' notice, recover the taxes, interest, costs and penalties from the  
20 security placed with the department by the taxpayer in the following order: costs,  
21 penalties, delinquent interest, delinquent tax. No interest may be paid or allowed  
22 by the state to any person for the deposit of security. Any security deposited under  
23 this subsection shall be returned to the taxpayer if the taxpayer has, for 24  
24 consecutive months, complied with all the requirements of this subchapter.

25 **SECTION 2444.** 77.61 (2) (b) of the statutes is created to read:

1           77.61 (2) (b) A certified service provider who has contracted with a seller, and  
2 filed an application, to collect and remit sales and use taxes imposed under this  
3 subchapter on behalf of the seller shall submit a surety bond to the department to  
4 guarantee the payment of sales and use taxes, including any penalty and interest on  
5 such payment. The department shall approve the form and contents of a bond  
6 submitted under this paragraph and shall determine the amount of such bond. The  
7 surety bond shall be submitted to the department within 60 days after the date on  
8 which the department notifies the certified service provider that the certified service  
9 provider is registered to collect sales and use taxes imposed under this subchapter.  
10 If the department determines, with regards to any one certified service provider, that  
11 no bond is necessary to protect the tax revenues of this state, the secretary of revenue  
12 or the secretary's designee may waive the requirements under this paragraph with  
13 regard to that certified service provider. Any bond submitted under this paragraph  
14 shall remain in force until the secretary of revenue or the secretary's designee  
15 releases the liability under the bond.

16           **SECTION 2445.** 77.61 (3) of the statutes is repealed.

17           **SECTION 2446.** 77.61 (3m) of the statutes is created to read:

18           77.61 (3m) A retailer shall use a straight mathematical computation to  
19 determine the amount of the tax that the retailer may collect from the retailer's  
20 customers. The retailer shall calculate the tax amount by combining the applicable  
21 tax rates under this subchapter and subch. V and multiplying the combined tax rate  
22 by the sales price or purchase price of each item or invoice, as appropriate. The  
23 retailer shall calculate the tax amount to the 3rd decimal place, disregard tax  
24 amounts of less than 0.5 cent, and consider tax amounts of at least 0.5 cent but less  
25 than 1 cent to be an additional cent. The use of a straight mathematical computation,

1 as provided in this subsection, shall not relieve the retailer from liability for payment  
2 of the full amount of the tax levied under this subchapter.

3 **SECTION 2447.** 77.61 (4) (a) of the statutes is amended to read:

4 77.61 (4) (a) Every seller and retailer and every person storing, using or  
5 otherwise consuming in this state tangible personal property, items or property  
6 under s. 77.52 (1) (b) or (c), or taxable services purchased from a retailer shall keep  
7 such records, receipts, invoices, and other pertinent papers and records, including  
8 machine-readable records, in such form as the department requires. The  
9 department may, after giving notice, require any person to keep whatever records are  
10 needed for the department to compute the sales or use taxes the person should pay.  
11 Thereafter, the department shall add to any taxes assessed on the basis of  
12 information not contained in the records required a penalty of 25% of the amount of  
13 the tax so assessed in addition to all other penalties under this chapter.

14 **SECTION 2448.** 77.61 (4) (c) of the statutes is amended to read:

15 77.61 (4) (c) For reporting the sales tax and collecting and reporting the use tax  
16 imposed on the retailer under s. 77.53 (3) and the accounting connected with it,  
17 retailers, not including certified service providers that receive compensation under  
18 s. 73.03 (61) (h), may deduct 0.5% of those taxes payable or \$10 for that reporting  
19 period required under s. 77.58 (1), whichever is greater, but not more than the  
20 amount of the sales taxes or use taxes that is payable under ss. 77.52 (1) and 77.53  
21 (3) for that reporting period required under s. 77.58 (1), as administration expenses  
22 if the payment of the taxes is not delinquent. For purposes of calculating the  
23 retailer's discount under this paragraph, the taxes on retail sales reported by  
24 retailers under subch. V, including taxes collected and remitted as required under  
25 s. 77.785, shall be included if the payment of those taxes is not delinquent.

1           **SECTION 2449.** 77.61 (5) (b) 11. of the statutes is amended to read:

2           77.61 **(5)** (b) 11. The department of ~~workforce development~~ children and  
3 families or a county child support agency under s. 59.53 (5) in response to a request  
4 under s. 49.22 (2m).

5           **SECTION 2450.** 77.61 (5m) of the statutes is created to read:

6           77.61 **(5m)** (a) In this subsection, “personally identifiable information” means  
7 any information that identifies a person.

8           (b) A certified service provider may use personally identifiable information as  
9 necessary only for the administration of its system to perform a seller’s sales and use  
10 tax functions and shall provide consumers clear and conspicuous notice of its practice  
11 regarding such information, including what information it collects, how it collects  
12 the information, how it uses the information, how long, if at all, it retains the  
13 information, and under what circumstances it discloses the information to states  
14 participating in the agreement, as defined in 77.65 (2) (a).

15           (c) A certified service provider may collect, use, and retain personally  
16 identifiable information only to verify exemption claims, to investigate fraud, and to  
17 ensure its system’s reliability.

18           (d) A certified service provider shall provide sufficient technical, physical, and  
19 administrative safeguards to protect personally identifiable information from  
20 unauthorized access and disclosure.

21           (e) For purposes of this subchapter, the state shall provide to consumers public  
22 notice of the state’s practices related to collecting, using, and retaining personally  
23 identifiable information.

24           (f) The state shall not retain personally identifiable information obtained for  
25 purposes of administering this subchapter unless the state is otherwise required to



1 retain the information by law or as provided under the agreement, as defined in s.  
2 77.65 (2) (a).

3 (g) For purposes of this subchapter, the state shall provide an individual  
4 reasonable access to that individual's personally identifiable information and the  
5 right to correct any inaccurately recorded information.

6 (h) If any person, other than another state that is a signatory to the agreement,  
7 as defined in s. 77.65 (2) (a), or a person authorized under state law to access the  
8 information, requests access to an individual's personally identifiable information,  
9 the state shall make a reasonable and timely effort to notify the individual of the  
10 request.

11 **SECTION 2452m.** 77.61 (11) of the statutes is amended to read:

12 77.61 (11) Any city, village or town clerk or other official whose duty it is to issue  
13 licenses or permits to engage in a business involving the sale at retail of tangible  
14 personal property or items or property under s. 77.52 (1) (b) or (c) subject to tax under  
15 this subchapter, or the furnishing of services so subject to tax, shall, before issuing  
16 such license or permit, require proof that the person to whom such license or permit  
17 is to be issued is the holder of a seller's permit as required by this subchapter or has  
18 been informed by an employee of the department that the department will issue a  
19 seller's permit to that person.

20 **SECTION 2453.** 77.61 (16) of the statutes is created to read:

21 77.61 (16) Any person who remits taxes and files returns under this subchapter  
22 may designate an agent, as defined in s. 77.524 (1) (ag), to remit such taxes and file  
23 such returns with the department in a manner prescribed by the department.

24 **SECTION 2453m.** 77.61 (17) of the statutes is created to read:

1           77.61 (17) With regard to services subject to the tax under s. 77.52 (2) or the  
2 lease, rental, or license of tangible personal property and property and items  
3 specified under s. 77.52 (1) (b) and (c), an increase in the tax rate applies to the first  
4 billing period beginning on or after the rate increase's effective date and a decrease  
5 in the tax rate applies to bills that are rendered on or after the rate decrease's  
6 effective date.0

7           **SECTION 2454.** 77.63 of the statutes is repealed and recreated to read:

8           **77.63 Collection compensation.** The following persons may retain a portion  
9 of sales and use taxes collected on retail sales under this subchapter and subch. V  
10 in an amount determined by the department and by contracts that the department  
11 enters into jointly with other states as a member state of the streamlined sales tax  
12 governing board pursuant to the agreement, as defined in s. 77.65 (2) (a):

13           (1) A certified service provider.

14           (2) A seller that uses a certified automated system, as defined in s. 77.524 (1)  
15 (am).

16           (3) A seller that sells tangible personal property, items or property under s.  
17 77.52 (1) (b) or (c), or taxable services in at least 5 states that are signatories to the  
18 agreement, as defined in s. 77.65 (2) (a); that has total annual sales revenue of at  
19 least \$500,000,000; that has a proprietary system that calculates the amount of tax  
20 owed to each taxing jurisdiction in which the seller sells tangible personal property,  
21 items or property under s. 77.52 (1) (b) or (c), or taxable services; and that has entered  
22 into a performance agreement with the states that are signatories to the agreement,  
23 as defined in s. 77.65 (2) (a). For purposes of this subsection, "seller" includes an  
24 affiliated group of sellers using the same proprietary system to calculate the amount

1 of tax owed in each taxing jurisdiction in which the sellers sell tangible personal  
2 property, items or property under s. 77.52 (1) (b) or (c), or taxable services.

3 **SECTION 2454m.** 77.65 (2) (a) of the statutes is amended to read:

4 77.65 (2) (a) "Agreement" means the streamlined sales and use tax agreement,  
5 including amendments to the agreement.

6 **SECTION 2455.** 77.65 (2) (c) of the statutes is repealed.

7 **SECTION 2456.** 77.65 (2) (e) of the statutes is amended to read:

8 77.65 (2) (e) "Seller" means any person who sells, leases, or rents tangible  
9 personal property, items or property under s. 77.52 (1) (b) or (c), or services.

10 **SECTION 2457.** 77.65 (2) (f) of the statutes is amended to read:

11 77.65 (2) (f) "State" means any state of the United States ~~and~~, the District of  
12 Columbia, and the Commonwealth of Puerto Rico.

13 **SECTION 2458.** 77.65 (4) (fm) of the statutes is created to read:

14 77.65 (4) (fm) Provide that a seller who registers with the central electronic  
15 registration system under par. (f) may cancel the registration at any time, as  
16 provided under uniform procedures adopted by the governing board of the states that  
17 are signatories to the agreement, but is required to remit any Wisconsin taxes  
18 collected pursuant to the agreement to the department.

19 **SECTION 2459.** 77.66 of the statutes is amended to read:

20 **77.66 Certification for collection of sales and use tax.** The secretary of  
21 revenue shall determine and periodically certify to the secretary of administration  
22 the names of persons, and affiliates, as defined in s. 16.70 (1b), of persons, who make  
23 sales of tangible personal property, items and property under s. 77.52 (1) (b) and (c),  
24 and taxable services that are subject to the taxes imposed under this subchapter but

1 who are not registered to collect and remit such taxes to the department or, if  
2 registered, do not collect and remit such taxes.

3 **SECTION 2460.** 77.67 of the statutes is created to read:

4 **77.67 Amnesty for new registrants. (1)** A seller is not liable for uncollected  
5 and unpaid taxes, including penalties and interest, imposed under this subchapter  
6 and subch. V on sales made to purchasers in this state before the seller registers  
7 under par. (a), if all of the following apply:

8 (a) The seller registers with the department, in a manner that the department  
9 prescribes, to collect and remit the taxes imposed under this subchapter and subch.  
10 V on sales to purchasers in this state in accordance with the agreement, as defined  
11 in s. 77.65 (2) (a).

12 (b) The seller registers under par. (a) no later than 365 days after the effective  
13 date of this state's participation in the agreement under s. 77.65 (2) (a), as  
14 determined by the department.

15 (c) The seller was not registered to collect and remit the taxes imposed under  
16 this subchapter and subch. V during the 365 consecutive days immediately before  
17 the effective date of this state's participation in the agreement under s. 77.65 (2) (a),  
18 as determined by the department.

19 (d) The seller has not received a notice of the commencement of an audit from  
20 the department or, if the seller has received a notice of the commencement of an audit  
21 from the department, the audit has been fully resolved, including any related  
22 administrative and judicial processes, at the time that the seller registers under par.  
23 (a).

24 (e) The seller has not committed or been involved in a fraud or an intentional  
25 misrepresentation of a material fact.

1 (f) The seller collects and remits the taxes imposed under this subchapter and  
2 subch. V on sales to purchasers in this state for at least 3 consecutive years after the  
3 date on which the seller's collection obligation begins.

4 (2) Subsection (1) does not apply to taxes imposed under this subchapter and  
5 subch. V that are due from the seller for purchases made by the seller.

6 **SECTION 2461.** 77.70 of the statutes is amended to read:

7 **77.70 Adoption by county ordinance.** Any county desiring to impose county  
8 sales and use taxes under this subchapter may do so by the adoption of an ordinance,  
9 stating its purpose and referring to this subchapter. The county sales and use taxes  
10 may be imposed only for the purpose of directly reducing the property tax levy and  
11 only in their entirety as provided in this subchapter. That ordinance shall be  
12 effective on the first day of January, the first day of April, the first day of July or the  
13 first day of October. A certified copy of that ordinance shall be delivered to the  
14 secretary of revenue at least 120 days prior to its effective date. The repeal of any  
15 such ordinance shall be effective on December 31. A certified copy of a repeal  
16 ordinance shall be delivered to the secretary of revenue at least ~~60~~ 120 days before  
17 the effective date of the repeal.

18 **SECTION 2462.** 77.705 of the statutes is amended to read:

19 **77.705 Adoption by resolution; baseball park district.** A local  
20 professional baseball park district created under subch. III of ch. 229, by resolution  
21 under s. 229.68 (15), may impose a sales tax and a use tax under this subchapter at  
22 a rate of no more than 0.1% of the ~~gross receipts or sales price~~ or purchase price.  
23 Those taxes may be imposed only in their entirety. The resolution shall be effective  
24 on the first day of the first month January 1, April 1, July 1, or October 1 that begins  
25 at least ~~30~~ 120 days after the adoption of the resolution. Any moneys transferred

1 from the appropriation account under s. 20.566 (1) (gd) to the appropriation account  
2 under s. 20.835 (4) (gb) shall be used exclusively to retire the district's debt.

3 **SECTION 2463.** 77.706 of the statutes is amended to read:

4 **77.706 Adoption by resolution; football stadium district.** A local  
5 professional football stadium district created under subch. IV of ch. 229, by  
6 resolution under s. 229.824 (15), may impose a sales tax and a use tax under this  
7 subchapter at a rate of 0.5% of the ~~gross receipts or sales price~~ or purchase price.  
8 Those taxes may be imposed only in their entirety. The imposition of the taxes under  
9 this section shall be effective on the first day ~~of the first month~~ January 1, April 1,  
10 July 1, or October 1 that begins at least ~~30~~ 120 days after the certification of the  
11 approval of the resolution by the electors in the district's jurisdiction under s. 229.824  
12 (15). Any moneys transferred from the appropriation account under s. 20.566 (1) (ge)  
13 to the appropriation account under s. 20.835 (4) (ge) shall be used exclusively to retire  
14 the district's debt.

15 **SECTION 2464.** 77.707 (1) of the statutes is amended to read:

16 **77.707 (1)** Retailers and the department of revenue may not collect a tax under  
17 s. 77.705 for any local professional baseball park district created under subch. III of  
18 ch. 229 after the last day of the calendar quarter ~~during that is at least 120 days from~~  
19 the date on which the local professional baseball park district board makes a  
20 certification to the department of revenue under s. 229.685 (2), except that the  
21 department of revenue may collect from retailers taxes that accrued before the day  
22 after the last day of that calendar quarter and fees, interest and penalties that relate  
23 to those taxes.

24 **SECTION 2465.** 77.707 (2) of the statutes is amended to read:

1           77.707 (2) Retailers and the department of revenue may not collect a tax under  
2           s. 77.706 for any local professional football stadium district created under subch. IV  
3           of ch. 229 after the last day of the calendar quarter during that is at least 120 days  
4           from the date on which the local professional football stadium district board makes  
5           all of the certifications to the department of revenue under s. 229.825 (3), except that  
6           the department of revenue may collect from retailers taxes that accrued before the  
7           day after the last day of that calendar quarter and fees, interest and penalties that  
8           relate to those taxes.

9           **SECTION 2466.** 77.71 (1) of the statutes is amended to read:

10          77.71 (1) For the privilege of selling, licensing, leasing or renting tangible  
11          personal property, and the property and items specified under s. 77.52 (1) (b) and (c),  
12          and for the privilege of selling, licensing, performing or furnishing services a sales  
13          tax is imposed upon retailers at the rate of 0.5% in the case of a county tax or at the  
14          rate under s. 77.705 or 77.706 in the case of a special district tax of the ~~gross receipts~~  
15          sales price from the sale, licensing, lease or rental of tangible personal property, and  
16          the property and items specified under s. 77.52 (1) (b) and (c), except property taxed  
17          under sub. (4), sold, licensed, leased or rented at retail in the county or special district  
18          or from selling, licensing, performing or furnishing services described under s. 77.52  
19          (2) in the county or special district.

20          **SECTION 2467.** 77.71 (2) of the statutes is amended to read:

21          77.71 (2) An excise tax is imposed at the rate of 0.5% in the case of a county tax  
22          or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the ~~sales~~  
23          purchase price upon every person storing, using or otherwise consuming in the  
24          county or special district tangible personal property, property and items specified  
25          under s. 77.52 (1) (b) and (c), or services if the property, item, or service is subject to

1 the state use tax under s. 77.53, except that a receipt indicating that the tax under  
2 sub. (1), (3) or (4) has been paid relieves the buyer of liability for the tax under this  
3 subsection and except that if the buyer has paid a similar local tax in another state  
4 on a purchase of the same property, item, or services that tax shall be credited against  
5 the tax under this subsection and except that for motor vehicles that are used for a  
6 purpose in addition to retention, demonstration or display while held for sale in the  
7 regular course of business by a dealer the tax under this subsection is imposed not  
8 on the sales purchase price but on the amount under s. 77.53 (1m).

9 **SECTION 2468.** 77.71 (3) of the statutes is amended to read:

10 77.71 (3) An excise tax is imposed upon a contractor engaged in construction  
11 activities within the county or special district, at the rate of 0.5% in the case of a  
12 county tax or at the rate under s. 77.705 or 77.706 in the case of a special district tax  
13 of the sales purchase price of tangible personal property that is used in constructing,  
14 altering, repairing or improving real property and that becomes a component part  
15 of real property in that county or special district, except that if the contractor has  
16 paid the sales tax of a county in the case of a county tax or of a special district in the  
17 case of a special district tax in this state on that property, or has paid a similar local  
18 sales tax in another state on a purchase of the same property, that tax shall be  
19 credited against the tax under this subsection.

20 **SECTION 2469.** 77.71 (4) of the statutes is amended to read:

21 77.71 (4) An excise tax is imposed at the rate of 0.5% in the case of a county tax  
22 or at the rate under s. 77.705 or 77.706 in the case of a special district tax of the sales  
23 purchase price upon every person storing, using or otherwise consuming a motor  
24 vehicle, boat, ~~snowmobile~~, mobile home not exceeding 45 feet in length, ~~trailer~~,  
25 ~~semitrailer~~, ~~all-terrain vehicle~~ or aircraft, if that property must be registered or



1 titled with this state and if that property is to be customarily kept in a county that  
2 has in effect an ordinance under s. 77.70 or in a special district that has in effect a  
3 resolution under s. 77.705 or 77.706, except that if the buyer has paid a similar local  
4 sales tax in another state on a purchase of the same property that tax shall be  
5 credited against the tax under this subsection.

6 **SECTION 2470.** 77.72 (title) of the statutes is repealed.

7 **SECTION 2471.** 77.72 (1) of the statutes is renumbered 77.72 and amended to  
8 read:

9 **77.72 General rule for property.** For the purposes of this subchapter, all  
10 retail sales of tangible personal property ~~are completed at the time when, and the~~  
11 ~~place where, the seller or the seller's agent transfers possession to the buyer or the~~  
12 ~~buyer's agent. In this subsection, a common carrier or the U.S. postal service is the~~  
13 ~~agent of the seller, regardless of any f.o.b. point and regardless of the method by~~  
14 ~~which freight or postage is paid. Rentals and leases of property, except property~~  
15 ~~under sub. (2), have a situs at the location of that property, and property and items~~  
16 specified under s. 77.52 (1) (b) and (c), and taxable services occur as provided in s.  
17 77.522.

18 **SECTION 2472.** 77.72 (2) and (3) of the statutes are repealed.

19 **SECTION 2473.** 77.73 (2) of the statutes is amended to read:

20 77.73 (2) Counties and special districts do not have jurisdiction to impose the  
21 tax under s. 77.71 (2) in regard to items and property under s. 77.52 (1) (b) and (c)  
22 and tangible personal property, except snowmobiles, trailers, semitrailers, and  
23 all-terrain vehicles, purchased in a sale that is consummated in another county or  
24 special district in this state that does not have in effect an ordinance or resolution

1 imposing the taxes under this subchapter and later brought by the buyer into the  
2 county or special district that has imposed a tax under s. 77.71 (2).

3 **SECTION 2474.** 77.73 (3) of the statutes is created to read:

4 77.73 (3) Counties and special districts have jurisdiction to impose the taxes  
5 under this subchapter on retailers who file an application under s. 77.52 (7) or who  
6 register under s. 77.53 (9) or (9m), regardless of whether such retailers are engaged  
7 in business in the county or special district, as provided in s. 77.51 (13g). A retailer  
8 who files an application under s. 77.52 (7) or who registers under s. 77.53 (9) or (9m)  
9 shall collect, report, and remit to the department the taxes imposed under this  
10 subchapter for all counties and special districts that have an ordinance or resolution  
11 imposing the taxes under this subchapter.

12 **SECTION 2475.** 77.75 of the statutes is amended to read:

13 **77.75 Reports.** Every person subject to county or special district sales and use  
14 taxes shall, for each reporting period, record that person's sales made in the county  
15 or special district that has imposed those taxes separately from sales made  
16 elsewhere in this state and file a report of the measure of the county or special district  
17 sales and use taxes and the tax due thereon separately as prescribed by the  
18 department of revenue.

19 **SECTION 2476.** 77.77 (1) of the statutes is renumbered 77.77 (1) (a) and  
20 amended to read:

21 77.77 (1) (a) The ~~gross receipts~~ sales price from services subject to the tax under  
22 s. 77.52 (2) ~~are not~~ or the lease, rental, or license of tangible personal property, and  
23 property and items specified under s. 77.52 (1) (b) and (c), is subject to the taxes under  
24 this subchapter, and the incremental amount of tax caused by a rate increase  
25 applicable to those services, leases, rentals, or licenses is ~~not~~ due, ~~if those services~~

1     ~~are billed to the customer and paid for before~~ beginning with the first billing period  
2     ~~starting on or after~~ the effective date of the county ordinance, special district  
3     ~~resolution, or rate increase, regardless of whether the service is furnished or the~~  
4     ~~property or item is leased, rented, or licensed~~ to the customer before or after that  
5     date.

6             **SECTION 2477.** 77.77 (1) (b) of the statutes is created to read:

7             77.77 (1) (b) The sales price from services subject to the tax under s. 77.52 (2)  
8     or the lease, rental, or license of tangible personal property, and property and items  
9     specified under s. 77.52 (1) (b) and (c), is not subject to the taxes under this  
10    subchapter, and a decrease in the tax rate imposed under this subchapter on those  
11    services first applies, beginning with bills rendered on or after the effective date of  
12    the repeal or sunset of a county ordinance or special district resolution imposing the  
13    tax or other rate decrease, regardless of whether the service is furnished or the  
14    property or item is leased, rented, or licensed to the customer before or after that  
15    date.

16            **SECTION 2478.** 77.77 (2) of the statutes is repealed.

17            **SECTION 2479.** 77.785 (1) of the statutes is amended to read:

18            77.785 (1) All retailers shall collect and report the taxes under this subchapter  
19    on the ~~gross receipts~~ sales price from leases and rentals of property or items and  
20    ~~property~~ under s. 77.52 (1) (b) and (c) under s. 77.71 (4).

21            **SECTION 2480.** 77.785 (2) of the statutes is amended to read:

22            77.785 (2) Prior to registration or titling, a retailer of a boat, ~~all-terrain vehicle,~~  
23    ~~trailer and semi-trailer dealers and licensed aircraft, motor vehicle, or mobile home~~  
24    ~~and snowmobile dealers~~ shall collect the taxes under this subchapter on sales of

1 items under s. 77.71 (4). The ~~dealer~~ retailer shall remit those taxes to the  
2 department of revenue along with payments of the taxes under subch. III.

3 **SECTION 2480c.** 77.81 (5) of the statutes is created to read:

4 77.81 (5) “Nonprofit organization” means a nonprofit corporation, a charitable  
5 trust, or other nonprofit association that is described in section 501 (c) (3) of the  
6 Internal Revenue Code and is exempt from federal income tax under section 501 (a)  
7 of the Internal Revenue Code.

8 **SECTION 2480d.** 77.81 (6) of the statutes is created to read:

9 77.81 (6) “Recreational activities” include hunting, fishing, hiking,  
10 sight-seeing, cross-country skiing, horseback riding, and staying in cabins.

11 **SECTION 2480j.** 77.83 (2) (am) of the statutes is created to read:

12 77.83 (2) (am) 1. For land designated as managed forest land under an order  
13 that takes effect on or after the effective date of this subdivision .... [revisor inserts  
14 date], no person may enter into a lease or other agreement for consideration if the  
15 purpose of the lease or agreement is to permit persons to engage in a recreational  
16 activity.

17 2. For land designated as managed forest land under an order that took effect  
18 before the effective date of this subdivision .... [revisor inserts date], all of the  
19 following apply:

20 a. An owner of managed forest land may enter into a lease or other agreement  
21 for consideration that permits persons to engage in a recreational activity if the lease  
22 or agreement terminates before the January 1 immediately following the effective  
23 date of this subdivision .... [revisor inserts date].

24 b. A lease or other agreement for consideration that permits persons to engage  
25 in a recreational activity and that is in effect on the effective date of this subdivision

1 .... [revisor inserts date] shall be void beginning on the January 1 immediately  
2 following the effective date of this subdivision .... [revisor inserts date].

3 3. Subdivisions 1. and 2. do not apply to any lease or other agreement if the  
4 consideration involved solely consists of reasonable membership fees charged by a  
5 nonprofit organization and the lease or agreement is approved by the department.

6 **SECTION 2480p.** 77.83 (4) of the statutes is renumbered 77.83 (4) (a).

7 **SECTION 2480r.** 77.83 (4) (b) of the statutes is created to read:

8 77.83 (4) (b) Any person who fails to comply with sub. (2) (am) shall forfeit an  
9 amount equal to the total amount of consideration received by the person as a result  
10 of violating sub. (2) (am) or \$500, whichever is greater.

11 **SECTION 2481.** 77.89 (2) (b) of the statutes is amended to read:

12 77.89 (2) (b) The municipal treasurer shall pay all amounts received under s.  
13 77.84 (2) (b) and (bm) to the county treasurer, as provided under ss. 74.25 and 74.30.  
14 The county treasurer shall, by June 30 of each year, pay all amounts received under  
15 this paragraph to the department. All amounts received by the department shall be  
16 credited to the conservation fund and shall be reserved for land acquisition and,  
17 resource management activities, and grants under s. 77.895.

18 **SECTION 2482.** 77.895 of the statutes is created to read:

19 **77.895 Grants for land acquisitions for outdoor activities. (1)**

20 DEFINITIONS. In this section:

21 (a) "Board" means the managed forest land board.

22 (b) "Land" means land in fee simple, conservation easements, and other  
23 easements in land.

24 (c) "Local governmental unit" means a city, village, town, or county.

1 (d) “Nonprofit conservation organization” has the meaning given in s. 23.0955

2 (1).

3 (2) PROGRAM. The department shall establish a program to award grants to  
4 nonprofit conservation organizations, to local governmental units, and to itself to  
5 acquire land to be used for hunting, fishing, hiking, sightseeing, and cross-country  
6 skiing. The board shall administer the program and award the grants under the  
7 program.

8 (3) REQUIREMENTS. The department, in consultation with the board, shall  
9 promulgate rules establishing requirements for awarding grants under this section.  
10 The rules promulgated under this subsection shall include all of the following:

11 (a) A requirement that the board give higher priority to counties over other  
12 grant applicants in awarding grants under this section.

13 (b) A requirement that, in awarding grants to counties under this section, the  
14 board give higher priority to counties that have higher numbers of acres that are  
15 designated as closed under s. 77.83.

16 (c) A requirement that, in awarding grants to towns under this section, the  
17 board give higher priority to towns that have higher numbers of acres that are  
18 designated as closed under s. 77.83.

19 (d) A requirement that no grant may be awarded under this section without it  
20 being approved by the board of each county in which the land to be acquired is  
21 located.

22 (e) Requirements concerning the use of sound forestry practices on land  
23 acquired under this section.

1 (gm) A requirement that land acquired with a grant under this section be open  
2 to hunting, fishing, and trapping during all applicable hunting, fishing, and trapping  
3 seasons.

4 (4) USE OF LAND. Land acquired under this section may be used for purposes  
5 in addition to those specified in sub. (2) if the additional uses are compatible with the  
6 purposes specified in sub. (2).

7 **SECTION 2483.** 77.92 (4) of the statutes is amended to read:

8 77.92 (4) "Net business income," with respect to a partnership, means taxable  
9 income as calculated under section 703 of the Internal Revenue Code; plus the items  
10 of income and gain under section 702 of the Internal Revenue Code, including taxable  
11 state and municipal bond interest and excluding nontaxable interest income or  
12 dividend income from federal government obligations; minus the items of loss and  
13 deduction under section 702 of the Internal Revenue Code, except items that are not  
14 deductible under s. 71.21; plus guaranteed payments to partners under section 707  
15 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de),  
16 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (3g), (3h), (3s), (3n), (3p), (3t), (3w), ~~(5b)~~,  
17 (5e), (5f), (5g), ~~and (5h)~~, (5i), (5j), and (5k); and plus or minus, as appropriate,  
18 transitional adjustments, depreciation differences, and basis differences under s.  
19 71.05 (13), (15), (16), (17), and (19); but excluding income, gain, loss, and deductions  
20 from farming. "Net business income," with respect to a natural person, estate, or  
21 trust, means profit from a trade or business for federal income tax purposes and  
22 includes net income derived as an employee as defined in section 3121 (d) (3) of the  
23 Internal Revenue Code.

24 **SECTION 2483q.** 77.97 of the statutes is amended to read:

1           **77.97 Use of revenue.** The department of revenue shall deposit the  
2 surcharge, interest and penalties collected under this subchapter in the recycling  
3 and renewable energy fund under s. 25.49.

4           **SECTION 2484.** 77.98 of the statutes is amended to read:

5           **77.98 Imposition.** A local exposition district under subch. II of ch. 229 may  
6 impose a tax on the retail sale, except sales for resale, within the district's  
7 jurisdiction under s. 229.43 of products that are subject to a tax under s. 77.54 (20)  
8 ~~(e) 1. to 3. and not~~ candy, as defined in s. 77.51 (1fm), prepared food, as defined in s.  
9 77.51 (10m), and soft drinks, as defined in s. 77.51 (17w), unless exempt from the  
10 sales tax under s. 77.54 (1), (4), (7) (a), (7m), (9), (9a) ~~or (20) (e) 5., (20n) (b) and (c),~~  
11 and (20r).

12           **SECTION 2485.** 77.981 of the statutes is amended to read:

13           **77.981 Rate.** The tax under s. 77.98 is imposed on the sale of taxable products  
14 at the rate of 0.25% of the ~~gross receipts~~ sales price, except that the district, by a vote  
15 of a majority of the authorized members of its board of directors, may impose the tax  
16 at the rate of 0.5% of the ~~gross receipts~~ sales price. A majority of the authorized  
17 members of the district's board may vote that, if the balance in a special debt service  
18 reserve fund of the district is less than the requirement under s. 229.50 (5), the tax  
19 rate under this subchapter is 0.5%. The 0.5% rate shall be effective on the next  
20 January 1, April 1, July 1 or October 1, and this tax is irrevocable if any bonds issued  
21 by the district and secured by the special debt service reserve fund are outstanding.

22           **SECTION 2486ac.** 77.982 (2) of the statutes is amended to read:

23           77.982 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d), (14) (a) to  
24 (f), (j) and (k) and (14g), 77.52 ~~(1b)~~, (3), (6), (13), (14), (18), and (19), ~~77.53 (1b)~~, 77.58  
25 (1) to (5) and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they



1 apply to the taxes under subch. III, apply to the tax under this subchapter. Sections  
2 77.72 (1) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
3 this subchapter.

4 **SECTION 2486ae.** 77.982 (2) of the statutes, as affected by 2007 Wisconsin Act  
5 .... (this act), is repealed and recreated to read:

6 77.982 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (4),  
7 (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60,  
8 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes under  
9 subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the  
10 taxes under subch. V, applies to the tax under this subchapter.

11 **SECTION 2487.** 77.99 of the statutes is amended to read:

12 **77.99 Imposition.** A local exposition district under subch. II of ch. 229 may  
13 impose a tax at the rate of 3% of the ~~gross receipts~~ sales price on the rental, but not  
14 for rental and not for rental as a service or repair replacement vehicle, within the  
15 district's jurisdiction under s. 229.43, of Type 1 automobiles, as defined in s. 340.01  
16 (4) (a), by establishments primarily engaged in short-term rental of passenger cars  
17 without drivers, for a period of 30 days or less, unless the sale is exempt from the sales  
18 tax under s. 77.54 (1), (4), (7) (a), (7m), (9) or (9a). If the state makes a payment under  
19 s. 229.50 (7) to a district's special debt service reserve fund, a majority of the district's  
20 authorized board of directors may vote to increase the tax rate under this subchapter  
21 to 4%. A resolution to adopt the taxes imposed under this section, or an increase in  
22 the tax rate, shall be effective on the first January 1, April 1, July 1, or October 1  
23 following the adoption of the resolution or tax increase.

24 **SECTION 2488ac.** 77.991 (2) of the statutes is amended to read:

1           77.991 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14) (a)  
2 to (f), (j) and (k), 77.52 (1b), (4), (6), (13), (14), and (18), 77.53 (1b), 77.58 (1) to (5) and  
3 (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14) and 77.62, as they apply to the  
4 taxes under subch. III, apply to the tax under this subchapter. Sections 77.72 (1) and  
5 (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the tax under  
6 this subchapter. The renter shall collect the tax under this subchapter from the  
7 person to whom the passenger car is rented.

8           **SECTION 2488ae.** 77.991 (2) of the statutes, as affected by 2007 Wisconsin Act  
9 .... (this act), is repealed and recreated to read:

10           77.991 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (4),  
11 (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60,  
12 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes under  
13 subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the  
14 taxes under subch. V, applies to the tax under this subchapter. The renter shall  
15 collect the tax under this subchapter from the person to whom the passenger car is  
16 rented.

17           **SECTION 2489.** 77.994 (1) (intro.) of the statutes is amended to read:

18           77.994 (1) (intro.) Except as provided in sub. (2), a municipality or a county all  
19 of which is included in a premier resort area under s. 66.1113 may, by ordinance,  
20 impose a tax at a rate of 0.5% of the ~~gross receipts~~ sales price from the sale, license,  
21 lease, or rental in the municipality or county of goods or services that are taxable  
22 under subch. III made by businesses that are classified in the standard industrial  
23 classification manual, 1987 edition, published by the U.S. office of management and  
24 budget, under the following industry numbers:

25           **SECTION 2490.** 77.9941 (4) of the statutes is amended to read:

1           77.9941 (4) Sections 77.72 (1), ~~(2) (a) and (3) (a)~~, 77.73, 77.74, 77.75, 77.76 (1),  
2           (2), and (4), 77.77 (1) ~~and (2)~~, 77.785 (1), and 77.79, as they apply to the taxes under  
3           subch. V, apply to the tax under this subchapter.

4           **SECTION 2491.** 77.995 (2) of the statutes is repealed and recreated to read:

5           77.995 (2) There is imposed a fee at the rate of 5% of the sales price on the  
6           rental, but not for rental and not for rental as a service or repair replacement  
7           vehicle of Type 1 automobiles, as defined in s. 340.01 (4) (a); of mobile homes, as  
8           defined in s. 340.01 (29); of motor homes, as defined in s. 340.01 (33m); and of  
9           camping trailers, as defined in s. 340.01 (6m) by establishments primarily engaged  
10          in short-term rental of vehicles without drivers, for a period of 30 days or less, unless  
11          the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m) or (9a). There  
12          is also imposed a fee at the rate of 5% of the sales price on the rental of limousines.

13          **SECTION 2492ac.** 77.9951 (2) of the statutes is amended to read:

14          77.9951 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
15          (a) to (f), (j) and (k), 77.52 ~~(1b)~~, (4), (6), (13), (14), and (18), ~~77.53 (1b)~~, 77.58 (1) to (5)  
16          and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply  
17          to the taxes under subch. III, apply to the fee under this subchapter. The renter shall  
18          collect the fee under this subchapter from the person to whom the vehicle is rented.

19          **SECTION 2492ae.** 77.9951 (2) of the statutes, as affected by 2007 Wisconsin Act  
20          .... (this act), is repealed and recreated to read:

21          77.9951 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3),  
22          (4), (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59,  
23          77.60, 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes  
24          under subch. III, apply to the fee under this subchapter. The renter shall collect the  
25          fee under this subchapter from the person to whom the vehicle is rented.

1           **SECTION 2493.** 77.996 (6) of the statutes is amended to read:

2           77.996 (6) “Gross receipts” has the meaning given in s. 77.51 (4) (a), (b) 1. and  
3           ~~5., (c) 1. to 4., and (d)~~ means the sales price, as defined in s. 77.51 (15b), of tangible  
4           personal property and taxable services sold by a dry cleaning facility. “Gross  
5           receipts” does not include the license fee imposed under s. 77.9961 (1m) that is passed  
6           on to customers.

7           **SECTION 2494.** 77.9961 (1m) of the statutes is amended to read:

8           77.9961 (1m) Every person operating a dry cleaning facility shall pay to the  
9           department a fee for each dry cleaning facility that the person operates. The fee shall  
10          be paid in installments, as provided in sub. (2), and each installment is equal to ~~1.8%~~  
11          2.8 percent of the gross receipts from the previous 3 months from dry cleaning  
12          apparel and household fabrics, but not from formal wear the facility rents to the  
13          general public.

14          **SECTION 2495ac.** 77.9972 (2) of the statutes is amended to read:

15          77.9972 (2) Sections 77.51 (4) (a), (b) 1., 2., and 4., (c) 1. to 3. and (d) and (14)  
16          (a) to (f), (j), and (k), 77.52 (1b) (4), (6), (13), (14), and (18), ~~77.53 (1b)~~, 77.58 (1) to (5)  
17          and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9), and (12) to (14), and 77.62, as they apply  
18          to the taxes under subch. III, apply to the fee under this subchapter. Sections 77.72  
19          (1) and (2) (a) and 77.73, as they apply to the taxes under subch. V, apply to the fee  
20          under this subchapter. The renter shall collect the fee under this subchapter from  
21          the person to whom the passenger car is rented.

22          **SECTION 2495ae.** 77.9972 (2) of the statutes, as affected by 2007 Wisconsin Act  
23          .... (this act), is repealed and recreated to read:

24          77.9972 (2) Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3),  
25          (4), (13), (14), (18), and (19), 77.53 (1b), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59,

1 77.60, 77.61 (2), (3m), (5), (8), (9), and (12) to (15), and 77.62, as they apply to the taxes  
2 under subch. III, apply to the fee under this subchapter. Section 77.73, as it applies  
3 to the taxes under subch. V, applies to the fee under this subchapter. The renter shall  
4 collect the fee under this subchapter from the person to whom the passenger car is  
5 rented.

6 **SECTION 2505d.** 79.04 (1) (intro.) of the statutes is amended to read:

7 79.04 (1) (intro.) Annually, except for production plants that begin operation  
8 after December 31, 2003, or begin operation as a repowered production plant after  
9 December 31, 2003, and except as provided in sub. (4m), the department of  
10 administration, upon certification by the department of revenue, shall distribute to  
11 a municipality having within its boundaries a production plant, general structure,  
12 or substation, used by a light, heat, or power company assessed under s. 76.28 (2) or  
13 76.29 (2), except property described in s. 66.0813 unless the production plant or  
14 substation is owned or operated by a local governmental unit located outside of the  
15 municipality, or by an electric cooperative assessed under ss. 76.07 and 76.48,  
16 respectively, or by a municipal electric company under s. 66.0825 the amount  
17 determined as follows:

18 **SECTION 2505dm.** 79.04 (1) (a) of the statutes is amended to read:

19 79.04 (1) (a) An amount from the shared revenue account or, for the  
20 distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,  
21 determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
22 of a city or village, the first \$125,000,000 of the amount shown in the account, plus  
23 leased property, of each public utility except qualified wholesale electric companies,  
24 as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for “production  
25 plant, exclusive of land,” “general structures,” and “substations,” in the case of light,

1 heat and power companies, electric cooperatives or municipal electric companies, for  
2 all property within a municipality in accordance with the system of accounts  
3 established by the public service commission or rural electrification administration,  
4 less depreciation thereon as determined by the department of revenue and less the  
5 value of treatment plant and pollution abatement equipment, as defined under s.  
6 70.11 (21) ~~(a)~~, as determined by the department of revenue plus an amount from the  
7 shared revenue account or, for the distribution in 2003, from the appropriation under  
8 s. 20.835 (1) (t), 2003 stats., determined by multiplying by 3 mills in the case of a  
9 town, and 6 mills in the case of a city or village, of the first \$125,000,000 of the total  
10 original cost of production plant, general structures, and substations less  
11 depreciation, land and approved waste treatment facilities of each qualified  
12 wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to the  
13 department of revenue of all property within the municipality. The total of amounts,  
14 as depreciated, from the accounts of all public utilities for the same production plant  
15 is also limited to not more than \$125,000,000. The amount distributable to a  
16 municipality under this subsection and sub. (6) in any year shall not exceed \$300  
17 times the population of the municipality, increased annually by \$125 per person  
18 beginning in 2009.

19 **SECTION 2505e.** 79.04 (1) (b) 1. of the statutes is amended to read:

20 79.04 (1) (b) 1. Beginning with the distribution under this subsection in 1991,  
21 and ending with the distribution under this subsection in 2008, the amount  
22 determined under par. (a) to value property used by a light, heat or power company  
23 in a municipality may not be less than the amount determined to value the property  
24 for the distribution to the municipality under this subsection in 1990, subject to  
25 subds. 2., 3. and 4.

1           **SECTION 2505f.** 79.04 (2) (a) of the statutes is amended to read:

2           79.04 (2) (a) Annually, except for production plants that begin operation after  
3           December 31, 2003, or begin operation as a repowered production plant after  
4           December 31, 2003, and except as provided in sub. (4m), the department of  
5           administration, upon certification by the department of revenue, shall distribute  
6           from the shared revenue account or, for the distribution in 2003, from the  
7           appropriation under s. 20.835 (1) (t), 2003 stats., to any county having within its  
8           boundaries a production plant, general structure, or substation, used by a light, heat  
9           or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
10          in s. 66.0813 unless the production plant or substation is owned or operated by a local  
11          governmental unit that is located outside of the municipality in which the production  
12          plant or substation is located, or by an electric cooperative assessed under ss. 76.07  
13          and 76.48, respectively, or by a municipal electric company under s. 66.0825 an  
14          amount determined by multiplying by 6 mills in the case of property in a town and  
15          by 3 mills in the case of property in a city or village the first \$125,000,000 of the  
16          amount shown in the account, plus leased property, of each public utility except  
17          qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December  
18          31 of the preceding year for “production plant, exclusive of land,” “general  
19          structures,” and “substations,” in the case of light, heat and power companies,  
20          electric cooperatives or municipal electric companies, for all property within the  
21          municipality in accordance with the system of accounts established by the public  
22          service commission or rural electrification administration, less depreciation thereon  
23          as determined by the department of revenue and less the value of treatment plant  
24          and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined  
25          by the department of revenue plus an amount from the shared revenue account or,

1 for the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003  
2 stats., determined by multiplying by 6 mills in the case of property in a town, and 3  
3 mills in the case of property in a city or village, of the total original cost of production  
4 plant, general structures, and substations less depreciation, land and approved  
5 waste treatment facilities of each qualified wholesale electric company, as defined in  
6 s. 76.28 (1) (gm), as reported to the department of revenue of all property within the  
7 municipality. The total of amounts, as depreciated, from the accounts of all public  
8 utilities for the same production plant is also limited to not more than \$125,000,000.  
9 The amount distributable to a county under this subsection and sub. (6) in any year  
10 shall not exceed \$100 times the population of the county, increased annually by \$25  
11 per person beginning in 2009.

12 **SECTION 2505g.** 79.04 (2) (am) 1. of the statutes is amended to read:

13 79.04 (2) (am) 1. Beginning with the distribution under this subsection in 1991,  
14 and ending with the distribution under this subsection in 2008, the amount  
15 determined under par. (a) to value property used by a light, heat or power company  
16 in a county may not be less than the amount determined to value the property for the  
17 distribution to the county under this subsection in 1990, subject to subds. 2. and 3.

18 **SECTION 2505h.** 79.04 (4m) of the statutes is created to read:

19 79.04 (4m) Beginning with distributions in 2009, for production plants  
20 described under subs. (1) and (2), if in any year the payments to the municipality and  
21 county in which the production plant is located would be greater under subs. (6) and  
22 (7) (c) 1. based on the production plant's name-plate capacity than under sub. (1) or  
23 (2) based on the depreciated net book value of the production plant, the municipality  
24 and county shall receive payments under subs. (6) and (7) (c) 1., rather than under  
25 sub. (1) or (2), beginning in that year and in each year thereafter.



1           **SECTION 2505i.** 79.04 (6) (a) of the statutes is amended to read:

2           79.04 (6) (a) Annually, beginning in 2005, for production plants that begin  
3 operation after December 31, 2003, or begin operation as a repowered production  
4 plant after December 31, 2003, except as provided in sub. (4m), the department of  
5 administration, upon certification by the department of revenue, shall distribute  
6 payments from the public utility account, as determined under par. (b), to each  
7 municipality and county in which a production plant is located, if the production  
8 plant has a name-plate capacity of at least one megawatt and is used by a light, heat,  
9 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
10 in s. 66.0813, unless the production plant is owned or operated by a local  
11 governmental unit located outside of the municipality; by a qualified wholesale  
12 electric company, as defined in s. 76.28 (1) (gm); by a wholesale merchant plant, as  
13 defined in s. 196.491 (1) (w); by an electric cooperative assessed under ss. 76.07 and  
14 76.48, respectively; or by a municipal electric company under s. 66.0825.

15           **SECTION 2511.** 79.10 (1m) (b) of the statutes is amended to read:

16           79.10 (1m) (b) Counties and municipalities shall submit to the department of  
17 revenue all data related to the lottery and gaming credit and the first dollar credit  
18 as requested by the department of revenue.

19           **SECTION 2512.** 79.10 (2) of the statutes is renumbered 79.10 (2) (a) and  
20 amended to read:

21           79.10 (2) (a) NOTICE TO MUNICIPALITIES. On or before December 1 of the year  
22 preceding the distribution under sub. (7m) (a), the department of revenue shall  
23 notify the clerk of each town, village and city of the estimated fair market value, as  
24 determined under sub. (11) (c), to be used to calculate the lottery and gaming credit  
25 under sub. (5) and of the amount to be distributed to it under sub. (7m) (a) on the

1 following 4th Monday in July. The anticipated receipt of such distribution shall not  
2 be taken into consideration in determining the tax rate of the municipality but shall  
3 be applied as tax credits.

4 **SECTION 2513.** 79.10 (2) (b) of the statutes is created to read:

5 79.10 (2) (b) On or before December 1 of the year preceding the distribution  
6 under sub. (7m) (c), the department of revenue shall notify the clerk of each town,  
7 village, and city of the estimated fair market value, as determined under sub. (11)  
8 (d), used to calculate the first dollar credit under sub. (5m) and of the amount to be  
9 distributed to it under sub. (7m) (c) on the following 4th Monday in July. The  
10 anticipated receipt of such distribution shall not be taken into consideration in  
11 determining the tax rate of the municipality but shall be applied as tax credits.

12 **SECTION 2514.** 79.10 (4) of the statutes is amended to read:

13 79.10 (4) SCHOOL LEVY TAX CREDIT. The Except as provided in sub. (5m), the  
14 amount appropriated under s. 20.835 (3) (b) shall be distributed to municipalities in  
15 proportion to their share of the sum of average school tax levies for all municipalities.

16 **SECTION 2515.** 79.10 (5) of the statutes is amended to read:

17 79.10 (5) LOTTERY AND GAMING CREDIT. Each municipality shall receive, from the  
18 appropriation under s. 20.835 (3) (q), an amount determined by multiplying the  
19 school tax rate by the estimated fair market value, not exceeding the value  
20 determined under sub. (11) (c), of every principal dwelling that is located in the  
21 municipality and for which a claim for the credit under sub. (9) (bm) is made by the  
22 owner of the principal dwelling.

23 **SECTION 2516.** 79.10 (5m) of the statutes is created to read:

24 79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the  
25 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the

1 school tax rate by the estimated fair market value, not exceeding the value  
2 determined under sub. (11) (d), of every parcel of real property with improvements  
3 that is located in the municipality.

4 **SECTION 2517.** 79.10 (6m) (a) of the statutes is amended to read:

5 79.10 **(6m)** (a) Except as provided in pars. (b) and (c), if the department of  
6 administration or the department of revenue determines by October 1 of the year of  
7 any distribution under subs. (4) ~~and, (5), and (5m)~~ that there was an overpayment  
8 or underpayment made in that year's distribution by the department of  
9 administration to municipalities, as determined under subs. (4) ~~and, (5), and (5m)~~,  
10 because of an error by the department of administration, the department of revenue  
11 or any municipality, the overpayment or underpayment shall be corrected as  
12 provided in this paragraph. Any overpayment shall be corrected by reducing the  
13 subsequent year's distribution, as determined under subs. (4) ~~and, (5), and (5m)~~, by  
14 an amount equal to the amount of the overpayment. Any underpayment shall be  
15 corrected by increasing the subsequent year's distribution, as determined under  
16 subs. (4) ~~and, (5), and (5m)~~, by an amount equal to the amount of the underpayment.  
17 Corrections shall be made in the distributions to all municipalities affected by the  
18 error. Corrections shall be without interest.

19 **SECTION 2518.** 79.10 (7m) (c) of the statutes is created to read:

20 79.10 **(7m)** (c) *First dollar credit.* 1. The amount determined under sub. (5m)  
21 shall be distributed from the appropriation under s. 20.835 (3) (b) by the department  
22 of administration on the 4th Monday in July.

23 2. The town, village, or city treasurer shall settle for the amounts distributed  
24 on the 4th Monday in July under this paragraph with the appropriate county  
25 treasurer not later than August 15. Failure to settle timely under this subdivision

1 subjects the town, village, or city treasurer to the penalties under s. 74.31. On or  
2 before August 20, the county treasurer shall settle with each taxing jurisdiction,  
3 including towns, villages, and cities except 1st class cities, in the county.

4 **SECTION 2519.** 79.10 (9) (bn) of the statutes is created to read:

5 79.10 (9) (bn) *First dollar credit.* Except as provided in ss. 79.175 and 79.18,  
6 and subject to s. 79.15, the first dollar credit shall be allocated to every parcel of real  
7 estate on which improvements are located in an amount determined by multiplying  
8 the estimated fair market value of the property, not exceeding the value determined  
9 under sub. (11) (d), by the school tax rate.

10 **SECTION 2520.** 79.10 (9) (c) 3. of the statutes is created to read:

11 79.10 (9) (c) 3. The credit under par. (bn) shall reduce the property taxes  
12 otherwise payable.

13 **SECTION 2521.** 79.10 (11) (d) of the statutes is created to read:

14 79.10 (11) (d) Before December 1, the department of revenue shall calculate,  
15 to the nearest \$100, the estimated fair market value necessary to distribute the total  
16 amount available for distribution under s. 79.15.

17 **SECTION 2522.** 79.14 of the statutes is amended to read:

18 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for  
19 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;  
20 \$469,305,000 beginning in 1997 and ending in 2006; and \$593,050,000 in each year  
21 thereafter.

22 **SECTION 2523.** 79.15 of the statutes is created to read:

23 **79.15 Improvements credit.** Beginning in 2009, the total amount paid each  
24 year to municipalities from the appropriation account under s. 20.835 (3) (b) for the  
25 payments under s. 79.10 (5m) is \$100,000,000.

1           **SECTION 2532.** 84.09 (1) of the statutes is amended to read:

2           84.09 (1) The department may acquire by gift, devise, purchase or  
3 condemnation any lands for establishing, laying out, widening, enlarging,  
4 extending, constructing, reconstructing, improving and maintaining highways and  
5 other transportation related facilities, or interests in lands in and about and along  
6 and leading to any or all of the same; and after establishment, layout and completion  
7 of such improvements, the department may convey such lands thus acquired and not  
8 necessary for such improvements, with reservations concerning the future use and  
9 occupation of such lands so as to protect such public works and improvements and  
10 their environs and to preserve the view, appearance, light, air and usefulness of such  
11 public works. Whenever the department deems it necessary to acquire any such  
12 lands or interests therein for any transportation related purpose, it shall so order and  
13 in such order or on a map or plat show the old and new locations and the lands and  
14 interests required, and shall file a copy of the order and map with the county clerk  
15 and county highway committee of each county in which such lands or interests are  
16 required or, in lieu of filing a copy of the order and map, may file or record a plat in  
17 accordance with s. 84.095. For the purposes of this section the department may  
18 acquire private or public lands or interests in such lands. When so provided in the  
19 department's order, such land shall be acquired in fee simple. Unless it elects to  
20 proceed under sub. (3), the department shall endeavor to obtain easements or title  
21 in fee simple by conveyance of the lands or interests required at a price, including  
22 any damages, deemed reasonable by the department. The instrument of conveyance  
23 shall name the state as grantee and shall be recorded in the office of the register of  
24 deeds. The purchase or acquisition of lands or interests therein under this section  
25 is excepted and exempt from s. 20.914 (1). The department may purchase or accept

1 donations of remnants of tracts or parcels of land existing at the time or after it has  
2 acquired portions of such tracts or parcels by purchase or condemnation for  
3 transportation purposes where in the judgment of the department such action would  
4 assist in making whole the landowner, a part of whose lands have been taken for  
5 transportation purposes and would serve to minimize the overall costs of such taking  
6 by the public. This subsection does not apply to lands that are sold under s. 16.848.

7 **SECTION 2533.** 84.185 (1) (ce) of the statutes is amended to read:

8 84.185 (1) (ce) “Job” has the meaning specified in s. ~~560.60 (10)~~ 560.17 (1) (bm).

9 **SECTION 2534.** 84.185 (1) (cm) of the statutes is amended to read:

10 84.185 (1) (cm) “Political subdivision” ~~has the meaning specified in s. 560.60~~  
11 ~~(13)~~ means a county, city, town, or village.

12 **SECTION 2537.** 84.59 (2) (b) of the statutes is amended to read:

13 84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and  
14 distinct special fund outside the state treasury, in an account maintained by a  
15 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),  
16 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),  
17 and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), (4), and  
18 (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265  
19 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.30 (3), 341.305 (3), 341.308 (3),  
20 341.36 (1) and (1m), 341.51 (2), and 342.14, except s. 342.14 (1r), and from any  
21 payments received with respect to agreements or ancillary arrangements entered  
22 into under s. 18.55 (6) with respect to revenue obligations issued under this section.

23 The revenues deposited are the trustee’s revenues in accordance with the agreement  
24 between this state and the trustee or in accordance with the resolution pledging the  
25 revenues to the repayment of revenue obligations issued under this section. Revenue

1 obligations issued for the purposes specified in sub. (1) and for the repayment of  
2 which revenues are deposited under this paragraph are special fund obligations, as  
3 defined in s. 18.52 (7), issued for special fund programs, as defined in s. 18.52 (8).

4 **SECTION 2538.** 84.59 (6) of the statutes is amended to read:

5 84.59 (6) The building commission may contract revenue obligations when it  
6 reasonably appears to the building commission that all obligations incurred under  
7 this section can be fully paid from moneys received or anticipated and pledged to be  
8 received on a timely basis. Except as provided in this subsection, the principal  
9 amount of revenue obligations issued under this section may not exceed  
10 \$2,324,377,900, excluding any obligations that have been defeased under a cash  
11 optimization program administered by the building commission, to be used for  
12 transportation facilities under s. 84.01 (28) and major highway projects for the  
13 purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
14 amount, the building commission may contract revenue obligations under this  
15 section as the building commission determines is desirable to refund outstanding  
16 revenue obligations contracted under this section, to make payments under  
17 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect  
18 to revenue obligations issued under this section, and to pay expenses associated with  
19 revenue obligations contracted under this section.

20 **SECTION 2542.** 85.037 of the statutes is amended to read:

21 **85.037 Certification of fees collected.** ~~Annually, no later than October 1,~~  
22 ~~the Beginning with the 2008-09 fiscal year, the secretary of transportation shall~~  
23 ~~certify to the secretary of administration, no later than 14 days after the last day of~~  
24 ~~each quarter of each fiscal year, the amount of fees collected under s. 342.14 (3m)~~  
25 ~~during the ~~previous fiscal year~~ that quarter, for the purpose of determining the~~

1 amounts to be transferred under s. 20.855 (4) (f) ~~during the current fiscal year.~~ No  
2 later than 14 days after the last day of each quarter of each fiscal year, the secretary  
3 of administration shall transfer, under s. 20.855 (4) (f), from the general fund to the  
4 environmental fund the amount of fees collected under s. 342.14 (3m) during that  
5 quarter.

6 **SECTION 2544.** 85.09 (4i) of the statutes is amended to read:

7 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or  
8 private sale rail property acquired under sub. (4) when the department determines  
9 that the rail property is not necessary for a public purpose and, if real property, the  
10 real property is not the subject of a petition under s. 560.9810 (2). Upon receipt of  
11 the full purchase price, the department shall, by appropriate deed or other  
12 instrument, transfer the rail property to the purchaser. The funds derived from sales  
13 under this subsection shall be deposited in the transportation fund, and the expense  
14 incurred by the department in connection with the sale shall be paid from the  
15 appropriation under s. 20.395 (2) (bq). This subsection does not apply to real  
16 property that is sold under s. 16.848.

17 **SECTION 2549.** 85.24 (4) (b) of the statutes is amended to read:

18 85.24 (4) (b) Paragraph (a) does not prohibit the disclosure of the information  
19 to the extent necessary to administer the ride-sharing program nor, if requested  
20 under s. 49.22 (2m), does it prohibit disclosure of the name or address of a person or  
21 of his or her employer to the department of ~~workforce development~~ children and  
22 families or a county child support agency under s. 59.53 (5).

23 **SECTION 2550.** 85.24 (4) (c) of the statutes is amended to read:

24 85.24 (4) (c) Any person who willfully discloses or who, under false pretenses,  
25 willfully requests or obtains information in violation of par. (a) may be required to



1       forfeit not more than \$500 for each violation. This paragraph does not apply to  
2       information disclosed, requested or obtained to the extent necessary to administer  
3       the ride-sharing program or, if requested under s. 49.22 (2m), to the department of  
4       ~~workforce development~~ children and families or a county child support agency under  
5       s. 59.53 (5).

6               **SECTION 2551.** 86.195 (3) (b) 3. of the statutes is amended to read:

7               86.195 (3) (b) 3. Fifty percent of the ~~gross receipts~~ sales price, as defined in s.  
8       77.51 (15b), of the business are from ~~meal, food, the sale of food product and beverage~~  
9       sales and food ingredients, as defined in s. 77.51 (3t), that are taxable under s. ~~77.54~~  
10       ~~(20) (e)~~ subch. III of ch. 77; and

11              **SECTION 2557m.** 86.31 (3t) of the statutes is created to read:

12              86.31 (3t) PAYMENTS RELATED TO ENVIRONMENTAL REVIEW OF LOCAL PROJECTS.  
13       Notwithstanding limitations on the amount and use of aids provided under this  
14       section, or on eligibility requirements for receiving aids under this section, and  
15       subject to any applicable interagency agreement between the department of  
16       transportation and the department of natural resources, the department of  
17       transportation may make a payment in each fiscal year to the department of natural  
18       resources to support 3.0 full-time equivalent positions in the department of natural  
19       resources related to the environmental review of local transportation projects.  
20       Notwithstanding sub. (3), any payment under this subsection shall be made from the  
21       appropriation under s. 20.395 (2) (fr) before making any other allocation of funds  
22       under sub. (3). After the department of transportation makes the payment under  
23       this subsection, the allocation of funds under sub. (3) shall be reduced  
24       proportionately to reflect the amount of the payment.

25              **SECTION 2558.** 88.15 of the statutes is repealed.

1           **SECTION 2589.** 93.06 (1q) of the statutes is amended to read:

2           93.06 **(1q)** ~~MARKETING~~ AGRICULTURAL DEVELOPMENT SERVICES. Provide  
3 ~~marketing agricultural development~~ services upon request and charge a fee for those  
4 services, but the fee may not exceed the department's cost of providing those services.

5           **SECTION 2590.** 93.135 (1m) (a) of the statutes is amended to read:

6           93.135 **(1m)** (a) If an individual who applies for the issuance or renewal of a  
7 license, registration, registration certificate or certification specified in sub. (1) does  
8 not have a social security number, the department shall require the applicant, as a  
9 condition of issuing or renewing the license, registration, registration certificate or  
10 certification, to submit a statement made or subscribed under oath or affirmation  
11 that the applicant does not have a social security number. The statement shall be  
12 in the form prescribed by the department of ~~workforce development~~ children and  
13 families.

14           **SECTION 2591.** 93.135 (2) of the statutes is amended to read:

15           93.135 **(2)** The department of agriculture, trade and consumer protection may  
16 not disclose any information received under sub. (1) to any person except to the  
17 department of ~~workforce development~~ children and families in accordance with a  
18 memorandum of understanding under s. 49.857.

19           **SECTION 2592.** 93.135 (3) of the statutes is amended to read:

20           93.135 **(3)** The department shall deny an application for the issuance or  
21 renewal of a license, registration, registration certificate or certification specified in  
22 sub. (1) or shall suspend or restrict a license, registration, registration certificate or  
23 certification specified in sub. (1) for failure to make court-ordered payments of child  
24 or family support, maintenance, birth expenses, medical expenses or other expenses  
25 related to the support of a child or a former spouse or failure to comply, after

1 appropriate notice, with a subpoena or warrant issued by the department of  
2 workforce development children and families or a county child support agency under  
3 s. 59.53 (5) and relating to paternity or child support proceedings, as required in a  
4 memorandum of understanding under s. 49.857.

5 **SECTION 2592g.** 93.23 (1) (a) 1. (intro.) of the statutes is amended to read:

6 93.23 (1) (a) 1. (intro.) To each county, and any organized agricultural society,  
7 association, or board in the state that complies with the requirements of this section,  
8 ~~50% of the amount actually paid in net premiums in the junior division~~ 95 percent  
9 of the first \$8,000 paid in net premiums and 70 percent of all net premiums paid in  
10 excess of \$8,000 at its annual fair upon livestock, articles of production, educational  
11 exhibits, agricultural implements and tools, domestic manufactures, mechanical  
12 implements, and productions, but not more than \$10,000 per fair, subject to all of the  
13 following:

14 **SECTION 2593p.** 93.45 of the statutes is created to read:

15 **93.45 Buy local, buy Wisconsin.** The department shall conduct a program  
16 to increase awareness and consumption of locally produced foods and related  
17 products and to increase the production and improve the distribution of foods and  
18 related products for local consumption. In the program, the department shall  
19 emphasize the development of regional food and cultural tourism trails and the  
20 development of regional food systems through activities such as creating or  
21 expanding facilities for the processing and distribution of food for local consumption;  
22 creating or supporting networks of producers; and strengthening connections  
23 between producers, retailers, institutions, and consumers and nearby producers.

24 **SECTION 2594c.** 93.48 of the statutes is created to read:

1           **93.48 Buy local grant program.** (1) The department may award grants from  
2 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund  
3 projects that are designed to increase the sale of agricultural products grown in this  
4 state that are purchased in close proximity to where they are produced. The  
5 department shall promulgate rules for the program under this section.

6           (2) The department may make grants under this section for any of the following  
7 purposes:

8           (a) To create, promote, and support regional food and cultural tourism trails.

9           (b) To promote the development of regional food systems through activities  
10 such as creating or expanding facilities for the processing and distribution of food for  
11 local consumption; creating or supporting networks of producers; and strengthening  
12 connections between producers, retailers, institutions, and consumers and nearby  
13 producers.

14           **SECTION 2594g.** 93.55 (2) of the statutes is amended to read:

15           93.55 (2) COLLECTION GRANTS. The department may award a grant to a county  
16 for a chemical and container collection program. A grant under this subsection shall  
17 may not fund all or a part more than 75 percent of the cost of a program. Costs eligible  
18 for funding include the cost of establishing a collection site for chemicals and  
19 chemical containers, the cost of transporting chemical containers to a dealer or  
20 distributor for refill and reuse or to a hazardous waste facility, as defined in s. 291.01  
21 (8), and costs associated with the proper use and handling and disposal or recycling  
22 of chemicals and chemical containers. Grants shall be paid from the appropriation  
23 under s. 20.115 (7) (va).

24           **SECTION 2594i.** 93.57 of the statutes is amended to read:

1           **93.57 Household hazardous waste.** The department shall administer a  
2 grant program to assist municipalities and regional planning commissions in  
3 creating and operating local programs for the collection and disposal of household  
4 hazardous waste. The department may also provide grants under this section for  
5 county, municipal, and regional planning commission programs to collect unwanted  
6 prescription drugs. The department may not make a grant under this section in an  
7 amount that exceeds 75 percent of the cost of a program. The department shall  
8 allocate two-thirds of the funds available from the appropriation account under s.  
9 20.115 (7) (va) in each fiscal year for grants under this section.

10           **SECTION 2594p.** 93.60 of the statutes is created to read:

11           **93.60 Grazing lands conservation grant.** The department shall award a  
12 grant in each fiscal year, from the appropriation account under s. 20.115 (4) (s), for  
13 technical education and research under the Wisconsin grazing lands conservation  
14 initiative.

15           **SECTION 2595.** 93.75 of the statutes is repealed.

16           **SECTION 2595n.** 94.64 (3r) (b) of the statutes is amended to read:

17           94.64 (3r) (b) Beginning with the license year that begins on August 15, 2000  
18 2007, a person applying for a license under sub. (3) shall pay the following  
19 agricultural chemical cleanup surcharges, unless the department establishes lower  
20 different surcharges under s. 94.73 (15) after the effective date of this paragraph ...  
21 [revisor inserts date]:

22           1. For each business location and each mobile unit that the applicant uses to  
23 manufacture fertilizer in this state, other than a business location or mobile unit that  
24 is also licensed under s. 94.685 or 94.703, \$20 \$14.

1           2. If the applicant distributes, but does not manufacture, fertilizer in this state,  
2     \$20 \$14.

3           **SECTION 2595p.** 94.64 (4) (a) 5. of the statutes is amended to read:

4           94.64 (4) (a) 5. An agricultural chemical cleanup surcharge of ~~63~~ 44 cents per  
5     ton on all fertilizer that the person sells or distributes in this state after June 30, ~~2005~~  
6     2007, unless the department establishes a lower different surcharge under s. 94.73  
7     (15) after the effective date of this subdivision .... [revisor inserts date].

8           **SECTION 2595r.** 94.681 (3) (a) of the statutes is amended to read:

9           94.681 (3) (a) If the applicant sells less than \$25,000 of the product during the  
10     payment period for use in this state, ~~\$5~~ \$3.50.

11          **SECTION 2595s.** 94.681 (3) (b) of the statutes is amended to read:

12          94.681 (3) (b) If the applicant sells at least \$25,000 but less than \$75,000 of that  
13     product during the payment period for use in this state, ~~\$170~~ \$120.

14          **SECTION 2595t.** 94.681 (3) (c) of the statutes is amended to read:

15          94.681 (3) (c) If the applicant sells at least \$75,000 of that product during the  
16     payment period for use in this state, an amount equal to ~~1.1%~~ 0.75 percent of gross  
17     revenues from sales of the product during the payment period for use in this state.

18          **SECTION 2595w.** 94.685 (3) (a) 2. of the statutes is amended to read:

19          94.685 (3) (a) 2. An agricultural chemical cleanup surcharge of ~~\$40~~ \$28, unless  
20     the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
21     ~~that the dealer or distributor need not pay the surcharge for the license years that~~  
22     ~~begin on January 1, 1999, and on January 1, 2000~~ after the effective date of this  
23     subdivision .... [revisor inserts date].

24          **SECTION 2596.** 94.695 of the statutes is repealed.

25          **SECTION 2596e.** 94.703 (3) (a) 2. of the statutes is amended to read:

1           94.703 (3) (a) 2. An agricultural chemical cleanup surcharge of \$55 \$38, unless  
2           the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
3           ~~that the person need not pay the surcharge for the license years that begin on~~  
4           ~~January 1, 1999, and on January 1, 2000~~ after the effective date of this subdivision  
5           ~~....~~ [revisor inserts date].

6           **SECTION 2596g.** 94.704 (3) (a) 2. of the statutes is amended to read:

7           94.704 (3) (a) 2. An agricultural chemical cleanup surcharge of \$20 \$14, unless  
8           the department establishes a lower different surcharge under s. 94.73 (15), ~~except~~  
9           ~~that the person need not pay the surcharge for the license years that begin on~~  
10          ~~January 1, 1999, and on January 1, 2000~~ after the effective date of this subdivision  
11          ~~....~~ [revisor inserts date].

12          **SECTION 2597.** 94.73 (2) (c) of the statutes is amended to read:

13          94.73 (2) (c) The department may issue an order under par. (a) on a summary  
14          basis without prior notice or a prior hearing if the department determines that a  
15          summary order is necessary to prevent imminent harm to public health or safety or  
16          to the environment. If the recipient of a summary order requests a hearing on that  
17          order, the department shall hold a hearing within 10 days after it receives the  
18          request unless the recipient agrees to a later hearing date. The department is not  
19          required to stay enforcement of a summary order issued under this paragraph  
20          pending the outcome of the hearing. If the responsible person prevails after a  
21          hearing, the department shall reimburse the responsible person from the  
22          appropriation under s. 20.115 (7) ~~(e)~~ ~~or~~ (wm) for the corrective action costs incurred  
23          as the result of the department's order.

24          **SECTION 2598.** 94.73 (7) (a) of the statutes is amended to read:

1           94.73 (7) (a) The department may make payments to a responsible person who  
2 is eligible for reimbursement under sub. (3) if the department has authorized  
3 reimbursement to that person under sub. (6). The department shall make payment  
4 from the appropriation ~~accounts~~ account under s. 20.115 (7) ~~(e) and (wm)~~, subject to  
5 the availability of funds in ~~those~~ that appropriation ~~accounts~~ account. If there are  
6 insufficient funds to pay the full amounts authorized under sub. (6) to all eligible  
7 responsible persons, the department shall distribute payments in the order in which  
8 applications were received, unless the department specifies, by rule, a different order  
9 of payment.

10           **SECTION 2598e.** 94.73 (15) (a) of the statutes is amended to read:

11           94.73 (15) (a) ~~The~~ Subject to par. (am), the department may, by rule, ~~reduce~~  
12 modify any of the surcharges in ss. 94.64 (3r) (b) and (4) (a) 5., 94.681 (3), 94.685 (3)  
13 (a) 2., 94.703 (3) (a) 2., and 94.704 (3) (a) 2. ~~below the amounts specified in those~~  
14 ~~provisions.~~ The department shall adjust surcharge amounts as necessary to  
15 maintain a balance in the agricultural chemical cleanup fund at the end of each fiscal  
16 year of not more than \$2,500,000, ~~but may not increase a surcharge amount over the~~  
17 ~~amount specified in s. 94.64 (3r) (b) or (4) (a) 5., 94.681 (3), 94.685 (3) (a) 2., 94.703~~  
18 ~~(3) (a) 2., or 94.704 (3) (a) 2.~~

19           **SECTION 2598f.** 94.73 (15) (am) of the statutes is created to read:

20           94.73 (15) (am) The department may not increase a surcharge above the  
21 following amount:

- 22           1. Under s. 94.64 (3r) (b) 1. and 2., \$20.
- 23           2. Under s. 94.64 (4) (a) 5., 63 cents per ton.
- 24           3. Under s. 94.681 (3) (a), \$5.
- 25           4. Under s. 94.681 (3) (b), \$170.



1           5. Under s. 94.681 (3) (c), 1.1 percent of gross revenues.

2           6. Under s. 94.685 (3) (a) 2., \$40.

3           7. Under s. 94.703 (3) (a) 2., \$55.

4           8. Under s. 94.704 (3) (a) 2., \$20.

5           **SECTION 2599.** 94.74 of the statutes is created to read:

6           **94.74 Prevention of pollution from agricultural chemicals.** (1) In this  
7 section, “agricultural chemical” has the meaning given in s. 94.73 (1) (a).

8           (2) The department may provide financial assistance to a business to pay not  
9 more than 50 percent of the costs of capital improvements designed to prevent  
10 pollution from agricultural chemicals. Under this section, the department may not  
11 provide funding for capital improvements at any site in an amount that exceeds  
12 \$500,000 less any amount received under s. 94.73 for the site. The department may  
13 not expend more than \$250,000 per fiscal year under this section.

14           (3) The department shall promulgate rules for determining eligible businesses,  
15 eligible projects, and allowable costs for financial assistance under this section.

16           **SECTION 2608.** 101.01 (4) of the statutes is amended to read:

17           101.01 (4) “Employer” means any person, firm, corporation, state, county,  
18 town, city, village, school district, sewer district, drainage district, family long-term  
19 care district and other public or quasi-public corporations as well as any agent,  
20 manager, representative or other person having control or custody of any  
21 employment, place of employment or of any employee.

22           **SECTION 2609.** 101.02 (20) (e) 1. of the statutes is amended to read:

23           101.02 (20) (e) 1. If an applicant who is an individual does not have a social  
24 security number, the applicant, as a condition of applying for or applying to renew  
25 a license shall submit a statement made or subscribed under oath or affirmation to

1 the department of commerce that the applicant does not have a social security  
2 number. The form of the statement shall be prescribed by the department of  
3 ~~workforce development~~ children and families.

4 **SECTION 2610.** 101.02 (21) (b) of the statutes is amended to read:

5 101.02 (21) (b) As provided in the memorandum of understanding under s.  
6 49.857 and except as provided in par. (e), the department of commerce may not issue  
7 or renew a license unless the applicant provides the department of commerce with  
8 his or her social security number. The department of commerce may not disclose the  
9 social security number except that the department of commerce may disclose the  
10 social security number of an applicant for a license under par. (a) or a renewal of a  
11 license under par. (a) to the department of ~~workforce development~~ children and  
12 families for the sole purpose of administering s. 49.22.

13 **SECTION 2611.** 101.02 (21) (c) of the statutes is amended to read:

14 101.02 (21) (c) As provided in the memorandum of understanding under s.  
15 49.857, the department may not issue or renew a license if the applicant or licensee  
16 is delinquent in making court-ordered payments of child or family support,  
17 maintenance, birth expenses, medical expenses or other expenses related to the  
18 support of a child or former spouse or if the applicant or licensee fails to comply, after  
19 appropriate notice, with a subpoena or warrant issued by the department of  
20 ~~workforce development~~ children and families or a county child support agency under  
21 s. 59.53 (5) and relating to paternity or child support proceedings.

22 **SECTION 2612.** 101.02 (21) (d) of the statutes is amended to read:

23 101.02 (21) (d) As provided in the memorandum of understanding under s.  
24 49.857, the department shall restrict or suspend a license issued by the department  
25 if the licensee is delinquent in making court-ordered payments of child or family

1 support, maintenance, birth expenses, medical expenses or other expenses related  
2 to the support of a child or former spouse or if the licensee fails to comply, after  
3 appropriate notice, with a subpoena or warrant issued by the department of  
4 ~~workforce development~~ children and families or a county child support agency under  
5 s. 59.53 (5) and relating to paternity or child support proceedings.

6 **SECTION 2613.** 101.02 (21) (e) 1. of the statutes is amended to read:

7 101.02 (21) (e) 1. If an applicant who is an individual does not have a social  
8 security number, the applicant, as a condition of applying for or applying to renew  
9 a license shall submit a statement made or subscribed under oath or affirmation to  
10 the department of commerce that the applicant does not have a social security  
11 number. The form of the statement shall be prescribed by the department of  
12 ~~workforce development~~ children and families.

13 **SECTION 2614.** 101.09 (5) of the statutes is amended to read:

14 101.09 (5) PENALTIES. Any person who violates this section or any rule or order  
15 adopted under this section shall forfeit not less than \$10 nor more than ~~\$1,000~~ \$5,000  
16 for each violation. Each violation of this section or any rule or order under this  
17 section constitutes a separate offense and each day of continued violation is a  
18 separate offense.

19 **SECTION 2616c.** 101.143 (2) (m) of the statutes is created to read:

20 101.143 (2) (m) At the request of an owner or operator or person owning a home  
21 oil tank system or on its own initiative, the department of natural resources or, if the  
22 site is covered under s. 101.144 (2) (b), the department of commerce may determine  
23 whether no further remedial action is necessary with respect to a petroleum product  
24 discharge from a petroleum product storage system or home oil tank system and may  
25 notify the owner or operator or person of the results of its determination.

1           **SECTION 2616e.** 101.143 (3) (a) (intro.) of the statutes is amended to read:

2           101.143 (3) (a) *Who may submit a claim.* (intro.) Subject to pars. ~~(ab), (ac),~~ (ae),  
3 (ah), (am) and (ap), an owner or operator or a person owning a home oil tank system  
4 may submit a claim to the department for an award under sub. (4) to reimburse the  
5 owner or operator or the person for the eligible costs under sub. (4) (b) that the owner  
6 or operator or the person incurs because of a petroleum products discharge from a  
7 petroleum product storage system or home oil tank system if all of the following  
8 apply:

9           **SECTION 2616g.** 101.143 (3) (ab) of the statutes is created to read:

10           101.143 (3) (ab) *Deadline for notifying department.* An owner or operator or  
11 person owning a home oil tank system is not eligible for an award under this section  
12 for costs incurred because of a petroleum product discharge if the owner or operator  
13 or person does not notify the department of the discharge under par. (a) 3. before  
14 January 1, 2009.

15           **SECTION 2616i.** 101.143 (3) (ac) of the statutes is created to read:

16           101.143 (3) (ac) *Deadline for beginning investigation.* An owner or operator or  
17 person owning a home oil tank system is not eligible for an award under this section  
18 for costs incurred because of a petroleum product discharge if the owner or operator  
19 or person does not begin a site investigation or remedial action related to the  
20 discharge before December 30, 2009.

21           **SECTION 2622e.** 101.143 (4) (b) (intro.) of the statutes is amended to read:

22           101.143 (4) (b) *Eligible costs.* (intro.) Except as provided in par. (c) ~~or~~, (cc), or  
23 (cd), eligible costs for an award under par. (a) include actual costs or, if the  
24 department establishes a usual and customary cost under par. (cm) for an item, usual  
25 and customary costs for the following items:

1           **SECTION 2622j.** 101.143 (4) (c) 13. of the statutes is created to read:

2           101.143 (4) (c) 13. Costs that are incurred because of a petroleum product  
3 discharge after the applicant received written notification from the department of  
4 natural resources or the department of commerce that no further remedial action is  
5 necessary with respect to the discharge.

6           **SECTION 2622L.** 101.143 (4) (c) 14. of the statutes is created to read:

7           101.143 (4) (c) 14. Costs that are incurred because of a petroleum product  
8 discharge for which the claimant does not submit a claim under sub. (3) (a) within  
9 365 days after receiving written notification from the department of natural  
10 resources or the department of commerce that no further remedial action is  
11 necessary with respect to the discharge.

12           **SECTION 2622p.** 101.143 (4) (cd) of the statutes is created to read:

13           101.143 (4) (cd) *Prohibition on reimbursement due to delay in submitting claim.*  
14 1. If at the end of the month in which the effective date of this subdivision .... [revisor  
15 inserts date], falls, an applicant has incurred at least \$50,000 in eligible costs for  
16 which the applicant has not submitted a claim and the applicant does not submit a  
17 claim for those costs by the first day of the 13th month beginning after the effective  
18 date of this subdivision .... [revisor inserts date], the department may not reimburse  
19 the claimant for those costs.

20           2. If an applicant does not submit a claim for eligible costs by the first day of  
21 the 13th month beginning after the month in which the eligible costs first exceed  
22 \$50,000 and the month in which the eligible costs first exceed \$50,000 begins after  
23 the effective date of this subdivision .... [revisor inserts date], the department may  
24 not reimburse the claimant for those costs.

25           **SECTION 2628.** 101.143 (9m) (e) of the statutes is amended to read:

1           101.143 **(9m)** (e) The department shall have all other powers necessary and  
2 convenient to distribute the special fund revenues and to distribute the proceeds of  
3 the revenue obligations in accordance with subch. II of ch. 18 and, if designated a  
4 higher education bond, in accordance with subch. IV of ch. 18, and to make payments  
5 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with  
6 respect to revenue obligations issued under this subsection.

7           **SECTION 2629.** 101.143 (9m) (g) 2. of the statutes is amended to read:

8           101.143 **(9m)** (g) 2. Revenue obligations issued under this subsection may not  
9 exceed ~~\$436,000,000~~ \$386,924,000 in principal amount, excluding any obligations  
10 that have been defeased under a cash optimization program administered by the  
11 building commission. In addition to this limit on principal amount, the building  
12 commission may contract revenue obligations under this subsection as the building  
13 commission determines is desirable to fund or refund outstanding revenue  
14 obligations, to pay issuance or administrative expenses, to make deposits to reserve  
15 funds, ~~or to pay accrued or capitalized interest,~~ and to make payments under an  
16 agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to  
17 revenue obligations issued under this subsection.

18           **SECTION 2630.** 101.143 (10) (a) of the statutes is amended to read:

19           101.143 **(10)** (a) Any owner or operator, person owning a home oil tank system  
20 or service provider who fails to maintain a record as required by rules promulgated  
21 under sub. (9) (a) may be required to forfeit not more than ~~\$2,000~~ \$5,000. Each day  
22 of continued violation constitutes a separate offense.

23           **SECTION 2634b.** 101.177 (1) (d) of the statutes is amended to read:

24           101.177 **(1)** (d) "State agency" means any office, department, agency,  
25 institution of higher education, association, society, or other body in state

1 government created or authorized to be created by the constitution or any law, that  
2 is entitled to expend moneys appropriated by law, including the legislature and the  
3 courts, the Wisconsin Housing and Economic Development Authority, the Bradley  
4 Center Sports and Entertainment Corporation, the University of Wisconsin  
5 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, and the  
6 Wisconsin Health and Educational Facilities Authority, but excluding the Health  
7 Insurance Risk-Sharing Plan Authority and the Lower Fox River Remediation  
8 Authority.

9 **SECTION 2634e.** 101.31 of the statutes is created to read:

10 **101.31 Construction career academy grant program.** (1) The  
11 department shall award grants to eligible organizations that operate a construction  
12 career academy that provides high school pupils with training in  
13 construction-related careers.

14 (2) An organization is eligible for a grant under this section if it proposes to  
15 operate a construction career academy that meets the following minimum criteria:

16 (a) It has established a partnership between a school board operating a high  
17 school, or a local business or sponsoring organization, and a technical college district  
18 board or baccalaureate degree granting institution in which the partners have  
19 committed to participate in the operation of the construction career academy for a  
20 minimum of 3 years.

21 (b) It provides high school pupils with the opportunity to receive up to 3 years  
22 of training in construction-related careers.

23 (c) It incorporates industry concepts into core academic areas.

24 (d) It incorporates into its curriculum work experience in construction-related  
25 industries.

1 (e) It coordinates classroom credits with a technical college district or with a  
2 baccalaureate degree granting institution.

3 (f) It uses a learning community curriculum approved by the department in  
4 consultation with the department of public instruction.

5 (g) It awards a certificate of recognition to each pupil who successfully  
6 completes the construction career academy's plan of study.

7 **(3)** The recipient of a grant under this section shall provide matching funds  
8 equal to 50 percent of the grant amount awarded to the recipient.

9 **(4)** The recipient of a grant under this section may use the grant funds only for  
10 the following purposes:

11 (a) To purchase materials and equipment, fund field trips, and make  
12 improvements to facilities, or for other specific needs relating to the construction  
13 career academy.

14 (b) For developing a core curriculum, for professional development, or for other  
15 administrative needs of the recipient.

16 **(5)** (a) The department may award a grant for the purposes described under  
17 sub. (4) (a) in an amount that equals not more than \$900 for each pupil enrolled in  
18 the construction career academy at the time that the award is granted.

19 (b) The department may award a grant for the purposes described under sub.  
20 (4) (b) in an amount not exceeding \$50,000.

21 **(6)** The department shall promulgate rules to administer this section.

22 **SECTION 2641b.** 101.985 (2) (a) (intro.) of the statutes, as created by 2005  
23 Wisconsin Act 456, is amended to read:

24 101.985 **(2)** (a) *General licensing.* (intro.) Except as provided in pars. (am) to  
25 (d), the department shall issue an elevator mechanic's license to each individual who



1 satisfactorily completes an elevator mechanic's apprenticeship program that is  
2 approved by the U.S. department of labor or by the department of workforce  
3 development or who satisfies all of the following:

4 **SECTION 2641f.** 101.985 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
5 Act 456, is repealed.

6 **SECTION 2641h.** 101.985 (2) (a) 4. of the statutes, as created by 2005 Wisconsin  
7 Act 456, is repealed.

8 **SECTION 2641k.** 101.985 (2) (am) of the statutes, as created by 2005 Wisconsin  
9 Act 456, is amended to read:

10 101.985 (2) (am) *Requirements for individuals with prior experience.* The  
11 department shall promulgate rules that establish requirements for issuing an  
12 elevator mechanic's licenses license to individuals an individual who have has  
13 performed work described under s. 101.984 (2) (a) or (b) within the scope of ~~their~~ his  
14 or her employment before June 1, 2007, but who ~~do~~ does not satisfy ~~all of the criteria~~  
15 specified in par. (a) 1. to 4 the requirements under par. (a) to be issued a license. The  
16 rules may contain a deadline before which an individual must apply for a license  
17 issued under this paragraph.

18 **SECTION 2641m.** 101.985 (2) (b) of the statutes, as created by 2005 Wisconsin  
19 Act 456, is amended to read:

20 101.985 (2) (b) *Licensing out-of-state mechanics.* The requirements under par.  
21 (a) ~~1. to 4.~~ do not apply to an individual who is licensed as an elevator mechanic under  
22 the laws of another state, if, in the opinion of the department, that state's regulation  
23 of elevator mechanics is substantially the same as this state's. The department may  
24 summarily issue an elevator mechanic's license to such an individual.

1           **SECTION 2641p.** 101.985 (2) (c) of the statutes, as created by 2005 Wisconsin  
2 Act 456, is amended to read:

3           101.985 **(2)** (c) *Emergency licensing.* If the governor declares that a state of  
4 emergency exists in this state under s. 166.03 (1) (b) 1. and the department  
5 determines that the number of individuals in the state who hold elevator mechanic's  
6 licenses issued by the department under this section on the date of the declaration  
7 is insufficient to cope with the emergency, the department shall summarily issue an  
8 emergency elevator mechanic's license to any individual who is certified by an  
9 elevator contractor licensed under this subchapter as adequately qualified and able  
10 to perform the work of an elevator mechanic without direct and immediate  
11 supervision, who the department determines is so qualified and able, and who  
12 applies for an emergency elevator mechanic's license on a form prescribed by the  
13 department. An individual certified by a contractor under this subdivision may  
14 perform work as an elevator mechanic for up to a total of 5 days preceding the date  
15 the individual is issued the license. An emergency elevator mechanic's license has  
16 a term of 30 days and may be renewed by the department in the case of a continuing  
17 emergency. The department shall specify on an emergency elevator mechanic's  
18 license the geographic area in which the licensee may provide services under the  
19 license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an individual who  
20 applies for an emergency elevator mechanic's license.

21           **SECTION 2641r.** 101.985 (2) (d) of the statutes, as created by 2005 Wisconsin  
22 Act 456, is amended to read:

23           101.985 **(2)** (d) *Temporary licensing.* If there are no elevator mechanics  
24 licensed under this subchapter available to provide services contracted for by an  
25 elevator contractor licensed under this subchapter, the elevator contractor may

1 notify the department and request the issuance of a temporary elevator mechanic's  
2 license to any individual who is certified by the elevator contractor as adequately  
3 qualified and able to perform the work of an elevator mechanic without direct and  
4 immediate supervision and who applies for a temporary elevator mechanic's license  
5 on a form prescribed by the department. A temporary elevator mechanic's license  
6 has a term of 30 days and may be renewed by the department in the case of a  
7 continuing shortage of licensed elevator mechanics. The department shall specify  
8 on a temporary elevator mechanic's license the elevator contractor in whose employ  
9 the licensee must remain to provide services under the temporary elevator  
10 mechanic's license. The requirements under par. (a) ~~1. to 4.~~ do not apply to an  
11 individual who applies for a temporary elevator mechanic's license.

12 **SECTION 2642.** 102.01 (2) (d) of the statutes is amended to read:

13 102.01 (2) (d) "Municipality" includes a county, city, town, village, school  
14 district, sewer district, drainage district and family long-term care district and other  
15 public or quasi-public corporations.

16 **SECTION 2643.** 102.04 (1) (a) of the statutes is amended to read:

17 102.04 (1) (a) The state, each county, city, town, village, school district, sewer  
18 district, drainage district, family long-term care district and other public or  
19 quasi-public corporations therein.

20 **SECTION 2644.** 102.27 (2) (a) of the statutes is amended to read:

21 102.27 (2) (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),  
22 49.345 (14) (e), 301.12 (14) (e), 767.225 (1) (L), 767.513 (3), or 767.75 (1) or (2m).

23 **SECTION 2645.** 102.29 (8r) of the statutes is amended to read:

24 102.29 (8r) No participant in a food stamp employment and training program  
25 under s. ~~49.13~~ 49.79 (9) who, under s. ~~49.13 (2) (d)~~ 49.79 (9) (a) 5., is provided worker's

1 compensation coverage by the department of health and family services or by a  
2 Wisconsin works Works agency, as defined in s. 49.001 (9), or other provider under  
3 contract with the department of health and family services or a county department  
4 under s. 46.215, 46.22, or 46.23 or tribal governing body to administer the food stamp  
5 employment and training program and who makes a claim for compensation under  
6 this chapter may make a claim or maintain an action in tort against the employer  
7 who provided the employment and training from which the claim arose.

8 **SECTION 2647.** 103.001 (6) of the statutes is amended to read:

9 103.001 (6) “Employer” means any person, firm, corporation, state, county,  
10 town, city, village, school district, sewer district, drainage district, ~~family~~ long-term  
11 care district and other public or quasi-public corporations as well as any agent,  
12 manager, representative or other person having control or custody of any  
13 employment, place of employment or of any employee.

14 **SECTION 2648.** 103.005 (17) of the statutes is repealed.

15 **SECTION 2649.** 103.005 (18) of the statutes is repealed.

16 **SECTION 2650.** 106.18 of the statutes is created to read:

17 **106.18 Youth programs in 1st class cities.** From the appropriation account  
18 under s. 20.445 (1) (fm), the department shall implement and operate youth summer  
19 jobs programs in 1st class cities.

20 **SECTION 2650e.** 108.05 (2) (f) of the statutes is amended to read:

21 108.05 (2) (f) The department shall certify such schedule to the ~~revisor of~~  
22 ~~statutes, who~~ legislative reference bureau, which shall when publishing the statutes  
23 include the latest such schedule then available.

24 **SECTION 2650r.** 108.10 (7) (b) of the statutes is amended to read:

1           108.10 (7) (b) The department may choose not to appeal and to nonacquiesce  
2 in the decision by sending a notice of nonacquiescence to the commission, to the  
3 ~~revisor of statutes~~ legislative reference bureau for publication in the Wisconsin  
4 administrative register and to the employer before the time expires for seeking a  
5 judicial review of the decision under sub. (4). The effect of this action is that,  
6 although the decision is binding on the parties to the case, the commission's  
7 conclusions of law, the rationale and construction of statutes in the case are not  
8 binding on the department in other cases.

9           **SECTION 2651.** 108.20 (2m) of the statutes is amended to read:

10           108.20 (2m) From the moneys not appropriated under s. 20.445 (1) (ge), (gf),  
11 (gg), and (gi) which ~~that~~ are received by the administrative account as interest and  
12 penalties under this chapter, the department shall pay the benefits chargeable to the  
13 administrative account under s. 108.07 (5) and the interest payable to employers  
14 under s. 108.17 (3m), and may expend the remainder to pay interest due on advances  
15 to the unemployment reserve fund from the federal unemployment account under  
16 title XII of the social security act, 42 USC 1321 to 1324, may to conduct research  
17 relating to the condition of the unemployment reserve fund under s. 108.14 (6), to  
18 administer the unemployment insurance program and federal or state  
19 unemployment insurance programs authorized by the governor under s. 16.54, to  
20 assist the department of justice in the enforcement of this chapter, to make payments  
21 to satisfy a federal audit exception concerning a payment from the fund or any  
22 federal aid disallowance involving the unemployment insurance program, or may to  
23 make payments to the fund if such action is necessary to obtain a lower interest rate  
24 or deferral of interest payments on advances from the federal unemployment account  
25 under title XII of the social security act, except that any interest earned pending

1 disbursement of federal employment security grants under s. 20.445 (1) (n) shall be  
2 credited to the general fund. ~~Any moneys reverting to the administrative account~~  
3 ~~from the appropriations under s. 20.445 (1) (ge) and (gf) shall be utilized as provided~~  
4 ~~in this subsection.~~

5 **SECTION 2665.** 111.70 (1) (j) of the statutes is amended to read:

6 111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
7 metropolitan sewerage district, school district, ~~family~~ long-term care district, or any  
8 other political subdivision of the state, or instrumentality of one or more political  
9 subdivisions of the state, that engages the services of an employee and includes any  
10 person acting on behalf of a municipal employer within the scope of the person’s  
11 authority, express or implied, but specifically does not include a local cultural arts  
12 district created under subch. V of ch. 229.

13 **SECTION 2680c.** 111.91 (2) (n) of the statutes is amended to read:

14 111.91 (2) (n) The provision to employees of the health insurance coverage  
15 required under s. 632.895 (11) to ~~(14)~~ (15).

16 **SECTION 2682.** 114.33 (10) of the statutes is amended to read:

17 114.33 (10) Subject to the approval of the governor under this subsection, the  
18 secretary may sell at public or private sale property of whatever nature owned by the  
19 state and under the jurisdiction of the secretary when the secretary determines that  
20 the property is no longer necessary for the state’s use for airport purposes and, if real  
21 property, the real property is not the subject of a petition under s. 560.9810. The  
22 secretary shall present to the governor a full and complete report of the property to  
23 be sold, the reason for the sale, and the minimum price for which the property should  
24 be sold, together with an application for the governor’s approval of the sale. The  
25 governor shall investigate the proposed sale as he or she deems necessary and

1 approve or disapprove the application. Upon approval and receipt of the full  
2 purchase price, the secretary shall by appropriate deed or other instrument transfer  
3 the property to the purchaser. The funds derived from the sale shall be deposited in  
4 the appropriate airport fund, and the expense incurred by the secretary in  
5 connection with the sale shall be paid from that fund. This subsection does not apply  
6 to real property that is sold under s. 16.848.

7 **SECTION 2683.** 115.28 (23) (d) of the statutes is amended to read:

8 115.28 (23) (d) The ~~minority group pupil~~ precollege scholarship program under  
9 s. 115.43.

10 **SECTION 2684.** 115.28 (46) of the statutes is created to read:

11 115.28 (46) GRANTS FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS  
12 PROGRAMS. From the appropriation under s. 20.255 (2) (fz), award grants to school  
13 districts to develop innovative instructional programs in science, technology,  
14 engineering and mathematics; support pupils who are typically under-represented  
15 in these subjects; and increase the academic achievement of pupils in those subjects.

16 **SECTION 2684m.** 115.28 (47) of the statutes is created to read:

17 115.28 (47) GRANTS FOR NURSING SERVICES. From the appropriation under s.  
18 20.255 (2) (dL), annually award grants to school districts, other than the school  
19 district operating under ch. 119, to employ additional school nurses or contract for  
20 additional nursing services. The state superintendent shall award grants to those  
21 school districts that demonstrate the greatest need for such services based upon  
22 criteria such as the ratio of pupils to nurses, the rate of chronic health problems  
23 among pupils, and the number of pupils from low-income families. A school district  
24 receiving a grant may not use the money to supplant existing nursing staff or  
25 services. Each school district receiving a grant shall submit a report to the

1 department describing how the school district used the money and its effectiveness  
2 in providing additional nursing services to pupils who need such services.

3 **SECTION 2685.** 115.315 of the statutes is amended to read:

4 **115.315 Memorandum of understanding; license restriction and**  
5 **suspension.** As provided in the memorandum of understanding under s. 49.857, the  
6 department shall restrict or suspend a license or permit granted by the department  
7 if the licensee or permit holder is delinquent in making court-ordered payments of  
8 child or family support, maintenance, birth expenses, medical expenses or other  
9 expenses related to the support of a child or former spouse or if the licensee or permit  
10 holder fails to comply, after appropriate notice, with a subpoena or warrant issued  
11 by the department of ~~workforce development~~ children and families or a county child  
12 support agency under s. 59.53 (5) and related to paternity or child support  
13 proceedings.

14 **SECTION 2686.** 115.341 (1) of the statutes is amended to read:

15 115.341 (1) From the appropriation under s. 20.255 (2) (cm), the state  
16 superintendent shall reimburse each school board ~~10~~ 15 cents for each breakfast  
17 served at a school that meets the requirements of 7 CFR 220.8 or 220.8a, whichever  
18 is applicable, and shall reimburse each governing body of a private school ~~10~~ 15 cents  
19 for each breakfast served at the private school that meets the requirements of 7 CFR  
20 220.8 or 220.8a, whichever is applicable.

21 **SECTION 2687.** 115.347 (1) of the statutes is amended to read:

22 115.347 (1) Beginning in the 1994-95 school year, a school board may submit  
23 enrollment data to the department of ~~workforce development~~ children and families  
24 for the purpose of directly certifying children as eligible for free or reduced-price



1 meals under the federal school nutrition programs. The department of ~~workforce~~  
2 development children and families shall prescribe a format for the report.

3 **SECTION 2688.** 115.347 (2) of the statutes is amended to read:

4 115.347 (2) Whenever a school district that is located in whole or in part in a  
5 county that has converted to the client assistance for reemployment and economic  
6 support data system submits a report under sub. (1) in the prescribed format, the  
7 department of ~~workforce~~ development children and families shall determine which  
8 children enrolled in the school district are members of Wisconsin ~~works~~ Works  
9 groups participating under s. 49.147 (3) to (5) or of families receiving aid to families  
10 with dependent children or food stamps and shall provide the information to the  
11 school board as soon thereafter as possible. The school board shall use the  
12 information to directly certify children as eligible for free or reduced-price meals  
13 served by the school district under federal school nutrition programs, pursuant to 42  
14 USC 1758 (b) (2) (C) (ii) and (iii).

15 **SECTION 2689.** 115.347 (3) of the statutes is amended to read:

16 115.347 (3) The state superintendent shall assist school boards in developing  
17 a method for submitting enrollment data to the department of ~~workforce~~  
18 development children and families under sub. (1).

19 **SECTION 2690.** 115.365 (2) (intro.) of the statutes is amended to read:

20 115.365 (2) (intro.) The department, in conjunction with the department of  
21 health and family services and the department of children and families, shall:

22 **SECTION 2691.** 115.368 (2) (intro.) of the statutes is amended to read:

23 115.368 (2) (intro.) The department, in conjunction with the department of  
24 health and family services and the department of children and families, and after

1 consulting with established organizations providing services with a focus on children  
2 of risk, shall:

3 **SECTION 2692.** 115.395 of the statutes is created to read:

4 **115.395 Grants for improving pupil academic achievement. (1)** In this  
5 section, “board” means the board of school directors in charge of the school district  
6 operating under ch. 119.

7 **(2)** Beginning in the 2008–09 school year, the board may apply to the  
8 department of administration for an annual grant of up to \$10,000,000 to implement  
9 initiatives to improve pupil academic achievement in all grades, such as employing  
10 licensed teachers to tutor pupils who are struggling academically, or employing  
11 persons to coordinate the district’s instructional programs and provide ongoing  
12 professional development for teachers. The board shall submit with its application  
13 a plan for the department of administration’s approval describing the initiatives for  
14 which the grant will be used, describing the research showing that the initiatives  
15 have a positive effect on pupil academic achievement, and including criteria for  
16 evaluating the effectiveness of the initiatives, such as high school graduation rates  
17 or the results of the statewide pupil assessments under ch. 118.30.

18 **(3)** The department of administration may approve the plan submitted under  
19 sub. (2) in whole or in part. If the department approves a plan in part, the board may  
20 submit an additional plan for the same school year and the department may award  
21 the board all or part of the balance of grant funds.

22 **(4)** Upon receipt of a notice from the department of administration that a plan  
23 has been approved under sub. (3), the state superintendent shall pay to the board,  
24 from the appropriation under s. 20.255 (2) (df), the amount specified by the  
25 department of administration.

1           **SECTION 2693.** 115.42 (title) of the statutes is amended to read:

2           **115.42** (title) **National Grants for national teacher certification or**  
3 **master educator licensure.**

4           **SECTION 2694.** 115.42 (1) (a) 1. of the statutes is amended to read:

5           115.42 (1) (a) 1. The person is certified by the National Board for Professional  
6 Teaching Standards or licensed by the department as a master educator under s. PI  
7 34.19, Wis. Adm. Code.

8           **SECTION 2697.** 115.42 (1) (b) of the statutes is amended to read:

9           115.42 (1) (b) The grant under this subsection shall be an amount equal to the  
10 costs of obtaining certification or licensure under par. (a) 1. that are borne by the  
11 person, not to exceed \$2,000. The department shall award the grant under this  
12 subsection in the first school year in which the person meets the requirements under  
13 par. (a).

14           **SECTION 2698.** 115.42 (2) (a) (intro.) of the statutes is amended to read:

15           115.42 (2) (a) (intro.) The Except as provided in par. (c), the department shall  
16 award 9 grants of \$2,500 each to each person who received a grant under sub. (1) if  
17 the person satisfies all of the following requirements:

18           **SECTION 2699.** 115.42 (2) (a) 1. of the statutes is amended to read:

19           115.42 (2) (a) 1. The person maintains his or her ~~certification by the National~~  
20 ~~Board for Professional Teaching Standards~~ national teacher certificate or master  
21 educator license.

22           **SECTION 2700.** 115.42 (2) (a) 2. of the statutes is amended to read:

23           115.42 (2) (a) 2. The person maintains his or her license as a teacher issued by  
24 the state superintendent or remains employed in a private school located in this  
25 state.

1           **SECTION 2702.** 115.42 (2) (c) of the statutes is created to read:

2           115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any  
3 school year in which the recipient is employed in a school in which at least 60 percent  
4 of the pupils enrolled are eligible for a free or reduced-price lunch under 42 USC  
5 1758 (6).

6           **SECTION 2705.** 115.43 (title) of the statutes is amended to read:

7           **115.43** (title) ~~Minority group pupil~~ **Precollege scholarships.**

8           **SECTION 2706.** 115.43 (1) of the statutes is amended to read:

9           115.43 (1) DEFINITION. In this section, “~~minority group economically~~  
10 ~~disadvantaged~~ pupil” means a pupil who is ~~Black or African American, Hispanic,~~  
11 ~~American Indian, an Alaskan native, or a person of Asian or Pacific Island origin~~  
12 eligible for a free or reduced-price lunch under 42 USC 1758 (b).

13           **SECTION 2707.** 115.43 (2) (a) of the statutes is amended to read:

14           115.43 (2) (a) Annually set goals relating to increasing the percentages of  
15 ~~minority group economically disadvantaged~~ pupils who graduate from high school  
16 and are prepared for postsecondary school education.

17           **SECTION 2708.** 115.43 (2) (b) of the statutes is amended to read:

18           115.43 (2) (b) From the appropriation under s. 20.255 (3) (fz), award precollege  
19 scholarships, on a competitive basis, to ~~minority group economically disadvantaged~~  
20 pupils who enroll in a technical college or in college or university classes or programs  
21 designed to improve academic skills that are essential for success in postsecondary  
22 school education. The state superintendent shall give preference to ~~minority group~~  
23 economically disadvantaged pupils who are inadequately represented in the  
24 technical college and University of Wisconsin Systems.

25           **SECTION 2708m.** 115.436 of the statutes is created to read:

1           **115.436 Sparsity aid. (1)** In this section, “membership” has the meaning  
2 given in s. 121.004 (5).

3           **(2)** A school district is eligible for sparsity aid under this section if it satisfies  
4 all of the following criteria:

5           (a) The school district’s membership in the previous school year was no more  
6 than 725.

7           (b) At least 20 percent of the school district’s membership in the previous school  
8 year was eligible for a free or reduced-price lunch under 42 USC 1758 (b).

9           (c) The school district’s membership in the previous school year divided by the  
10 school district’s area in square miles is less than 10.

11           **(3)** (a) Beginning in the 2008-09 school year, the department shall pay to each  
12 school district eligible for sparsity aid the following amount from the appropriation  
13 under s. 20.255 (2) (ae), subject to par. (b):

14           1. If less than 50 percent of the school district’s membership in the previous  
15 school year was eligible for a free or reduced-price lunch under 42 USC 1758 (b), \$150  
16 multiplied by the membership in the previous school year.

17           2. If 50 percent or more of the school district’s membership in the previous  
18 school year was eligible for a free or reduced-price lunch under 42 USC 1758 (b), \$300  
19 multiplied by the membership in the previous school year.

20           (b) If the appropriation under s. 20.255 (2) (ae) in any fiscal year is insufficient  
21 to pay the full amount under par. (a), the department shall prorate the payments  
22 among the eligible school districts.

23           **SECTION 2709.** 115.445 of the statutes is created to read:

1           **115.445 Four-year-old kindergarten grants.** (1) A school board may  
2 apply to the department for a 2-year grant under this section to implement a  
3 4-year-old kindergarten program.

4           (2) (a) In the first school year of a grant awarded under this section, the  
5 department shall pay the school board up to \$3,000 for each 4-year-old kindergarten  
6 pupil enrolled in the school district. In the succeeding school year, the department  
7 shall pay the school board up to \$1,500 for each 4-year-old kindergarten pupil  
8 enrolled in the school district.

9           (b) The department shall award grants under this section beginning in the  
10 2008-09 school year and shall give preference in awarding grants to school boards  
11 that use community approaches to early education, as defined by the department by  
12 rule. If the funds in the appropriation under s. 20.255 (2) (dp) are insufficient to pay  
13 all eligible school boards, the department shall prorate the payments.

14           (3) The department shall promulgate rules to implement this section.

15           **SECTION 2710e.** 115.53 (3) (a) of the statutes is amended to read:

16           115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or  
17 prospective pupil of the Wisconsin Educational Services Program for the Deaf and  
18 Hard of Hearing. The examination shall be paid for from the appropriation in s.  
19 20.255 (1) (b), ~~(gh)~~ or (gs).

20           **SECTION 2710m.** 115.53 (3) (b) of the statutes is amended to read:

21           115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or  
22 prospective pupil of the school operated by the Wisconsin Center for the Blind and  
23 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255  
24 (1) (b), ~~(gh)~~, (gL), or (gs).

25           **SECTION 2710s.** 115.53 (4) of the statutes is repealed.

1           **SECTION 2711.** 115.812 (1) of the statutes is amended to read:

2           115.812 (1) PLACEMENT DISPUTES. If a dispute arises between a local educational  
3 agency and the department of ~~health and family services~~ children and families, the  
4 department of corrections, or a county department under s. 46.215, 46.22, or 46.23,  
5 or between local educational agencies under s. 115.81 (4) (c), over the placement of  
6 a child, the state superintendent shall resolve the dispute. This subsection applies  
7 only to placements in nonresidential educational programs made under s. 48.57 (1)  
8 (c) and to placements in residential care centers made under s. 115.81.

9           **SECTION 2711d.** 115.881 (4) of the statutes is created to read:

10           115.881 (4) A school district receiving aid under s. 115.883 in any school year  
11 is not eligible for aid under this section in that school year.

12           **SECTION 2711e.** 115.883 of the statutes is created to read:

13           **115.883 Supplemental special education aid. (1)** Beginning in the  
14 2008-09 school year, from the appropriation under s. 20.255 (2) (be), the department  
15 shall pay supplemental special education aid to school districts to which all of the  
16 following apply:

17           (a) In the previous school year, the school district's revenue authority per pupil  
18 under subch. VII of ch. 121 was below the statewide average.

19           (b) In the previous school year, the school district's expenditures for special  
20 education constituted more than 16 percent of the school district's total  
21 expenditures.

22           (c) In the previous school year, the school district's membership, as defined in  
23 s. 121.004 (5), was less than 2,000 pupils.

24           **(2)** In the 2008-09 school year, the department shall pay each school district  
25 eligible for aid under this section the same amount. In each school year thereafter,

1 the department shall distribute aid under this section to eligible school districts  
2 proportionally based upon each school district's expenditures for special education  
3 in the previous school year, except that in any school year a school district may  
4 receive not less than \$50,000, and not more than \$150,000 or an amount equal to 50  
5 percent of the school district's expenditures for special education in the previous  
6 school year, whichever is less.

7 (3) A school district receiving aid under s. 115.881 in any school year is not  
8 eligible for aid under this section in that school year.

9 **SECTION 2712.** 118.125 (2) (i) of the statutes is amended to read:

10 118.125 (2) (i) Upon request, the school district clerk or his or her designee shall  
11 provide the names of pupils who have withdrawn from the public school prior to  
12 graduation under s. 118.15 (1) (c) to the technical college district board in which the  
13 public school is located or, for verification of eligibility for public assistance under ch.  
14 49, to the department of health and family services, the department of workforce  
15 development children and families, or a county department under s. 46.215, 46.22,  
16 or 46.23.

17 **SECTION 2715.** 118.19 (1r) (a) of the statutes is amended to read:

18 118.19 (1r) (a) As provided in the memorandum of understanding under s.  
19 49.857, the department of public instruction may not issue or renew a license or  
20 permit or revalidate a license that has no expiration date unless the applicant  
21 provides the department of public instruction with his or her social security number.  
22 The department of public instruction may not disclose the social security number  
23 except to the department of ~~workforce development~~ children and families for the sole  
24 purpose of administering s. 49.22.

25 **SECTION 2716.** 118.19 (1r) (b) of the statutes is amended to read:



1           118.19 (1r) (b) As provided in the memorandum of understanding under s.  
2           49.857, the department may not issue or renew a license or permit or revalidate a  
3           license that has no expiration date if the applicant, licensee or permit holder is  
4           delinquent in making court-ordered payments of child or family support,  
5           maintenance, birth expenses, medical expenses or other expenses related to the  
6           support of a child or former spouse or if the applicant, licensee or permit holder fails  
7           to comply, after appropriate notice, with a subpoena or warrant issued by the  
8           department of ~~workforce development~~ children and families or a county child  
9           support agency under s. 59.53 (5) and related to paternity or child support  
10          proceedings.

11           **SECTION 2717.** 118.19 (10) (g) of the statutes is amended to read:

12           118.19 (10) (g) At the request under s. 49.22 (2m) of the department of  
13          ~~workforce development~~ children and families or a county child support agency under  
14          s. 59.53 (5), the state superintendent shall release the name and address of the  
15          applicant or licensee, the name and address of the applicant's or licensee's employer  
16          and financial information, if any, related to the applicant or licensee obtained under  
17          this subsection to the department of ~~workforce development~~ children and families or  
18          the county child support agency.

19           **SECTION 2719m.** 118.35 (4) of the statutes is amended to read:

20           118.35 (4) From the appropriation under s. 20.255 (2) (fy), the department shall  
21          award grants to nonprofit organizations, cooperative educational service agencies,  
22          and the school district operating under ch. 119 for the purpose of providing advanced  
23          curriculum and assessments for gifted and talented ~~middle school~~ pupils.

24           **SECTION 2733.** 119.04 (1) of the statutes is amended to read:

1           119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),  
2           66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
3           115.345, 115.361, 115.38 (2), 115.445, 115.45, 118.001 to 118.04, 118.045, 118.06,  
4           118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16,  
5           118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8),  
6           118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12  
7           (5) and (15) to (26), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34),  
8           (35), (37), (37m), and (38), 120.14, and 120.25 are applicable to a 1st class city school  
9           district and board.

10           **SECTION 2734.** 119.23 (2) (a) 8. of the statutes is created to read:

11           119.23 (2) (a) 8. Annually, the private school pays a nonrefundable fee to the  
12           department. A private school that is not participating in the program under this  
13           section in the current school year shall pay a fee, determined by the department by  
14           rule, with its notice of intent to participate under subd. 3. A private school that is  
15           required to comply with sub. (7) (am) shall pay a fee, determined by the department  
16           by rule, with the information required by sub. (7) (am). The department shall use  
17           all fees collected under this paragraph to evaluate the financial information  
18           submitted under sub. (7) (am).

19           **SECTION 2735.** 119.23 (10) (a) 2. of the statutes is amended to read:

20           119.23 (10) (a) 2. Failed to provide the notice required under sub. (2) (a) 3., or  
21           the information required under sub. (7) (am) or (d), or the fee required under sub. (2)  
22           (a) 8. by the date or within the period specified.

23           **SECTION 2735w .** 119.46 (1) of the statutes is amended to read:

24           119.46 (1) As part of the budget transmitted annually to the common council  
25           under s. 119.16 (8) (b), the board shall report the amount of money required for the

1 ensuing school year to operate all public schools in the city under this chapter, to  
2 repair and keep in order school buildings and equipment, to make material  
3 improvements to school property and to purchase necessary additions to school sites.  
4 The amount included in the report for the purpose of supporting the Milwaukee  
5 Parental Choice Program under s. 119.23 shall be reduced by the amount of aid  
6 received by the board under s. 121.136. The common council shall levy and collect  
7 a tax upon all the property subject to taxation in the city, which shall be equal to the  
8 amount of money required by the board for the purposes set forth in this subsection,  
9 at the same time and in the same manner as other taxes are levied and collected.  
10 Such taxes shall be in addition to all other taxes which the city is authorized to levy.  
11 The taxes so levied and collected, any other funds provided by law and placed at the  
12 disposal of the city for the same purposes, and the moneys deposited in the school  
13 operations fund under s. 119.60 (1), shall constitute the school operations fund.

14 **SECTION 2736.** 120.125 (4) (h) of the statutes is amended to read:

15 120.125 (4) (h) That the day care provider shall meet the standards for licensed  
16 day care centers established by the department of ~~health and family services~~  
17 children and families.

18 **SECTION 2737p.** 120.13 (2) (g) of the statutes is amended to read:

19 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.  
20 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),  
21 632.85, 632.853, 632.855, 632.87 (4), (5), and (6), 632.895 (9) to (14) (15), 632.896, and  
22 767.513 (4).

23 **SECTION 2738.** 120.13 (14) of the statutes is amended to read:

24 120.13 (14) **DAY CARE PROGRAMS.** Establish and provide or contract for the  
25 provision of day care programs for children. The school board may receive federal

1 or state funds for this purpose. The school board may charge a fee for all or part of  
2 the cost of the service for participation in a day care program established under this  
3 subsection. Costs associated with a day care program under this subsection may not  
4 be included in shared costs under s. 121.07 (6). Day care programs established under  
5 this subsection shall meet the standards for licensed day care centers established by  
6 the department of ~~health and family services~~ children and families. If a school board  
7 proposes to contract for or renew a contract for the provision of a day care program  
8 under this subsection or if on July 1, 1996, a school board is a party to a contract for  
9 the provision of a day care program under this subsection, the school board shall refer  
10 the contractor or proposed contractor to the department of ~~health and family services~~  
11 children and families for the criminal history and child abuse record search required  
12 under s. 48.685. Each school board shall provide the department of health and family  
13 services with information about each person who is denied a contract for a reason  
14 specified in s. 48.685 (4m) (a) 1. to 5.

15 **SECTION 2744gm.** 121.136 of the statutes is created to read:

16 **121.136 State aid for high-poverty school districts. (1)** (a) In the 2007–08  
17 and 2008–09 school years, the department shall pay additional state aid to a school  
18 district if at least 50 percent of the district’s enrollment, as rounded to the nearest  
19 whole percentage point and as reported to the department by the school district in  
20 October 2006, as a condition for participation in the federal school lunch program  
21 under 42 USC 1758 (b), was eligible for a free or reduced–price lunch in the federal  
22 school lunch program under 42 USC 1758 (b).

23 (b) The amount paid to each eligible school district in the 2007–08 and 2008–09  
24 fiscal years shall be determined as follows:

1           1. Divide the amount appropriated under s. 20.255 (2) (bb) by the total number  
2 of pupils enrolled in all eligible school districts.

3           2. Multiply the quotient under subd. 1. by the number of pupils enrolled in the  
4 school district.

5           **(2)** (a) In the 2009-10 school year and annually thereafter, the department  
6 shall pay additional state aid to a school district if at least 50 percent of the district's  
7 enrollment on the 3rd Friday of September in the immediately preceding  
8 even-numbered year, as rounded to the nearest whole percentage point, was eligible  
9 for a free or reduced-price lunch in the federal school lunch program under 42 USC  
10 1758 (b).

11           (b) Except as provided in par. (c), the amount paid to each eligible school district  
12 in the 2009-10 school year and annually thereafter shall be determined as follows:

13           1. Divide the amount appropriated under s. 20.255 (2) (bb) by the school  
14 district's enrollment on the 3rd Friday of September in the current school year.

15           2. Increase the amount determined under subd. 1. by the percentage increase  
16 in the total amount appropriated under s. 20.255 (2) (ac) between the previous school  
17 year and the current school year, but not less than zero.

18           3. Increase the amount determined under subd. 2. by the percentage increase  
19 in this state's aggregate personal income between the calendar year beginning in the  
20 2nd previous school year and the calendar year beginning in the previous school year,  
21 but not less than zero.

22           4. Multiply the amount determined under subd. 3. by the school district's  
23 enrollment on the 3rd Friday of September in the current school year.

24           (c) 1. Beginning in the 2009-10 school year, an eligible school district may not  
25 receive under par. (b) less than the amount determined by increasing the amount

1 received under this section in the previous school year by the percentage increases  
2 specified in par. (b) 2. and 3.

3 2. Notwithstanding subd. 1., if in any fiscal year the amount appropriated  
4 under s. 20.255 (2) (bb) is insufficient to fully fund aid payments under this  
5 subsection, the department shall prorate payments to eligible school districts.

6 **SECTION 2748.** 121.58 (2) (a) 4. of the statutes is amended to read:

7 121.58 (2) (a) 4. For each pupil so transported whose residence is more than  
8 12 miles from the school attended, ~~\$150~~ \$180 per school year in the ~~2005-06~~ 2006-07  
9 school year and ~~\$180~~ \$220 per school year thereafter.

10 **SECTION 2748m.** 121.58 (2) (d) of the statutes is created to read:

11 121.58 (2) (d) In addition to any other payments made under this section, the  
12 department shall allocate \$35,000 annually to reimburse school districts for 75  
13 percent of the costs incurred to transport pupils over ice from their residence on an  
14 island to school on the mainland and back to their residence on the island, including  
15 the costs of maintaining and storing equipment. If in any school year the amount to  
16 which school districts are entitled under this paragraph exceeds \$35,000, the  
17 department shall prorate the payments among the eligible school districts.

18 **SECTION 2749q.** 121.90 (2) (intro.) of the statutes is amended to read:

19 121.90 (2) (intro.) “State aid” means aid under ss. 121.08, 121.09 ~~and~~, 121.105,  
20 and 121.136 and subch. VI, as calculated for the current school year on October 15  
21 under s. 121.15 (4) and including adjustments made under s. 121.15 (4), and amounts  
22 under s. 79.095 (4) for the current school year, except that “state aid” excludes all of  
23 the following:

24 **SECTION 2749r.** 121.90 (2) (c) of the statutes is created to read:

1           121.90 (2) (c) For the school district operating under ch. 119, aid received under  
2 s. 121.136.

3           **SECTION 2750.** 121.905 (1) of the statutes is amended to read:

4           121.905 (1) In this section, "revenue ceiling" means ~~\$8,100~~ \$8,700 in the  
5 ~~2005-06~~ 2007-08 school year and ~~\$8,400~~ \$9,000 in any subsequent school year.

6           **SECTION 2751.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

7           121.91 (2m) (e) (intro.) Except as provided in subs. (3) ~~and~~, and (8), no  
8 school district may increase its revenues for the 1999-2000 school year or for any  
9 school year thereafter to an amount that exceeds the amount calculated as follows:

10          **SECTION 2752.** 121.91 (4) (f) 1. of the statutes is amended to read:

11          121.91 (4) (f) 1. Except as provided in subd. 1m., for the ~~1999-2000~~ 2007-08  
12 school year or any school year thereafter, if the average of the number of pupils  
13 enrolled in the current and the 2 preceding school years is less than the average of  
14 the number of pupils enrolled in the 3 previous school years, the limit otherwise  
15 applicable under sub. (2m) (e) is increased by the additional amount that would have  
16 been calculated had ~~the~~ there been no decline in average enrollment ~~been 25% of~~  
17 ~~what it was.~~

18          **SECTION 2753.** 121.91 (4) (f) 1m. b. of the statutes is amended to read:

19          121.91 (4) (f) 1m. b. For the school year beginning on the first July 1 following  
20 the effective date of the school district reorganization, if the number of pupils  
21 enrolled in that school year is less than the number of pupils enrolled in the previous  
22 school year, the limit otherwise applicable under sub. (2m) (e) is increased by the  
23 additional amount that would have been calculated had ~~the~~ there been no decline in  
24 enrollment ~~been 25 percent of what it was.~~

25          **SECTION 2754.** 121.91 (4) (f) 1m. c. of the statutes is amended to read:

1           121.91 (4) (f) 1m. c. For the school year beginning on the 2nd July 1 following  
2 the effective date of the school district reorganization, if the average of the number  
3 of pupils enrolled in that school year and the previous school year is less than the  
4 average of the number of pupils enrolled in the 2 previous school years, the limit  
5 otherwise applicable under sub. (2m) (e) is increased by the additional amount that  
6 would have been calculated had ~~the~~ there been no decline in average enrollment ~~been~~  
7 ~~25 percent of what it was.~~

8           **SECTION 2756m.** 121.91 (7) of the statutes is amended to read:

9           121.91 (7) Except as provided in sub. (4) (f) 2. and (8), if an excess revenue is  
10 approved under sub. (3) for a recurring purpose or allowed under sub. (4), the excess  
11 revenue shall be included in the base for determining the limit for the next school  
12 year for purposes of this section. If an excess revenue is approved under sub. (3) for  
13 a nonrecurring purpose, the excess revenue shall not be included in the base for  
14 determining the limit for the next school year for purposes of this section.

15           **SECTION 2757.** 121.91 (8) of the statutes is created to read:

16           121.91 (8) If a school district's initial revenue limit for the current school year,  
17 as calculated under s. 121.905 or sub. (2m) (e), whichever is appropriate, before  
18 making any adjustments under sub. (3) or (4), is less than the amount determined  
19 by multiplying the amount under sub. (2m) (e) 1. by the average of the number of  
20 pupils enrolled in the 3 preceding school years, the school district's initial revenue  
21 limit for the current school year, before making any adjustments under sub. (3) or (4),  
22 is the amount determined by multiplying the amount under sub. (2m) (e) 1. by the  
23 average of the number of pupils enrolled in the 3 preceding school years. Any  
24 additional revenue received by a school district as a result of this subsection shall not



1 be included in the base for determining the school district's limit under sub. (2m) for  
2 the following school year.

3 **SECTION 2757r.** 125.01 of the statutes is amended to read:

4 **125.01 Legislative intent.** This chapter shall be construed as an enactment  
5 of the legislature's support for the 3-tier system for alcohol beverages production,  
6 distribution, and sale that, through uniform statewide regulation, provides this  
7 state regulatory authority over the production, storage, distribution, transportation,  
8 sale, and consumption of alcohol beverages by and to its citizens, for the benefit of  
9 the public health and welfare and this state's economic stability. Without the 3-tier  
10 system, the effective statewide regulation and collection of state taxes on alcohol  
11 beverages sales would be seriously jeopardized. It is further the intent of the  
12 legislature that without a specific statutory exception, all sales of alcohol beverages  
13 shall occur through the 3-tier system, from manufacturers to licensed wholesalers  
14 to retailers to consumers. Face-to-face retail sales at licensed premises directly  
15 advance the state's interest in preventing alcohol sales to underage or intoxicated  
16 persons.

17 **SECTION 2757t.** 125.015 of the statutes is created to read:

18 **125.015 Severability.** If any provision or clause of this chapter or its  
19 application to any person or circumstance is held invalid, the invalidity shall not  
20 affect other provisions or applications of this chapter that can be given effect without  
21 the invalid provision or application, and to this end the provisions of this chapter are  
22 severable.

23 **SECTION 2757w.** 125.02 (3r) of the statutes is created to read:

24 125.02 (3r) "Caterer" means any person holding a restaurant permit under s.  
25 254.64 who is in the business of preparing food and transporting it for consumption

1 on premises where gatherings, meetings, or events are held, if the sale of food at each  
2 gathering, meeting, or event accounts for greater than 50 percent of the gross  
3 receipts of all of the food and beverages served at the gathering, meeting, or event.

4 **SECTION 2758.** 125.07 (4) (cm) of the statutes is amended to read:

5 125.07 (4) (cm) When a court revokes or suspends a person's operating privilege  
6 under par. (bs) or (c), the department of transportation may not disclose information  
7 concerning or relating to the revocation or suspension to any person other than a  
8 court, district attorney, county corporation counsel, city, village or town attorney, law  
9 enforcement agency, driver licensing agency of another jurisdiction, or the person  
10 whose operating privilege is revoked or suspended. A person entitled to receive  
11 information under this paragraph may not disclose the information to any other  
12 person or agency.

13 **SECTION 2759.** 125.085 (3) (bp) of the statutes is amended to read:

14 125.085 (3) (bp) When a court suspends a person's operating privilege under  
15 par. (bd), the department of transportation may not disclose information concerning  
16 or relating to the suspension to any person other than a court, district attorney,  
17 county corporation counsel, city, village or town attorney, law enforcement agency,  
18 driver licensing agency of another jurisdiction, or the person whose operating  
19 privilege is suspended. A person entitled to receive information under this  
20 paragraph may not disclose the information to any other person or agency.

21 **SECTION 2759c.** 125.12 (5) of the statutes is amended to read:

22 125.12 (5) REVOCATIONS OR SUSPENSIONS OF, OR REFUSALS TO RENEW, PERMITS BY  
23 THE DEPARTMENT. The department may, after notice and an opportunity for hearing,  
24 revoke, suspend or refuse to renew any retail permit issued by it for the causes  
25 provided in sub. (4) and any other permit issued by it under this chapter for any

1 violation of this chapter or ch. 139, except that, for a violation of sub. (4) (ag) 6. with  
2 respect to a license issued under s. 125.51 (4) (v) or a violation of s. 125.535 or  
3 139.035, the department shall revoke the license or permit. A revocation, suspension  
4 or refusal to renew is a contested case under ch. 227.

5 **SECTION 2759ce.** 125.26 (2u) of the statutes is created to read:

6 125.26 (2u) Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
7 addition to the authorization specified in sub. (1), a Class “B” license issued under  
8 this section to a caterer also authorizes the caterer to provide fermented malt  
9 beverages, including their retail sale, at the National Railroad Museum in Green  
10 Bay during special events held at this museum. Notwithstanding sub. (1), a caterer  
11 may provide fermented malt beverages under this subsection at any location at the  
12 National Railroad Museum even though the National Railroad Museum is not part  
13 of the caterer’s licensed premises, as described under sub. (3) in the caterer’s Class  
14 “B” license, and even if the National Railroad Museum is not located within the  
15 municipality that issued the caterer’s Class “B” license. A caterer that provides  
16 fermented malt beverages under this subsection is subject to s. 125.32 (2) as if the  
17 fermented malt beverages were provided on the caterer’s Class “B” licensed  
18 premises. This subsection does not authorize the National Railroad Museum to sell  
19 fermented malt beverages at retail or to procure or stock fermented malt beverages  
20 for purposes of retail sale. This subsection does not apply if, at any time, the National  
21 Railroad Museum holds a Class “B” license.

22 **SECTION 2759cm.** 125.51 (2) (am) of the statutes is created to read:

23 125.51 (2) (am) In addition to the authorization under par. (a), a “Class A”  
24 license also authorizes the licensee to provide, free of charge, to customers and  
25 visitors who have attained the legal drinking age, taste samples of intoxicating

1 liquor, other than wine, that are not in original packages or containers and that do  
2 not exceed 0.5 fluid ounces each, for consumption on the “Class A” premises. No  
3 “Class A” licensee may provide, under this paragraph, more than 3 taste samples per  
4 day to any one person. Taste samples may be provided under this paragraph only  
5 between the hours of 11 a.m. and 7 p.m. Any other provision of this chapter  
6 applicable to retail sales of intoxicating liquor, other than wine, by a “Class A”  
7 licensee also applies to the provision of taste samples under this paragraph. No  
8 “Class A” license may provide taste samples under this paragraph that the “Class A”  
9 licensee did not purchase from a wholesaler. The authorization provided to a “Class  
10 A” licensee under this paragraph is in addition to the exception for a “Class A”  
11 licensee specified in s. 125.06 (13).

12 **SECTION 2759cs.** 125.51 (3) (bu) of the statutes is created to read:

13 125.51 (3) (bu) Notwithstanding ss. 125.04 (3) (a) 3. and (9) and 125.09 (1), in  
14 addition to the authorization specified in sub. (1) (a) and in sub. (3) (a) or (b), a “Class  
15 B” license issued under sub. (1) to a caterer also authorizes the caterer to provide  
16 intoxicating liquor, including its retail sale, at the National Railroad Museum in  
17 Green Bay during special events held at this museum. Notwithstanding subs. (1) (a)  
18 and (3) (a) and (b), a caterer may provide intoxicating liquor under this paragraph  
19 at any location at the National Railroad Museum even though the National Railroad  
20 Museum is not part of the caterer’s licensed premises, as described under par. (d) in  
21 the caterer’s “Class B” license, and even if the National Railroad Museum is not  
22 located within the municipality that issued the caterer’s “Class B” license. A caterer  
23 that provides intoxicating liquor under this paragraph is subject to s. 125.68 (2) as  
24 if the intoxicating liquor were provided on the caterer’s “Class B” licensed premises.  
25 This paragraph does not authorize the National Railroad Museum to sell

1 intoxicating liquor at retail or to procure or stock intoxicating liquor for purposes of  
2 retail sale. This paragraph does not apply if, at any time, the National Railroad  
3 Museum holds a "Class B" license.

4 **SECTION 2759d.** 125.51 (6) of the statutes is created to read:

5 125.51 (6) FACE-TO-FACE RETAIL SALES. Except as provided in sub. (3) (bm) and  
6 (bs) and except with respect to caterers, a retail license issued under this section  
7 authorizes only face-to-face sales to consumers at the licensed premises.

8 **SECTION 2759e.** 125.52 (1) of the statutes is amended to read:

9 125.52 (1) AUTHORIZED ACTIVITIES. The department shall issue manufacturers'  
10 and rectifiers' permits which authorize the manufacture or rectification,  
11 respectively, of intoxicating liquor on the premises covered by the permit. A person  
12 holding a manufacturer's or rectifier's permit may manufacture, and bottle or  
13 ~~wholesale~~ wine, pursuant to the terms of the permit, without procuring a winery  
14 permit. A manufacturer's or rectifier's permit entitles the permittee to sell  
15 intoxicating liquor to wholesalers holding a permit under s. 125.54, and to other  
16 manufacturers and rectifiers holding a permit under this section, from the premises  
17 described in the permit.  ~~Holders of rectifiers' permits may sell intoxicating liquor~~  
18 ~~rectified by the permittee to retailers without any other permit.~~ No sales may be  
19 made for consumption on the premises of the permittee. Possession of a permit under  
20 this section does not authorize the permittee to sell tax-free intoxicating liquor and  
21 wines brought into this state under s. 139.03 (5).

22 **SECTION 2759em.** 125.52 (4) of the statutes is created to read:

23 125.52 (4) PROVIDING TASTE SAMPLES. A manufacturer or rectifier, or an  
24 individual representing a manufacturer or rectifier, may provide taste samples on  
25 "Class A" premises as authorized under s. 125.69 (8).

1           **SECTION 2759f.** 125.52 (6) of the statutes is repealed.

2           **SECTION 2759g.** 125.52 (8) of the statutes is repealed.

3           **SECTION 2759h.** 125.53 (1) of the statutes is amended to read:

4           125.53 (1) The department shall issue only to a manufacturing winery in this  
5 state that holds a valid certificate issued under s. 73.03 (50) a winery permit  
6 authorizing the manufacture and bottling of wine on the premises covered by the  
7 permit for sale ~~at wholesale to other licensees or permittees~~ to wholesalers holding  
8 a permit under s. 125.54. A permittee winery holding a permit under this section  
9 may offer on the premises taste samples of wine manufactured on the premises to  
10 persons who have attained the legal drinking age. A permittee under this section  
11 may also have either a "Class A" or "Class B" license, but not both. If a "Class A" or  
12 "Class B" liquor license has also been issued to the winery, the winery may offer the  
13 taste samples on the "Class A" or "Class B" premises.

14           **SECTION 2759i.** 125.53 (3) of the statutes is repealed.

15           **SECTION 2759j.** 125.535 of the statutes is created to read:

16           **125.535 Direct wine shippers' permits.** (1) AUTHORIZED ACTIVITIES. The  
17 department shall issue direct wine shippers' permits authorizing the permittee to  
18 ship wine directly to an individual in this state who is of the legal drinking age, who  
19 acknowledges receipt of the wine shipped, and who is not intoxicated at the time of  
20 delivery.

21           (2) ANNUAL PERMIT FEE. The department shall charge the following annual fee  
22 for each permit issued under this section:

23           (a) For a permittee that ships more than 90 liters of wine annually to  
24 individuals in this state, \$100.

1 (b) For a permittee that ships not less than 27 liters nor more than 90 liters of  
2 wine annually to individuals in this state, \$50.

3 (c) For a permittee that ships less than 27 liters of wine annually to individuals  
4 in this state, \$10.

5 **(3) PERSONS ELIGIBLE.** (a) A direct wine shipper's permit may be issued under  
6 this section to any person that manufactures and bottles wine on premises covered  
7 by any of the following:

8 1. A manufacturer's or rectifier's permit under s. 125.52.

9 2. A winery permit under s. 125.53.

10 3. A winery license, permit, or other authorization issued to the winery by any  
11 state from which the winery will ship wine into this state.

12 (b) A winery located outside of this state is eligible for a direct wine shipper's  
13 permit under par. (a) 3. if all of the following apply:

14 1. The winery holds a valid business tax registration certificate issued under  
15 s. 73.03 (50).

16 2. The winery submits to the department, with any initial application or  
17 renewal for a certificate under s. 73.03 (50) or a permit under par. (a) 3., a copy of any  
18 current license, permit, or authorization issued to the winery by the state from which  
19 the winery will ship wine into this state.

20 (c) Notwithstanding s. 125.04 (5) (a), natural persons obtaining direct wine  
21 shippers' permits are not required to be residents of this state. Notwithstanding s.  
22 125.04 (5) (a) 5., a person is not required to complete a responsible beverage server  
23 training course to be eligible for a permit under this section. Notwithstanding s.  
24 125.04 (6), corporations or limited liability companies obtaining direct wine shippers'  
25 permits are not required to appoint agents.

1           (4) ANNUAL REPORT REQUIRED. A permittee under this section shall submit a  
2 report to the department, by January 31 of each year, on forms furnished by the  
3 department, providing the identity, quantity, and price of all products shipped to  
4 individuals in this state during the previous calendar year, along with the name,  
5 address, and birthdate of each person who purchased these products and each person  
6 to whom these products were shipped.

7           (5) LABELS. Containers of wine shipped to an individual in this state under this  
8 section shall be clearly labeled to indicate that the package may not be delivered to  
9 an underage person or to an intoxicated person.

10           (6) RESTRICTIONS. No individual may resell, or use for a commercial purpose,  
11 wine received by the individual that is shipped under authority of this section.

12           (7) ANNUAL LIMIT. No individual in this state may receive more than 108 liters  
13 of wine annually shipped under authority of the section. Each individual shall be  
14 responsible for compliance with this annual limit. An individual who violates this  
15 annual limit is subject to a warning issued by the department for the individual's  
16 first violation and a \$500 fine for each violation by the individual that occurs after  
17 a warning has been issued by the department. This subsection does not apply to  
18 purchases made under a permit issued under s. 125.61.

19           **SECTION 2759k.** 125.54 (1) of the statutes is amended to read:

20           125.54 (1) AUTHORIZED ACTIVITIES. The department shall issue wholesalers'  
21 permits authorizing the permittee to sell intoxicating liquor at wholesale from the  
22 premises described in the permit. ~~Except as provided under s. 125.69 (1) (b) 3., the~~  
23 The permittee may not sell intoxicating liquor for consumption on the premises. If  
24 a wholesale permit is issued to a brewery that holds a "Class B" license, the permit  
25 ~~shall authorize the wholesale sale of wine only.~~ Possession of a permit under this



1 section does not authorize the permittee to sell tax-free intoxicating liquor and wine  
2 brought into this state under s. 139.03 (5).

3 **SECTION 2759kc.** 125.54 (4) of the statutes is created to read:

4 125.54 (4) TASTE SAMPLING PROHIBITED. Wholesalers holding a permit under this  
5 section, employees of such wholesalers, and individuals representing such  
6 wholesalers may not provide or participate in providing taste samples under ss.  
7 125.51 (2) (am) and 125.69 (8).

8 **SECTION 2759kg.** 125.55 (1) (intro.) and (a) of the statutes are consolidated,  
9 renumbered 125.55 (1) and amended to read:

10 125.55 (1) The department may issue ~~the following combination permits:~~ (a)  
11 ~~A~~ a combination manufacturer's and rectifier's permit.

12 **SECTION 2759kh.** 125.55 (1) (b) of the statutes is repealed.

13 **SECTION 2759ki.** 125.55 (2) of the statutes is amended to read:

14 125.55 (2) A combination manufacturer's and wholesaler's permit may not be  
15 issued. A combination rectifier's and wholesaler's permit may not be issued.

16 **SECTION 2759km.** 125.58 (1) of the statutes is amended to read:

17 125.58 (1) The department shall issue out-of-state shippers' permits which  
18 authorize persons located outside this state to sell or ship intoxicating liquor into this  
19 state. Except as provided under sub. (4), intoxicating liquor may be shipped into this  
20 state only to a person holding a ~~manufacturer's, rectifier's, wholesaler's, industrial~~  
21 ~~alcohol or medicinal alcohol~~ permit under s. 125.54 or, if shipped from a  
22 manufacturer or rectifier in another state holding a permit under this section, to a  
23 person holding a manufacturer's or rectifier's permit under s. 125.52. Except as  
24 provided under sub. (4), a separate out-of-state shipper's permit is required for each  
25 location from which any intoxicating liquor is sold or shipped into this state,

1 including the location from which the invoices are issued for the sales or shipments.  
2 Any person holding an out-of-state shipper's permit issued under this section may  
3 solicit orders for sales or shipments by the permittee without obtaining the sales  
4 solicitation permit required by s. 125.65, but every agent, salesperson or other  
5 representative who solicits orders for sales or shipments by an out-of-state shipper  
6 shall first obtain a permit for soliciting orders under s. 125.65. No holder of an  
7 out-of-state shipper's permit issued under this section may sell intoxicating liquor  
8 in this state or ship intoxicating liquor into this state unless the out-of-state shipper  
9 is the primary source of supply for that intoxicating liquor.

10 **SECTION 2759L.** 125.58 (4) (a) (intro.) of the statutes is renumbered 125.58 (4)  
11 and amended to read:

12 125.58 (4) A winery located outside of this state may ship wine into this state  
13 as provided under s. 125.68 (10) (bm) if all of the following apply: 125.535 and is not  
14 required to hold an out-of-state shipper's permit under this section.

15 **SECTION 2759m.** 125.58 (4) (a) 1. to 4. of the statutes are repealed.

16 **SECTION 2759mm.** 125.58 (4) (b) of the statutes is repealed.

17 **SECTION 2759n.** 125.68 (10) (a) of the statutes is amended to read:

18 125.68 (10) (a) Except as provided in ~~par. (bm)~~ s. 125.535, no intoxicating liquor  
19 may be shipped into this state unless consigned to a person holding a wholesaler's  
20 permit for the sale of intoxicating liquor, other than a retail "Class B" permit under  
21 s. 125.54 or, if shipped from a manufacturer or rectifier in another state holding a  
22 permit under s. 125.58, consigned to a person holding a manufacturer's or rectifier's  
23 permit under s. 125.52.

24 **SECTION 2759o.** 125.68 (10) (b) of the statutes is amended to read:

1           125.68 (10) (b) Except as provided in ~~par. (bm)~~ s. 125.535, no common carrier  
2           or other person may transport into and deliver within this state any intoxicating  
3           liquor unless it is consigned to a person holding a wholesaler's permit for the sale of  
4           intoxicating liquor, other than a retail "Class B" permit under s. 125.54 or, if shipped  
5           from a manufacturer or rectifier in another state holding a permit under s. 125.58,  
6           consigned to a person holding a manufacturer's or rectifier's permit under s. 125.52.  
7           Any common carrier violating this paragraph shall forfeit \$100 for each violation.

8           **SECTION 2759p.** 125.68 (10) (bm) of the statutes is repealed.

9           **SECTION 2759pg.** 125.68 (10) (bs) of the statutes is repealed.

10          **SECTION 2759pr.** 125.68 (10) (c) of the statutes is repealed.

11          **SECTION 2759q.** 125.69 (1) (a) of the statutes is amended to read:

12          125.69 (1) (a) No intoxicating liquor manufacturer, rectifier, winery,  
13          out-of-state shipper permittee, or wholesaler may hold any direct or indirect  
14          interest in any "Class A" license or establishment and no "Class A" licensee may hold  
15          any direct or indirect interest in a wholesale permit or establishment, except that a  
16          winery that has a permit under s. 125.53 may have an ownership interest in a "Class  
17          A" license.

18          **SECTION 2759r.** 125.69 (1) (b) 1. of the statutes is amended to read:

19          125.69 (1) (b) 1. Except as provided under ~~subds. 2. to subd. 4.,~~ no intoxicating  
20          liquor manufacturer, rectifier, winery, out-of-state shipper permittee, or wholesaler  
21          may hold any direct or indirect interest in any "Class B" license or permit or  
22          establishment or "Class C" license or establishment and no "Class B" licensee or  
23          permittee or "Class C" licensee may hold any direct or indirect interest in a wholesale  
24          permit or establishment.

25          **SECTION 2759s.** 125.69 (1) (b) 2. and 3. of the statutes are repealed.

1           **SECTION 2759t.** 125.69 (1) (c) (intro.) of the statutes is renumbered 125.69 (1)  
2 (c) and amended to read:

3           125.69 (1) (c) No manufacturer, rectifier, winery, or out-of-state shipper  
4 permittee, whether located within or without this state, may hold any direct or  
5 indirect interest in any wholesale permit or establishment, ~~except as provided in s.~~  
6 ~~125.53, and except that a manufacturer that is also a brewer may hold a permit~~  
7 ~~issued under s. 125.54 for the wholesale sale of wine only. This paragraph does not~~  
8 ~~prohibit any of the following persons from obtaining a permit under s. 125.65.:~~  
9 Except as provided in s. 125.53, no retail licensee may hold any direct or indirect  
10 interest in any manufacturer, rectifier, winery, or out-of-state shipper permittee.

11           **SECTION 2759u.** 125.69 (1) (c) 1. to 3. of the statutes are repealed.

12           **SECTION 2759v.** 125.69 (4) (c) of the statutes is repealed.

13           **SECTION 2759w.** 125.69 (6) (a) of the statutes is amended to read:

14           125.69 (6) (a) No campus or retail licensee or permittee may purchase or  
15 possess intoxicating liquor purchased from any person other than a manufacturer,  
16 ~~rectifier or wholesaler~~ holding a permit under this chapter for the sale of intoxicating  
17 liquor.

18           **SECTION 2759x.** 125.69 (8) of the statutes is created to read:

19           125.69 (8) PROVIDING TASTE SAMPLES ON “CLASS A” PREMISES. (a) With the consent  
20 of the “Class A” licensee, a manufacturer or rectifier may provide, free of charge, on  
21 “Class A” premises, taste samples of intoxicating liquor, other than wine, to any  
22 person who has attained the legal drinking age, for consumption on the premises  
23 during hours in which the “Class A” licensee is authorized under s. 125.51 (2) (am)  
24 to provide taste samples. The provision of taste samples under this subsection shall  
25 be subject to the same limitations that apply to taste samples provided by a “Class

1 A” licensee under s. 125.51 (2) (am). No manufacturer or rectifier may provide as  
2 taste samples under this subsection any intoxicating liquor that the manufacturer  
3 or rectifier did not purchase from the “Class A” licensee on whose premises the taste  
4 samples are provided.

5 (b) 1. A manufacturer or rectifier may provide taste samples under par. (a)  
6 through an individual representing the manufacturer or rectifier if all of the  
7 following apply:

8 a. The individual is hired by the manufacturer or rectifier.

9 b. The individual is not employed by, or an agent of, a wholesaler.

10 2. All provisions of par. (a) that apply to a manufacturer or rectifier apply  
11 equally to any individual representing a manufacturer or rectifier.

12 **SECTION 2760.** 134.43 (3m) of the statutes is amended to read:

13 134.43 **(3m)** Subsections (2) (b), (2m) and (3) do not apply to information  
14 regarding the name, address or employer of or financial information related to a  
15 subscriber or member of a subscriber’s household that is requested under s. 49.22  
16 (2m) by the department of ~~workforce development~~ children and families or a county  
17 child support agency under s. 59.53 (5).

18 **SECTION 2768e.** 138.052 (5) (am) 2. b. of the statutes is amended to read:

19 138.052 **(5)** (am) 2. b. Within 5 days after the date on which the determination  
20 is made, the division of banking shall calculate the average, rounded to the nearest  
21 one-hundredth of a percent, of the rates determined by the division of banking and  
22 the office of credit unions and report that interest rate to the ~~revisor of statutes~~  
23 legislative reference bureau within 5 days after the date on which the determination  
24 is made.

25 **SECTION 2768r.** 138.052 (5) (am) 2. c. of the statutes is amended to read:

1           138.052 (5) (am) 2. c. The ~~revisor of statutes~~ legislative reference bureau shall  
2 publish the average rate in the next publication of the Wisconsin administrative  
3 register. The published interest rate shall take effect on the first day of the first  
4 month following its publication and shall be the interest rate used to calculate  
5 interest on escrow accounts that are subject to this subdivision until the next year's  
6 interest rate is published under this subd. 2. c.

7           **SECTION 2769.** 138.09 (1m) (b) 2. b. of the statutes is amended to read:

8           138.09 (1m) (b) 2. b. The division may disclose information under subd. 1. a.  
9 to the department of ~~workforce development~~ children and families in accordance  
10 with a memorandum of understanding under s. 49.857.

11          **SECTION 2770.** 138.09 (1m) (c) 1. of the statutes is amended to read:

12          138.09 (1m) (c) 1. If an applicant who is an individual does not have a social  
13 security number, the applicant, as a condition of applying for or applying to renew  
14 a license, shall submit a statement made or subscribed under oath or affirmation to  
15 the division that the applicant does not have a social security number. The form of  
16 the statement shall be prescribed by the department of ~~workforce development~~  
17 children and families.

18          **SECTION 2771.** 138.09 (3) (am) 3. of the statutes is amended to read:

19          138.09 (3) (am) 3. The applicant fails to comply, after appropriate notice, with  
20 a subpoena or warrant issued by the department of ~~workforce development~~ children  
21 and families or a county child support agency under s. 59.53 (5) and related to  
22 paternity or child support proceedings.

23          **SECTION 2772.** 138.09 (4) (b) of the statutes is amended to read:

24          138.09 (4) (b) The division shall restrict or suspend a license under this section  
25 if, in the case of a licensee who is an individual, the licensee fails to comply, after

1 appropriate notice, with a subpoena or warrant issued by the department of  
2 workforce development children and families or a county child support agency under  
3 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
4 making court-ordered payments of child or family support, maintenance, birth  
5 expenses, medical expenses or other expenses related to the support of a child or  
6 former spouse, as provided in a memorandum of understanding entered into under  
7 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
8 is entitled to a notice and hearing only as provided in a memorandum of  
9 understanding entered into under s. 49.857 and is not entitled to a hearing under  
10 par. (a).

11 **SECTION 2773.** 138.12 (3) (d) 2. b. of the statutes is amended to read:

12 138.12 (3) (d) 2. b. The division may disclose information under subd. 1. a. to  
13 the department of workforce development children and families in accordance with  
14 a memorandum of understanding under s. 49.857.

15 **SECTION 2774.** 138.12 (3) (e) 1. of the statutes is amended to read:

16 138.12 (3) (e) 1. If an applicant who is an individual does not have a social  
17 security number, the applicant, as a condition of applying for or applying to renew  
18 a license under this section, shall submit a statement made or subscribed under oath  
19 or affirmation to the division that the applicant does not have a social security  
20 number. The form of the statement shall be prescribed by the department of  
21 workforce development children and families.

22 **SECTION 2775.** 138.12 (4) (b) 6. of the statutes is amended to read:

23 138.12 (4) (b) 6. If an individual, has not failed to comply, after appropriate  
24 notice, with a subpoena or warrant issued by the department of workforce  
25 development children and families or a county child support agency under s. 59.53

1 (5) and related to paternity or child support proceedings and is not delinquent in  
2 making court-ordered payments of child or family support, maintenance, birth  
3 expenses, medical expenses or other expenses related to the support of a child or  
4 former spouse, as provided in a memorandum of understanding entered into under  
5 s. 49.857.

6 **SECTION 2776.** 138.12 (5) (am) 1. c. of the statutes is amended to read:

7 138.12 (5) (am) 1. c. In the case of a licensee who is an individual, the applicant  
8 fails to comply, after appropriate notice, with a subpoena or warrant that is issued  
9 by the department of ~~workforce development~~ children and families or a county child  
10 support agency under s. 59.53 (5) and that is related to paternity or child support  
11 proceedings or the applicant is delinquent in making court-ordered payments of  
12 child or family support, maintenance, birth expenses, medical expenses or other  
13 expenses related to the support of a child or former spouse, as provided in a  
14 memorandum of understanding entered into under s. 49.857. An applicant whose  
15 renewal application is denied under this subd. 1. c. is entitled to a notice and hearing  
16 under s. 49.857 but is not entitled to a hearing under par. (b).

17 **SECTION 2777.** 138.12 (5) (am) 2. of the statutes is amended to read:

18 138.12 (5) (am) 2. The division shall restrict or suspend the license of any  
19 insurance premium finance company if the division finds that, in the case of a  
20 licensee who is an individual, the licensee fails to comply, after appropriate notice,  
21 with a subpoena or warrant that is issued by the department of ~~workforce~~  
22 ~~development~~ children and families or a county child support agency under s. 59.53  
23 (5) and that is related to paternity or child support proceedings or the licensee is  
24 delinquent in making court-ordered payments of child or family support,  
25 maintenance, birth expenses, medical expenses or other expenses related to the



1 support of a child or former spouse, as provided in a memorandum of understanding  
2 entered into under s. 49.857. A licensee whose license is restricted or suspended  
3 under this subdivision is entitled to a notice and hearing under s. 49.857 but is not  
4 entitled to a hearing under par. (b).

5 **SECTION 2780b.** 139.035 of the statutes is repealed and recreated to read:

6 **139.035 Wine shipped directly to individuals in this state. (1)** All wine  
7 shipped directly to an individual located in Wisconsin by a person holding a direct  
8 wine shipper's permit under s. 125.535 shall be sold with the occupational tax  
9 imposed under s. 139.03 included in the selling price. As directed by the department,  
10 the taxes imposed under s. 139.03 shall be paid to, and a quarterly return filed with,  
11 the department once every quarter. In addition to filing a quarterly liquor tax return,  
12 each person holding a direct wine shipper's permit under s. 125.535 shall be required  
13 to file an addendum, on forms furnished by the department, that provides, at  
14 minimum, the identity, quantity, and price of all wine shipped to individuals in this  
15 state during the previous quarter, along with the name, address, and birthdate of  
16 each person who purchased the wine as well as the name of the person of legal  
17 drinking age who acknowledged delivery of the wine. Working with permittees  
18 under s. 125.535, the department shall develop forms, in both paper and electronic  
19 format, for use by such permittees in obtaining this information and complying with  
20 any other requirement under this state's law in connection with the direct shipment  
21 of wine.

22 **(2)** Any failure of a person holding a direct wine shipper's permit under s.  
23 125.535 to pay the occupational tax or file the addendum required under sub. (1)  
24 within 30 days of its due date constitutes grounds for revocation or suspension of the

1 permit. The provisions on timely filing under s. 71.80 (18) apply to the tax and  
2 addendum required under this section.

3 **SECTION 2780d.** 139.11 (4) (title) of the statutes is amended to read:

4 139.11 (4) (title) CONFIDENTIALITY AND PUBLICATIONS.

5 **SECTION 2780e.** 139.11 (4) of the statutes is renumbered 139.11 (4) (a) and  
6 amended to read:

7 139.11 (4) (a) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3., relating to  
8 confidentiality of income, franchise and gift tax returns, apply to any information  
9 obtained from any person on a fermented malt beverage ~~or intoxicating liquor~~ tax  
10 return, report, schedule, exhibit or other document or from an audit report relating  
11 to any of those documents, except that the department of revenue shall publish  
12 brewery production and sales statistics ~~and shall publish or permit the publication~~  
13 ~~of statistics on the total number of gallons of the types and brands of intoxicating~~  
14 ~~liquor sold in this state.~~

15 **SECTION 2780f.** 139.11 (4) (b) of the statutes is created to read:

16 139.11 (4) (b) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3., relating to  
17 confidentiality of income, franchise and gift tax returns, do not apply to any  
18 information obtained from any person on an intoxicating liquor tax return, report,  
19 schedule, exhibit or other document or from an audit report relating to any of those  
20 documents. With the information provided to the department by any person, the  
21 department of revenue shall publish at least once each month:

22 1. Statistics on the total number of gallons of the types and brands of  
23 intoxicating liquor sold in this state.

24 2. A current and regularly updated list, made available on paper and on the  
25 department's Internet Web site, of permit holders that minimally includes detailed

1 information on the name, address, contact person, and date of permit issuance for  
2 every manufacturer's and rectifier's permit issued under s. 125.52, winery permit  
3 issued under s. 125.53, direct wine shipper's permit issued under s. 125.535,  
4 wholesaler's permit issued under s. 125.54, and out-of-state shipper's permit issued  
5 under s. 125.58.

6 3. A report summarizing the identity, quantity, and price of all products sold  
7 under each winery permit issued under s. 125.53 and each direct wine shipper's  
8 permit issued under s. 125.535.

9 4. A report summarizing the sales quantity and product data available for all  
10 products sold under each wholesaler's permit issued under s. 125.54.

11 **SECTION 2781.** 139.31 (1) (a) of the statutes is amended to read:

12 139.31 (1) (a) On cigarettes weighing not more than 3 pounds per thousand,  
13 ~~38.5~~ 101 mills on each cigarette.

14 **SECTION 2782.** 139.31 (1) (b) of the statutes is amended to read:

15 139.31 (1) (b) On cigarettes weighing more than 3 pounds per thousand, ~~77~~ 202  
16 mills on each cigarette.

17 **SECTION 2783.** 139.315 (1) of the statutes is amended to read:

18 139.315 (1) INVENTORY TAX IMPOSED. On the effective date of any increase in the  
19 sum of the rates under s. 139.31 (1) (a) and (c) or in the sum of the rates under s.  
20 139.31 (1) (b) and (d), an inventory tax is imposed upon cigarettes held in inventory  
21 for sale or resale on which the cigarette tax has been paid at the prior rate and upon  
22 unaffixed stamps in the possession of distributors. Any person who is in possession  
23 of any such cigarettes or unaffixed stamps shall pay the tax imposed under this  
24 section. Any person liable for this tax shall determine the number of cigarettes and  
25 unaffixed stamps in the person's possession on the effective date of the increase, and

1 by the ~~15th~~ 30th day after the effective date of the increase the person shall file a  
2 return and shall by that date pay the tax due.

3 **SECTION 2785.** 139.32 (5) of the statutes is amended to read:

4 139.32 (5) Manufacturers, bonded direct marketers, and distributors who are  
5 authorized by the department to purchase tax stamps shall receive a discount of ~~1.6%~~  
6 0.7 percent of the tax paid on stamp purchases.

7 **SECTION 2838.** 139.76 (1) of the statutes is amended to read:

8 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,  
9 possession with intent to sell or removal for consumption or sale or other disposition  
10 for any purpose of tobacco products by any person engaged as a distributor of them  
11 at the rate of ~~25%~~ 65.6 percent of the manufacturer's established list price to  
12 distributors without diminution by volume or other discounts on domestic products.  
13 On products imported from another country the rate of tax is ~~25%~~ 65.6 percent of the  
14 amount obtained by adding the manufacturer's list price to the federal tax, duties  
15 and transportation costs to the United States. The tax attaches at the time the  
16 tobacco products are received by the distributor in this state. The tax shall be passed  
17 on to the ultimate consumer of the tobacco products. All tobacco products received  
18 in this state for sale or distribution within this state, except tobacco products actually  
19 sold as provided in sub. (2), shall be subject to such tax.

20 **SECTION 2840.** 139.78 (1) of the statutes is amended to read:

21 139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco  
22 products in this state at the rate of ~~25%~~ 65.6 percent of the cost of the tobacco  
23 products. The tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco  
24 products has been paid or if the tobacco products are exempt from the tobacco  
25 products tax under s. 139.76 (2).

1           **SECTION 2851.** 146.19 (title) of the statutes is amended to read:

2           **146.19** (title) **Cooperative American Indian health projects.**

3           **SECTION 2852.** 146.19 (1) (c) of the statutes is amended to read:

4           146.19 **(1)** (c) "Tribal agency" means an agency of the governing body of created  
5 by a tribe.

6           **SECTION 2853.** 146.19 (1) (d) of the statutes is amended to read:

7           146.19 **(1)** (d) "Tribe" means ~~the governing body of~~ a federally recognized  
8 American Indian tribe or band located in this state.

9           **SECTION 2854.** 146.19 (2) (intro.) of the statutes is amended to read:

10           146.19 **(2)** ~~COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.~~ (intro.) From  
11 the appropriation under s. 20.435 (5) (ke), the department shall award grants for  
12 cooperative American Indian health projects in order to ~~promote cooperation among~~  
13 ~~tribes, tribal agencies, inter-tribal organizations and other agencies and~~  
14 ~~organizations in addressing~~ address specific problem areas in the field of American  
15 Indian health. A tribe, tribal agency, or inter-tribal organization may apply, in the  
16 manner specified by the department, for a grant of up to \$10,000 to conduct ~~a~~  
17 cooperative an American Indian health project, ~~which meets all of the following~~  
18 ~~requirements~~ that is designed to do any of the following:

19           **SECTION 2855.** 146.19 (2) (a) of the statutes is repealed.

20           **SECTION 2856.** 146.19 (2) (b) (intro.) of the statutes is repealed.

21           **SECTION 2857.** 146.19 (2) (b) 1. of the statutes is renumbered 146.19 (2) (am).

22           **SECTION 2858.** 146.19 (2) (b) 2. of the statutes is renumbered 146.19 (2) (bm)  
23 and amended to read:

24           146.19 **(2)** (bm) Fund start-up costs of cooperative programs to deliver health  
25 care services to American Indians.

1           **SECTION 2859.** 146.19 (2) (b) 3. of the statutes is renumbered 146.19 (2) (c).

2           **SECTION 2860.** 146.19 (2) (d) of the statutes is created to read:

3           146.19 (2) (d) Provide innovative community-based health care services to  
4 American Indians.

5           **SECTION 2861.** 146.19 (4) of the statutes is repealed.

6           **SECTION 2862.** 146.40 (4d) (am) of the statutes is amended to read:

7           146.40 (4d) (am) If an individual who applies for a certification or approval  
8 under par. (a) does not have a social security number, the individual, as a condition  
9 of obtaining certification or approval, shall submit a statement made or subscribed  
10 under oath or affirmation to the department that the applicant does not have a social  
11 security number. The form of the statement shall be prescribed by the department  
12 of ~~workforce development~~ children and families. A certification or approval issued  
13 in reliance upon a false statement submitted under this paragraph is invalid.

14           **SECTION 2863.** 146.51 (1m) of the statutes is amended to read:

15           146.51 (1m) If an individual who applies for or to renew a license, training  
16 permit or certification under sub. (1) does not have a social security number, the  
17 individual, as a condition of obtaining the license, training permit or certification,  
18 shall submit a statement made or subscribed under oath or affirmation to the  
19 department that the applicant does not have a social security number. The form of  
20 the statement shall be prescribed by the department of ~~workforce development~~  
21 children and families. A license, training permit or certification issued or renewed  
22 in reliance upon a false statement submitted under this subsection is invalid.

23           **SECTION 2864.** 146.51 (2) of the statutes is amended to read:

24           146.51 (2) The department of health and family services may not disclose any  
25 information received under sub. (1) to any person except to the department of

1 ~~workforce development~~ children and families for the purpose of making  
2 certifications required under s. 49.857.

3 **SECTION 2865.** 146.51 (3) of the statutes is amended to read:

4 146.51 (3) The department of health and family services shall deny an  
5 application for the issuance or renewal of a license, training permit or certification  
6 specified in sub. (1), shall suspend a license, training permit or certification specified  
7 in sub. (1) or may, under a memorandum of understanding under s. 49.857 (2),  
8 restrict a license, training permit or certification specified in sub. (1) if the  
9 department of ~~workforce development~~ children and families certifies under s. 49.857  
10 that the applicant for or holder of the license, training permit or certification is  
11 delinquent in the payment of court-ordered payments of child or family support,  
12 maintenance, birth expenses, medical expenses or other expenses related to the  
13 support of a child or former spouse or fails to comply, after appropriate notice, with  
14 a subpoena or warrant issued by the department of ~~workforce development~~ children  
15 and families or a county child support agency under s. 59.53 (5) and related to  
16 paternity or child support proceedings.

17 **SECTION 2866.** 146.52 (1m) of the statutes is amended to read:

18 146.52 (1m) If an individual who applies for or to renew a license, training  
19 permit or certificate under sub. (1) does not have a social security number, the  
20 individual, as a condition of obtaining the license, training permit or certificate, shall  
21 submit a statement made or subscribed under oath or affirmation to the department  
22 that the applicant does not have a social security number. The form of the statement  
23 shall be prescribed by the department of ~~workforce development~~ children and  
24 families. A license, training permit or certificate issued or renewed in reliance upon  
25 a false statement submitted under this subsection is invalid.

1           **SECTION 2869h.** 146.57 (3) (a) of the statutes is amended to read:

2           146.57 (3) (a) The department shall implement a statewide poison control  
3 system, which shall provide poison control services that are available statewide, on  
4 a 24-hour per day and 365-day per year basis and shall provide poison information  
5 and education to health care professionals and the public. From the appropriation  
6 under s. 20.435 (5) (ds), the department shall, if the requirement under par. (b) is  
7 met, distribute total funding of not more than ~~\$375,000~~ \$425,000 in each fiscal year  
8 to supplement the operation of the system and to provide for the statewide collection  
9 and reporting of poison control data. The department may, but need not, distribute  
10 all of the funds in each fiscal year to a single poison control center.

11           **SECTION 2870m.** 146.68 of the statutes is created to read:

12           **146.68 Grant for colposcopies and other services.** From the  
13 appropriation under s. 20.435 (5) (dg), the department shall provide \$100,000 in  
14 fiscal year 2007–08 and \$75,000 in each subsequent fiscal year to an entity that  
15 satisfies the following criteria to provide colposcopic examinations and to provide  
16 services to medical assistance recipients or persons who are eligible for medical  
17 assistance:

18           (1) The entity is located in the western or northern public health region of the  
19 state, as determined by the department.

20           (2) The entity provides Papanicolaou tests, and at least 50 percent of the  
21 persons for whom the entity provides Papanicolaou tests are recipients of medical  
22 assistance or are eligible for medical assistance.

23           **SECTION 2873.** 146.91 (2) (c) of the statutes is repealed.

24           **SECTION 2874.** 146.91 (5) of the statutes is repealed.

25           **SECTION 2875.** 146.99 of the statutes is repealed.



1           **SECTION 2875e.** 146.997 (1) (c) of the statutes is amended to read:

2           146.997 (1) (c) "Health care facility" means a facility, as defined in s. 647.01 (4),  
3           or any hospital, nursing home, community-based residential facility, county home,  
4           county infirmary, county hospital, county mental health complex or other place  
5           licensed or approved by the department of health and family services under s. 49.70,  
6           49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06,  
7           233.40, 233.41, ~~233.42~~ or 252.10.

8           **SECTION 2876.** 149.11 (2) (a) 1. of the statutes is amended to read:

9           149.11 (2) (a) 1. Insurer assessments under s. 149.13, ~~paid to the authority~~  
10          ~~under s. 20.145 (5) (g).~~

11          **SECTION 2877.** 149.11 (2) (a) 3. of the statutes is repealed and recreated to read:

12          149.11 (2) (a) 3. Moneys received from the federal government in high risk pool  
13          grants.

14          **SECTION 2878.** 149.11 (2) (b) of the statutes is amended to read:

15          149.11 (2) (b) The authority controls the assets of the fund ~~and shall select~~  
16          ~~regulated financial institutions in this state that receive deposits in which to~~  
17          ~~establish and maintain accounts for assets needed on a current basis. If practicable,~~  
18          ~~the accounts shall earn interest.~~

19          **SECTION 2881.** 149.12 (2) (f) 2. g. of the statutes is created to read:

20          149.12 (2) (f) 2. g. Benefits under the demonstration project for childless adults  
21          under s. 49.45 (23).

22          **SECTION 2882.** 149.12 (2) (g) 3. of the statutes is amended to read:

23          149.12 (2) (g) 3. Services provided under ~~a waiver requested under 2001~~  
24          ~~Wisconsin Act 16, section 9123 (16rs), or 2003 Wisconsin Act 33, section 9124 (8e) the~~  
25          disabled children's long-term support program, as defined in s. 46.011 (1g).

1           **SECTION 2883.** 149.12 (3) (a) of the statutes is amended to read:

2           149.12 (3) (a) Except as provided in pars. (b) and ~~(bm)~~ to (c), no person is eligible  
3 for coverage under the plan for whom a premium, deductible, or coinsurance amount  
4 is paid or reimbursed by a federal, state, county, or municipal government or agency  
5 as of the first day of any term for which a premium amount is paid or reimbursed and  
6 as of the day after the last day of any term during which a deductible or coinsurance  
7 amount is paid or reimbursed.

8           **SECTION 2884.** 149.12 (3) (c) of the statutes is created to read:

9           149.12 (3) (c) Persons for whom premium costs for health insurance coverage  
10 and copayments for certain prescription drugs are paid under the pilot program  
11 under s. 49.686 (6) are not ineligible for coverage under the plan by reason of such  
12 payments.

13           **SECTION 2885.** 149.13 (3) (a) of the statutes is amended to read:

14           149.13 (3) (a) Each insurer's proportion of participation under sub. (2) shall be  
15 determined annually by the commissioner based on annual statements and other  
16 reports filed by the insurer with the commissioner. The commissioner shall assess  
17 an insurer for the insurer's proportion of participation based on the total  
18 assessments estimated by the authority. An insurer shall pay the amount of the  
19 assessment directly to the authority.

20           **SECTION 2892.** 149.143 (1) (intro.) of the statutes is amended to read:

21           149.143 (1) COSTS EXCLUDING SUBSIDIES. (intro.) The authority shall pay plan  
22 costs, excluding any premium, deductible, and copayment subsidies, first from any  
23 federal funds, if any, that are transferred to the fund under s. 20.145 (5) (m) and  
24 under s. 149.11 (2) (a) 3. that exceed premium, deductible, and copayment subsidy

1 costs in a policy year. The remainder of the plan costs, excluding premium,  
2 deductible, and copayment subsidy costs, shall be paid as follows:

3 **SECTION 2893.** 149.143 (2) (intro.) of the statutes is amended to read:

4 149.143 (2) SUBSIDY COSTS. (intro.) The authority shall pay for premium,  
5 deductible, and copayment subsidies in a policy year first from any federal funds, if  
6 any, that are transferred to the fund under s. 20.145 (5) (m) under s. 149.11 (2) (a)  
7 3. received in that year. The remainder of the subsidy costs shall be paid as follows:

8 **SECTION 2895h.** Subchapter IV of chapter 149 [precedes 149.60] of the statutes  
9 is repealed.

10 **SECTION 2898g.** 150.84 (2) of the statutes is amended to read:

11 150.84 (2) "Health care facility" means a facility, as defined in s. 647.01 (4), or  
12 any hospital, nursing home, community-based residential facility, county home,  
13 county infirmary, county hospital, county mental health center or other place  
14 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
15 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, 233.42  
16 or 252.10.

17 **SECTION 2898h.** 153.05 (2r) (intro.) of the statutes, as affected by 2005  
18 Wisconsin Act 228, is amended to read:

19 153.05 (2r) (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), from the  
20 appropriation account under s. 20.515 (1) (ut) the department of employee trust  
21 funds may expend up to \$150,000, and from the appropriation accounts under s.  
22 20.435 (1) (hg) and (hi) the department of health and family services, in its capacity  
23 as a public health authority, may expend moneys, to contract with a data  
24 organization to perform services under this chapter that are specified for the data  
25 organization under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of

1 health and family services to perform or contract for the performance of these  
2 services. As condition of the contract under this subsection, all of the following apply:

3 **SECTION 2898r.** 155.01 (6) of the statutes is amended to read:

4 155.01 (6) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
5 any hospital, nursing home, community-based residential facility, county home,  
6 county infirmary, county hospital, county mental health center or other place  
7 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
8 50.35, 51.08 or 51.09 or a facility under s. 45.50, 51.05, 51.06, 233.40, 233.41, ~~233.42~~  
9 or 252.10.

10 **SECTION 2902.** 165.08 of the statutes is amended to read:

11 **165.08 Power to compromise.** Any civil action prosecuted by the  
12 department by direction of any officer, department, board or commission, shall be  
13 compromised or discontinued when so directed by such officer, department, board or  
14 commission. Any Except as provided in s. 20.931 (7) (b), any civil action prosecuted  
15 by the department on the initiative of the attorney general, or at the request of any  
16 individual may be compromised or discontinued with the approval of the governor.  
17 In any criminal action prosecuted by the attorney general, the department shall have  
18 the same powers with reference to such action as are vested in district attorneys.

19 **SECTION 2904.** 165.25 (11) of the statutes is created to read:

20 165.25 (11) FALSE CLAIMS. Diligently investigate possible violations of s. 20.931,  
21 and, if the department determines that a person has committed an act that is  
22 punishable under s. 20.931, may bring a civil action against that person.

23 **SECTION 2905.** 165.72 (3) of the statutes is amended to read:

24 165.72 (3) REWARD PAYMENT PROGRAM. The department shall administer a  
25 reward payment program. Under the program, the department may offer and pay

1 rewards from the appropriation under s. 20.455 (2) ~~(e)~~ (m) for information under sub.  
2 (2) (a) leading to the arrest and conviction of a person for a violation of ch. 961.

3 **SECTION 2906.** 165.85 (3) (cm) of the statutes is amended to read:

4 165.85 **(3)** (cm) Decertify law enforcement, tribal law enforcement, jail or  
5 secure detention officers who terminate employment or are terminated, who violate  
6 or fail to comply with a rule or order of the board relating to curriculum or training,  
7 who fail to pay court-ordered payments of child or family support, maintenance,  
8 birth expenses, medical expenses or other expenses related to the support of a child  
9 or former spouse or who fail to comply, after appropriate notice, with a subpoena or  
10 warrant issued by the department of ~~workforce development~~ children and families  
11 or a county child support agency under s. 59.53 (5) and related to paternity or child  
12 support proceedings. The board shall establish procedures for decertification in  
13 compliance with ch. 227, except that decertification for failure to pay court-ordered  
14 payments of child or family support, maintenance, birth expenses, medical expenses  
15 or other expenses related to the support of a child or former spouse or for failure to  
16 comply, after appropriate notice, with a subpoena or warrant issued by the  
17 department of ~~workforce development~~ children and families or a county child  
18 support agency under s. 59.53 (5) and related to paternity or child support  
19 proceedings shall be done as provided under sub. (3m) (a).

20 **SECTION 2907.** 165.85 (3m) (a) of the statutes is amended to read:

21 165.85 **(3m)** (a) As provided in a memorandum of understanding entered into  
22 with the department of ~~workforce development~~ children and families under s.  
23 49.857, refuse certification to an individual who applies for certification under this  
24 section, refuse recertification to an individual certified under this section or decertify  
25 an individual certified under this section if the individual fails to pay court-ordered

1 payments of child or family support, maintenance, birth expenses, medical expenses  
2 or other expenses related to the support of a child or former spouse or if the individual  
3 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
4 department of ~~workforce development~~ children and families or a county child  
5 support agency under s. 59.53 (5) and related to paternity or child support  
6 proceedings.

7 **SECTION 2908.** 165.85 (3m) (b) 1. of the statutes is amended to read:

8 165.85 (3m) (b) 1. Request that an individual provide the board with his or her  
9 social security number when he or she applies for certification or recertification  
10 under this section. Except as provided in subd. 2., if an individual who is requested  
11 by the board to provide his or her social security number under this paragraph does  
12 not comply with the board's request, the board shall deny the individual's application  
13 for certification or recertification. The board may disclose a social security number  
14 provided by an individual under this paragraph only to the department of ~~workforce~~  
15 ~~development~~ children and families as provided in a memorandum of understanding  
16 entered into with the department of ~~workforce development~~ children and families  
17 under s. 49.857.

18 **SECTION 2909.** 165.85 (3m) (b) 2. of the statutes is amended to read:

19 165.85 (3m) (b) 2. As a condition of applying for certification or recertification,  
20 an individual who does not have a social security number shall submit a statement  
21 made or subscribed under oath or affirmation to the board that he or she does not  
22 have a social security number. The form of the statement shall be prescribed by the  
23 department of ~~workforce development~~ children and families. A certification or  
24 recertification issued in reliance on a false statement submitted under this  
25 subdivision is invalid.

1           **SECTION 2909h.** 165.91 (2) of the statutes is renumbered 165.91 (2) (a) and  
2 amended to read:

3           165.91 (2) (a) From the appropriation under s. 20.455 (2) (kw), the department  
4 shall provide grants to tribes to fund tribal law enforcement operations. To be  
5 eligible for a grant under this ~~section~~ subsection, a tribe must submit an application  
6 for a grant to the department that includes a proposed plan for expenditure of the  
7 grant moneys. The department shall review any application and plan submitted to  
8 determine whether that application and plan meet the criteria established under  
9 ~~sub. (3) par. (b)~~. The department shall review the use of grant money provided under  
10 this ~~section~~ subsection to ensure that the money is used according to the approved  
11 plan.

12           **SECTION 2909j.** 165.91 (3) of the statutes is renumbered 165.91 (2) (b) and  
13 amended to read:

14           165.91 (2) (b) The department shall develop criteria and procedures for use in  
15 administering this ~~section~~ subsection. The department may not consider the grant  
16 under sub. (4) when determining grant awards under this subsection.  
17 Notwithstanding s. 227.10 (1), the criteria and procedures need not be promulgated  
18 as rules under ch. 227.

19           **SECTION 2909L.** 165.91 (4) of the statutes is created to read:

20           165.91 (4) From the appropriation under s. 20.455 (2) (kw) the department  
21 shall annually award the Lac Courte Oreilles band of Lake Superior Chippewa  
22 Indians \$80,000 for tribal law enforcement services.

23           **SECTION 2913c.** 167.10 (3) (c) (intro.) of the statutes is amended to read:

24           167.10 (3) (c) (intro.) A permit under this subsection may be issued only to the  
25 following persons:

1           **SECTION 2913d.** 167.10 (3) (c) 6. of the statutes is repealed and recreated to  
2 read:

3           167.10 (3) (c) 6. Any individual or group of individuals.

4           **SECTION 2913e.** 167.10 (4) of the statutes is amended to read:

5           167.10 (4) ~~OUT-OF-STATE AND IN-STATE SHIPPING.~~ This section does not prohibit  
6 a resident wholesaler or jobber from selling fireworks to a ~~person outside of this state~~  
7 nonresident person or to a person or group granted a permit under sub. (3) (c) 1. to  
8 7. A resident wholesaler or jobber that ships the fireworks sold under this subsection  
9 shall package and ship the fireworks in accordance with applicable state and federal  
10 law by, as defined in s. 194.01 (1), (2) and (11), common motor carrier, contract motor  
11 carrier or private motor carrier.

12           **SECTION 2914.** 169.34 (2) of the statutes is amended to read:

13           169.34 (2) ~~DISCLOSURE OF SOCIAL SECURITY NUMBERS.~~ The department of natural  
14 resources may not disclose any social security numbers received under sub. (1) to any  
15 person except to the department of ~~workforce development~~ children and families for  
16 the sole purpose of administering s. 49.22.

17           **SECTION 2915.** 169.34 (3) (a) of the statutes is amended to read:

18           169.34 (3) (a) As provided in the memorandum of understanding required  
19 under s. 49.857 (2), the department of natural resources shall deny an application  
20 to issue or renew, to suspend if already issued, or to otherwise withhold or restrict  
21 a license issued under this chapter if the applicant for or the holder of the license is  
22 delinquent in making court-ordered payments of child or family support,  
23 maintenance, birth expenses, medical expenses, or other expenses related to the  
24 support of a child or former spouse or if the applicant or holder fails to comply with  
25 a subpoena or warrant issued by the department of ~~workforce development~~ children



1 and families or a county child support agency under s. 59.53 (5) and relating to  
2 paternity or child support proceedings.

3 **SECTION 2916.** 170.12 (3m) (a) 1m. of the statutes is amended to read:

4 170.12 (3m) (a) 1m. If the applicant is an individual and does not have a social  
5 security number, a statement made or subscribed under oath or affirmation that the  
6 applicant does not have a social security number. The form of the statement shall  
7 be prescribed by the department of ~~workforce development~~ children and families. A  
8 permit issued in reliance upon a false statement submitted under this subdivision  
9 is invalid.

10 **SECTION 2917.** 170.12 (3m) (b) 2. of the statutes is amended to read:

11 170.12 (3m) (b) 2. The board may disclose information under par. (a) 1. or 2.  
12 to the department of ~~workforce development~~ children and families in accordance  
13 with a memorandum of understanding under s. 49.857.

14 **SECTION 2918.** 170.12 (8) (b) 1. c. of the statutes is amended to read:

15 170.12 (8) (b) 1. c. In the case of a permit holder who is an individual, the  
16 applicant fails to provide his or her social security number, fails to comply, after  
17 appropriate notice, with a subpoena or warrant that is issued by the department of  
18 ~~workforce development~~ children and families or a county child support agency under  
19 s. 59.53 (5) and that is related to paternity or child support proceedings or the  
20 applicant is delinquent in making court-ordered payments of child or family  
21 support, maintenance, birth expenses, medical expenses or other expenses related  
22 to the support of a child or former spouse, as provided in a memorandum of  
23 understanding entered into under s. 49.857. An applicant whose renewal  
24 application is denied under this subd. 1. c. is entitled to a notice and hearing under  
25 s. 49.857 but is not entitled to any other hearing under this section.

1           **SECTION 2919.** 170.12 (8) (b) 2. of the statutes is amended to read:

2           170.12 (8) (b) 2. The board shall restrict or suspend a permit issued under this  
3 section if the board finds that, in the case of a permit holder who is an individual, the  
4 permit holder fails to comply, after appropriate notice, with a subpoena or warrant  
5 that is issued by the department of ~~workforce development~~ children and families or  
6 a county child support agency under s. 59.53 (5) and that is related to paternity or  
7 child support proceedings or the permit holder is delinquent in making  
8 court-ordered payments of child or family support, maintenance, birth expenses,  
9 medical expenses or other expenses related to the support of a child or former spouse,  
10 as provided in a memorandum of understanding entered into under s. 49.857. A  
11 permit holder whose permit is restricted or suspended under this subdivision is  
12 entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
13 hearing under this section.

14           **SECTION 2921.** 175.40 (6m) (c) 4. of the statutes is created to read:

15           175.40 (6m) (c) 4. By no later than 30 days after the end of each calendar  
16 quarter, the department of administration shall submit a report to the joint  
17 committee on finance detailing all moneys expended or encumbered from the  
18 appropriation account under s. 20.505 (2) (am) during that calendar quarter for costs  
19 and judgments under subd. 1. or 2.

20           **SECTION 2922.** 177.265 (1) (intro.) of the statutes is amended to read:

21           177.265 (1) (intro.) At least quarterly, the department of ~~workforce~~  
22 ~~development~~ children and families shall reimburse the administrator, based on  
23 information provided by the administrator, for all of the following:

24           **SECTION 2922u.** 185.81 of the statutes is amended to read:

1           **185.81 Admission of foreign cooperatives.** A foreign cooperative is entitled  
2 to all rights, exemptions and privileges of a cooperative organized under this chapter,  
3 if it is authorized to do business in this state under ch. 180. Such foreign cooperative  
4 may qualify under ch. 180 whether or not formed for profit and whether or not formed  
5 with stock. Any such foreign cooperative claiming to be subject to s. 71.26 (1) (a) or  
6 71.45 (1) (a) may be required to furnish the department of revenue with such facts  
7 as said department shall deem necessary to establish the foreign cooperative's rights  
8 thereunder.

9           **SECTION 2924c.** 185.981 (4t) of the statutes is amended to read:

10           185.981 (4t) A sickness care plan operated by a cooperative association is  
11 subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,  
12 632.853, 632.855, 632.87 (2m), (3), (4), (5), and (6), 632.895 (10) to ~~(14)~~ (15), and  
13 632.897 (10) and chs. 149 and 155.

14           **SECTION 2924f.** 185.983 (1) (intro.) of the statutes is amended to read:

15           185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be  
16 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,  
17 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,  
18 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,  
19 632.855, 632.87 (2m), (3), (4), (5), and (6), 632.895 (5) and (9) to ~~(14)~~ (15), 632.896, and  
20 632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association  
21 shall:

22           **SECTION 2929.** 196.218 (3) (a) 3. a. of the statutes is amended to read:

23           196.218 (3) (a) 3. a. The amount appropriated under s. 20.155 (1) (q), ~~except~~  
24 that in fiscal year 2003-04 the total amount of contributions in that fiscal year under  
25 this subd. 3. a. may not exceed \$5,000,000 and ~~except that beginning in fiscal year~~

1 2004-05 the total amount of contributions in a fiscal year under this subd. 3. a. may  
2 not exceed \$6,000,000.

3 **SECTION 2929e.** 196.218 (3) (a) 4. of the statutes is repealed.

4 **SECTION 2929g.** 196.218 (3) (e) of the statutes is amended to read:

5 196.218 (3) (e) ~~Except as provided in par. (f) and s. 196.196 (2) (d), a~~ A  
6 telecommunications provider or other person may not establish a surcharge on  
7 customers' bills to collect from customers contributions required under this  
8 subsection.

9 **SECTION 2929j.** 196.218 (3) (f) of the statutes is amended to read:

10 196.218 (3) (f) Notwithstanding ss. 196.196 (1) and (5) (d) 2., 196.20 (2m), (5)  
11 and (6), 196.213 and 196.215, a telecommunications utility that provides local  
12 exchange service may make adjustments to local exchange service rates for the  
13 purpose of recovering ~~the portion of its contributions to the universal service fund~~  
14 ~~that is determined by the commission under par. (a) 4.~~ required under this  
15 subsection. A telecommunications utility that adjusts local exchange service rates  
16 for the purpose of recovering ~~all or any amount of that portion~~ such contributions  
17 shall identify on customer bills a single amount that is the total amount of the  
18 adjustment. The public service commission shall provide telecommunications  
19 utilities the information necessary to identify such amounts on customer bills.

20 **SECTION 2929m.** 196.218 (3) (g) of the statutes is created to read:

21 196.218 (3) (g) If the commission or a telecommunications provider makes a  
22 mistake in calculating or reporting any data in connection with the contributions  
23 required under par. (a), and the mistake results in the telecommunications  
24 provider's overpayment of such a contribution, the commission shall reimburse the  
25 telecommunications provider for the amount of the overpayment.

1           **SECTION 2929v.** 196.218 (5) (a) 6. of the statutes is amended to read:

2           196.218 **(5)** (a) 6. To pay the ~~department of administration~~ for  
3 telecommunications services provided under ~~s. 16.972 (1)~~ to the campuses of the  
4 University of Wisconsin System at ~~River Falls, Stout, Superior and Whitewater.~~

5           **SECTION 2930.** 196.218 (5) (a) 7. of the statutes is repealed.

6           **SECTION 2931.** 196.218 (5) (d) 2. of the statutes is amended to read:

7           196.218 **(5)** (d) 2. The commission shall annually provide information booklets  
8 to all Wisconsin ~~works~~ Works agencies that describe the current assistance from the  
9 universal service fund that is available to low-income individuals who are served by  
10 the Wisconsin ~~works~~ Works agencies, including a description of how such individuals  
11 may obtain such assistance. The department of ~~workforce development~~ children and  
12 families shall assist the commission in identifying the Wisconsin ~~works~~ Works  
13 agencies to which the commission is required to submit the information required  
14 under this subdivision.

15           **SECTION 2932.** 196.374 (3) (b) 2. (intro.) of the statutes, as affected by 2005  
16 Wisconsin Act 141, is amended to read:

17           196.374 **(3)** (b) 2. (intro.) The commission shall require each energy utility to  
18 spend 1.2 percent of its annual operating revenues to fund the utility's programs  
19 under sub. (2) (b) 1., the utility's ordered programs, ~~and~~ the utility's share of the  
20 statewide energy efficiency and renewable resource programs under sub. (2) (a) 1.,  
21 and the utility's share, as determined by the commission under sub. (3) (b) 4., of the  
22 costs incurred by the commission in administering this section. Subject to approval  
23 under subd. 3., the commission may require each energy utility to spend a larger  
24 percentage of its annual operating revenues to fund these programs and costs. The

1 commission may make such a requirement based on the commission's consideration  
2 of all of the following:

3 **SECTION 2933.** 196.374 (3) (b) 4. of the statutes is created to read:

4 196.374 **(3)** (b) 4. In each fiscal year, the commission shall collect from the  
5 persons with whom energy utilities contract under sub. (2) (a) 1. an amount equal  
6 to the costs incurred by the commission in administering this section.

7 **SECTION 2936.** 217.05 (1m) (b) 2. of the statutes is amended to read:

8 217.05 **(1m)** (b) 2. The division may disclose information under par. (a) 1. to the  
9 department of ~~workforce development~~ children and families in accordance with a  
10 memorandum of understanding under s. 49.857.

11 **SECTION 2937.** 217.05 (1m) (c) 1. of the statutes is amended to read:

12 217.05 **(1m)** (c) 1. If an applicant who is an individual does not have a social  
13 security number, the applicant, as a condition of applying for or applying to renew  
14 a license, shall submit a statement made or subscribed under oath or affirmation to  
15 the division that the applicant does not have a social security number. The form of  
16 the statement shall be prescribed by the department of ~~workforce development~~  
17 children and families.

18 **SECTION 2938.** 217.06 (6) of the statutes is amended to read:

19 217.06 **(6)** If the applicant is an individual, the applicant has not failed to  
20 comply, after appropriate notice, with a subpoena or warrant issued by the  
21 department of ~~workforce development~~ children and families or a county child  
22 support agency under s. 59.53 (5) and related to paternity or child support  
23 proceedings and is not delinquent in making court-ordered payments of child or  
24 family support, maintenance, birth expenses, medical expenses or other expenses

1 related to the support of a child or former spouse, as provided in a memorandum of  
2 understanding entered into under s. 49.857.

3 **SECTION 2939.** 217.09 (1m) of the statutes is amended to read:

4 217.09 **(1m)** The division shall restrict or suspend any license issued under this  
5 chapter to an individual, if the individual fails to comply, after appropriate notice,  
6 with a subpoena or warrant issued by the department of ~~workforce development~~  
7 children and families or a county child support agency under s. 59.53 (5) and related  
8 to paternity or child support proceedings or is delinquent in making court-ordered  
9 payments of child or family support, maintenance, birth expenses, medical expenses  
10 or other expenses related to the support of a child or former spouse, as provided in  
11 a memorandum of understanding entered into under s. 49.857. A licensee whose  
12 license is restricted or suspended under this subsection is entitled to a notice and  
13 hearing only as provided in a memorandum of understanding entered into under s.  
14 49.857 and is not entitled to any other notice or hearing under this chapter.

15 **SECTION 2940.** 218.0114 (20) (c) of the statutes is amended to read:

16 218.0114 **(20)** (c) An applicant or licensee furnishing information under par. (a)  
17 may designate the information as a trade secret, as defined in s. 134.90 (1) (c), or as  
18 confidential business information. The licensor shall notify the applicant or licensee  
19 providing the information 15 days before any information designated as a trade  
20 secret or as confidential business information is disclosed to the legislature, a state  
21 agency, as defined in s. 13.62 (2), a local governmental unit, as defined in s. 605.01  
22 (1), or any other person. The applicant or licensee furnishing the information may  
23 seek a court order limiting or prohibiting the disclosure, in which case the court shall  
24 weigh the need for confidentiality of the information against the public interest in  
25 the disclosure. A designation under this paragraph does not prohibit the disclosure

1 of a person's name or address, of the name or address of a person's employer or of  
2 financial information that relates to a person when requested under s. 49.22 (2m) by  
3 the department of ~~workforce development~~ children and families or a county child  
4 support agency under s. 59.53 (5).

5 **SECTION 2941.** 218.0114 (21e) (a) of the statutes is amended to read:

6 218.0114 (21e) (a) In addition to any other information required under this  
7 section and except as provided in par. (c), an application by an individual for the  
8 issuance or renewal of a license described in sub. (14) shall include the individual's  
9 social security number and an application by a person who is not an individual for  
10 the issuance or renewal of a license described in sub. (14) (a), (b), (c) or (e) shall  
11 include the person's federal employer identification number. The licensor may not  
12 disclose any information received under this paragraph to any person except the  
13 department of ~~workforce development~~ children and families for purposes of  
14 administering s. 49.22 or the department of revenue for the sole purpose of  
15 requesting certifications under s. 73.0301.

16 **SECTION 2942.** 218.0114 (21e) (c) of the statutes is amended to read:

17 218.0114 (21e) (c) If an applicant for the issuance or renewal of a license  
18 described in sub. (14) is an individual who does not have a social security number,  
19 the applicant, as a condition of applying for or applying to renew the license, shall  
20 submit a statement made or subscribed under oath or affirmation to the licensor that  
21 the applicant does not have a social security number. The form of the statement shall  
22 be prescribed by the department of ~~workforce development~~ children and families.  
23 Any license issued or renewed in reliance upon a false statement submitted by an  
24 applicant under this paragraph is invalid.

25 **SECTION 2943.** 218.0114 (21g) (b) 2. of the statutes is amended to read:



1           218.0114 **(21g)** (b) 2. The licensor may disclose information under par. (a) 1. to  
2           the department of ~~workforce development~~ children and families in accordance with  
3           a memorandum of understanding under s. 49.857.

4           **SECTION 2944.** 218.0114 (21g) (c) of the statutes is amended to read:

5           218.0114 **(21g)** (c) If an applicant for the issuance or renewal of a license  
6           described in sub. (16) is an individual who does not have a social security number,  
7           the applicant, as a condition of applying for or applying to renew the license, shall  
8           submit a statement made or subscribed under oath or affirmation to the licensor that  
9           the applicant does not have a social security number. The form of the statement shall  
10          be prescribed by the department of ~~workforce development~~ children and families.  
11          Any license issued or renewed in reliance upon a false statement submitted by an  
12          applicant under this paragraph is invalid.

13          **SECTION 2945.** 218.0116 (1g) (a) of the statutes is amended to read:

14          218.0116 **(1g)** (a) A license described in s. 218.0114 (14) shall be denied,  
15          restricted, limited or suspended if the applicant or licensee is an individual who fails  
16          to comply, after appropriate notice, with a subpoena or warrant issued by the  
17          department of ~~workforce development~~ children and families or a county child  
18          support agency under s. 59.53 (5) and related to paternity or child support  
19          proceedings or who is delinquent in making court-ordered payments of child or  
20          family support, maintenance, birth expenses, medical expenses or other expenses  
21          related to the support of a child or former spouse, as provided in a memorandum of  
22          understanding entered into under s. 49.857.

23          **SECTION 2946.** 218.0116 (1m) (a) 3. of the statutes is amended to read:

24          218.0116 **(1m)** (a) 3. The applicant is an individual who fails to comply, after  
25          appropriate notice, with a subpoena or warrant issued by the department of

1 ~~workforce development~~ children and families or a county child support agency under  
2 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
3 in making court-ordered payments of child or family support, maintenance, birth  
4 expenses, medical expenses or other expenses related to the support of a child or  
5 former spouse, as provided in a memorandum of understanding entered into under  
6 s. 49.857. An applicant whose application is denied under this subdivision is entitled  
7 to a notice and hearing under s. 49.857 but is not entitled to any other notice or  
8 hearing under ss. 218.0101 to 218.0163.

9 **SECTION 2947.** 218.0116 (1m) (b) of the statutes is amended to read:

10 218.0116 **(1m)** (b) A license described in s. 218.0114 (16) shall be restricted or  
11 suspended if the licensee is an individual who fails to comply, after appropriate  
12 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
13 ~~development~~ children and families or a county child support agency under s. 59.53  
14 (5) and related to paternity or child support proceedings or who is delinquent in  
15 making court-ordered payments of child or family support, maintenance, birth  
16 expenses, medical expenses or other expenses related to the support of a child or  
17 former spouse, as provided in a memorandum of understanding entered into under  
18 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
19 is entitled to a notice and hearing under s. 49.857 but is not entitled to any other  
20 notice or hearing under ss. 218.0101 to 218.0163.

21 **SECTION 2948.** 218.0171 (2) (cq) of the statutes is amended to read:

22 218.0171 **(2)** (cq) Upon payment of a refund to a consumer under par. (b) 2. b.,  
23 the manufacturer shall provide to the consumer a written statement that specifies  
24 the trade-in amount previously applied under s. 77.51 (4) ~~(b) 3. or 3m. or (15) (b) 4.~~  
25 ~~or 4m. (12m) (b) 5. or 6. or (15b) (b) 5. or 6.~~ toward the sales price of the motor vehicle

1 having the nonconformity and the date on which the manufacturer provided the  
2 refund.

3 **SECTION 2952.** 218.02 (2) (a) 2. b. of the statutes is amended to read:

4 218.02 (2) (a) 2. b. The division may disclose information under subd. 1. a. to  
5 the department of ~~workforce development~~ children and families in accordance with  
6 a memorandum of understanding under s. 49.857.

7 **SECTION 2953.** 218.02 (2) (a) 3. of the statutes is amended to read:

8 218.02 (2) (a) 3. If an applicant who is an individual does not have a social  
9 security number, the applicant, as a condition of applying for or applying to renew  
10 a license under this section, shall submit a statement made or subscribed under oath  
11 or affirmation to the division that the applicant does not have a social security  
12 number. The form of the statement shall be prescribed by the department of  
13 ~~workforce development~~ children and families. Any license issued or renewed in  
14 reliance upon a false statement submitted by an applicant under this subdivision is  
15 invalid.

16 **SECTION 2954.** 218.02 (3) (e) of the statutes is amended to read:

17 218.02 (3) (e) That, if the applicant is an individual, the applicant has not failed  
18 to comply, after appropriate notice, with a subpoena or warrant issued by the  
19 department of ~~workforce development~~ children and families or a county child  
20 support agency under s. 59.53 (5) and related to paternity or child support  
21 proceedings and is not delinquent in making court-ordered payments of child or  
22 family support, maintenance, birth expenses, medical expenses or other expenses  
23 related to the support of a child or former spouse, as provided in a memorandum of  
24 understanding entered into under s. 49.857.

25 **SECTION 2955.** 218.02 (6) (b) of the statutes is amended to read:

1           218.02 (6) (b) In accordance with a memorandum of understanding entered  
2 into under s. 49.857, the division shall restrict or suspend a license if the licensee is  
3 an individual who fails to comply, after appropriate notice, with a subpoena or  
4 warrant issued by the department of ~~workforce development~~ children and families  
5 or a county child support agency under s. 59.53 (5) and related to paternity or child  
6 support proceedings or who is delinquent in making court-ordered payments of child  
7 or family support, maintenance, birth expenses, medical expenses or other expenses  
8 related to the support of a child or former spouse.

9           **SECTION 2956.** 218.02 (9) (a) 2. of the statutes is amended to read:

10           218.02 (9) (a) 2. Applications for licenses that are denied or licenses that are  
11 restricted or suspended because the applicant or licensee has failed to comply, after  
12 appropriate notice, with a subpoena or warrant issued by the department of  
13 ~~workforce development~~ children and families or a county child support agency under  
14 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
15 making court-ordered payments of child or family support, maintenance, birth  
16 expenses, medical expenses or other expenses related to the support of a child or  
17 former spouse.

18           **SECTION 2957.** 218.04 (3) (a) 2. b. of the statutes is amended to read:

19           218.04 (3) (a) 2. b. The division may disclose information under subd. 1. a. to  
20 the department of ~~workforce development~~ children and families in accordance with  
21 a memorandum of understanding under s. 49.857.

22           **SECTION 2958.** 218.04 (3) (a) 3. of the statutes is amended to read:

23           218.04 (3) (a) 3. If an applicant who is an individual does not have a social  
24 security number, the applicant, as a condition of applying for or applying to renew  
25 a license under this section, shall submit a statement made or subscribed under oath

1 or affirmation to the division that the applicant does not have a social security  
2 number. The form of the statement shall be prescribed by the department of  
3 ~~workforce development~~ children and families. Any license issued or renewed in  
4 reliance upon a false statement submitted by an applicant under this subdivision is  
5 invalid.

6 **SECTION 2959.** 218.04 (4) (am) 3. of the statutes is amended to read:

7 218.04 (4) (am) 3. The applicant fails to comply, after appropriate notice, with  
8 a subpoena or warrant issued by the department of ~~workforce development~~ children  
9 and families or a county child support agency under s. 59.53 (5) and related to  
10 paternity or child support proceedings or is delinquent in making court-ordered  
11 payments of child or family support, maintenance, birth expenses, medical expenses  
12 or other expenses related to the support of a child or former spouse, as provided in  
13 a memorandum of understanding entered into under s. 49.857. An applicant whose  
14 application is denied under this subdivision for delinquent payments is entitled to  
15 a notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
16 under this section.

17 **SECTION 2960.** 218.04 (5) (am) of the statutes is amended to read:

18 218.04 (5) (am) The division shall restrict or suspend a license issued under  
19 this section if the division finds that the licensee is an individual who fails to comply,  
20 after appropriate notice, with a subpoena or warrant issued by the department of  
21 ~~workforce development~~ children and families or a county child support agency under  
22 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
23 in making court-ordered payments of child or family support, maintenance, birth  
24 expenses, medical expenses or other expenses related to the support of a child or  
25 former spouse, as provided in a memorandum of understanding entered into under

1 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
2 is entitled to a notice and hearing only as provided in a memorandum of  
3 understanding entered into under s. 49.857 and is not entitled to any other notice or  
4 hearing under this section.

5 **SECTION 2961.** 218.05 (3) (am) 2. b. of the statutes is amended to read:

6 218.05 (3) (am) 2. b. The division may disclose information under subd. 1. a.  
7 to the department of ~~workforce development~~ children and families in accordance  
8 with a memorandum of understanding under s. 49.857.

9 **SECTION 2962.** 218.05 (3) (am) 3. of the statutes is amended to read:

10 218.05 (3) (am) 3. If an applicant who is an individual does not have a social  
11 security number, the applicant, as a condition of applying for or applying to renew  
12 a license under this section, shall submit a statement made or subscribed under oath  
13 or affirmation to the division that the applicant does not have a social security  
14 number. The form of the statement shall be prescribed by the department of  
15 ~~workforce development~~ children and families. Any license issued or renewed in  
16 reliance upon a false statement submitted by an applicant under this subdivision is  
17 invalid.

18 **SECTION 2963.** 218.05 (4) (c) 3. of the statutes is amended to read:

19 218.05 (4) (c) 3. The applicant is an individual who fails to comply, after  
20 appropriate notice, with a subpoena or warrant issued by the department of  
21 ~~workforce development~~ children and families or a county child support agency under  
22 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
23 in making court-ordered payments of child or family support, maintenance, birth  
24 expenses, medical expenses or other expenses related to the support of a child or  
25 former spouse, as provided in a memorandum of understanding entered into under

1 s. 49.857. An applicant whose application is denied under this subdivision for  
2 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
3 entitled to any notice or hearing under par. (b).

4 **SECTION 2964.** 218.05 (11) (c) of the statutes is amended to read:

5 218.05 (11) (c) The renewal applicant is an individual who fails to comply, after  
6 appropriate notice, with a subpoena or warrant issued by the department of  
7 ~~workforce development~~ children and families or a county child support agency under  
8 s. 59.53 (5) and related to paternity or child support proceedings or is delinquent in  
9 making court-ordered payments of child or family support, maintenance, birth  
10 expenses, medical expenses or other expenses related to the support of a child or  
11 former spouse, as provided in a memorandum of understanding entered into under  
12 s. 49.857. An applicant whose application is denied under this subsection for  
13 delinquent payments or failure to comply with a subpoena or warrant is entitled to  
14 a notice and hearing only as provided in a memorandum of understanding entered  
15 into under s. 49.857 and is not entitled to any other notice or hearing under this  
16 section.

17 **SECTION 2965.** 218.05 (12) (am) of the statutes is amended to read:

18 218.05 (12) (am) The division shall restrict or suspend any license issued under  
19 this section if the licensee is an individual who fails to comply, after appropriate  
20 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
21 ~~development~~ children and families or a county child support agency under s. 59.53  
22 (5) and related to paternity or child support proceedings or who is delinquent in  
23 making court-ordered payments of child or family support, maintenance, birth  
24 expenses, medical expenses or other expenses related to the support of a child or  
25 former spouse, as provided in a memorandum of understanding entered into under

1 s. 49.857. A licensee whose license is restricted or suspended under this paragraph  
2 is entitled to a notice and hearing only as provided in a memorandum of  
3 understanding entered into under s. 49.857 and is not entitled to any other notice or  
4 hearing under this section.

5 **SECTION 2966.** 218.11 (2) (am) 3. of the statutes is amended to read:

6 218.11 (2) (am) 3. The department of commerce may not disclose any  
7 information received under subd. 1. to any person except to the department of  
8 ~~workforce development~~ children and families for purposes of administering s. 49.22  
9 or to the department of revenue for the sole purpose of requesting certifications  
10 under s. 73.0301.

11 **SECTION 2967.** 218.11 (2) (am) 4. of the statutes is amended to read:

12 218.11 (2) (am) 4. If an applicant who is an individual does not have a social  
13 security number, the applicant, as a condition of applying for or applying to renew  
14 a license under this section, shall submit a statement made or subscribed under oath  
15 or affirmation to the department that the applicant does not have a social security  
16 number. The form of the statement shall be prescribed by the department of  
17 ~~workforce development~~ children and families. Any license issued or renewed in  
18 reliance upon a false statement submitted by an applicant under this subdivision is  
19 invalid.

20 **SECTION 2968.** 218.11 (6m) (a) of the statutes is amended to read:

21 218.11 (6m) (a) A license under this section shall be denied, restricted, limited  
22 or suspended if an applicant or licensee is an individual who is delinquent in making  
23 court-ordered payments of child or family support, maintenance, birth expenses,  
24 medical expenses or other expenses related to the support of a child or former spouse,  
25 or who fails to comply, after appropriate notice, with a subpoena or warrant issued



1 by the department of ~~workforce development~~ children and families or a county child  
2 support agency under s. 59.53 (5) and related to paternity or child support  
3 proceedings, as provided in a memorandum of understanding entered into under s.  
4 49.857.

5 **SECTION 2969.** 218.12 (2) (am) 2. of the statutes is amended to read:

6 218.12 (2) (am) 2. The department of commerce may not disclose a social  
7 security number obtained under par. (a) to any person except to the department of  
8 ~~workforce development~~ children and families for the sole purpose of administering  
9 s. 49.22 or to the department of revenue for the sole purpose of requesting  
10 certifications under s. 73.0301.

11 **SECTION 2970.** 218.12 (2) (am) 3. of the statutes is amended to read:

12 218.12 (2) (am) 3. If an applicant does not have a social security number, the  
13 applicant, as a condition of applying for or applying to renew a license under this  
14 section, shall submit a statement made or subscribed under oath or affirmation to  
15 the department that the applicant does not have a social security number. The form  
16 of the statement shall be prescribed by the department of ~~workforce development~~  
17 children and families. Any license issued or renewed in reliance upon a false  
18 statement submitted by an applicant under this subdivision is invalid.

19 **SECTION 2971.** 218.12 (3m) (a) of the statutes is amended to read:

20 218.12 (3m) (a) A license shall be denied, restricted, limited or suspended if the  
21 applicant or licensee is an individual who is delinquent in making court-ordered  
22 payments of child or family support, maintenance, birth expenses, medical expenses  
23 or other expenses related to the support of a child or former spouse, or who fails to  
24 comply, after appropriate notice, with a subpoena or warrant issued by the  
25 department of ~~workforce development~~ children and families or a county child

1 support agency under s. 59.53 (5) and related to paternity or child support  
2 proceedings, as provided in a memorandum of understanding entered into under s.  
3 49.857.

4 **SECTION 2972.** 218.21 (2f) (a) of the statutes is amended to read:

5 218.21 (2f) (a) If an applicant who is an individual does not have a social  
6 security number, the applicant, as a condition of applying for or applying to renew  
7 a motor vehicle salvage dealer's license, shall submit a statement made or subscribed  
8 under oath or affirmation to the department that the applicant does not have a social  
9 security number. The form of the statement shall be prescribed by the department  
10 of ~~workforce development~~ children and families.

11 **SECTION 2973.** 218.21 (2m) (b) of the statutes is amended to read:

12 218.21 (2m) (b) The department of transportation may not disclose any  
13 information received under sub. (2) (ag) or (am) to any person except to the  
14 department of ~~workforce development~~ children and families for purposes of  
15 administering s. 49.22 or the department of revenue for the sole purpose of  
16 requesting certifications under s. 73.0301.

17 **SECTION 2974.** 218.22 (3m) (a) of the statutes is amended to read:

18 218.22 (3m) (a) The department shall deny, restrict, limit or suspend a license  
19 if the applicant or licensee is an individual who is delinquent in making  
20 court-ordered payments of child or family support, maintenance, birth expenses,  
21 medical expenses or other expenses related to the support of a child or former spouse,  
22 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
23 by the department of ~~workforce development~~ children and families or a county child  
24 support agency under s. 59.53 (5) and related to paternity or child support

1 proceedings, as provided in a memorandum of understanding entered into under s.  
2 49.857.

3 **SECTION 2975.** 218.31 (1f) (a) of the statutes is amended to read:

4 218.31 **(1f)** (a) If an applicant who is an individual does not have a social  
5 security number, the applicant, as a condition of applying for or applying to renew  
6 a motor vehicle auction dealer's license, shall submit a statement made or subscribed  
7 under oath or affirmation to the department that the applicant does not have a social  
8 security number. The form of the statement shall be prescribed by the department  
9 of ~~workforce development~~ children and families.

10 **SECTION 2976.** 218.31 (1m) (b) of the statutes is amended to read:

11 218.31 **(1m)** (b) The department of transportation may not disclose any  
12 information received under sub. (1) (ag) or (am) to any person except to the  
13 department of ~~workforce development~~ children and families for purposes of  
14 administering s. 49.22 or the department of revenue for the sole purpose of  
15 requesting certifications under s. 73.0301.

16 **SECTION 2977.** 218.32 (3m) (a) of the statutes is amended to read:

17 218.32 **(3m)** (a) The department shall deny, restrict, limit or suspend a license  
18 if the applicant or licensee is an individual who is delinquent in making  
19 court-ordered payments of child or family support, maintenance, birth expenses,  
20 medical expenses or other expenses related to the support of a child or former spouse,  
21 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
22 by the department of ~~workforce development~~ children and families or a county child  
23 support agency under s. 59.53 (5) and related to paternity or child support  
24 proceedings, as provided in a memorandum of understanding entered into under s.  
25 49.857.

1           **SECTION 2978.** 218.41 (2) (am) 2. of the statutes is amended to read:

2           218.41 **(2)** (am) 2. The department of transportation may not disclose any  
3 information received under subd. 1. a. or b. to any person except to the department  
4 of ~~workforce development~~ children and families for the sole purpose of administering  
5 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
6 under s. 73.0301.

7           **SECTION 2979.** 218.41 (2) (am) 3. of the statutes is amended to read:

8           218.41 **(2)** (am) 3. If an applicant who is an individual does not have a social  
9 security number, the applicant, as a condition of applying for or applying to renew  
10 a license under this section, shall submit a statement made or subscribed under oath  
11 or affirmation to the department that the applicant does not have a social security  
12 number. The form of the statement shall be prescribed by the department of  
13 ~~workforce development~~ children and families. Any license issued or renewed in  
14 reliance upon a false statement submitted by an applicant under this subdivision is  
15 invalid.

16           **SECTION 2980.** 218.41 (3m) (a) of the statutes is amended to read:

17           218.41 **(3m)** (a) A license shall be denied, restricted, limited or suspended if the  
18 applicant or licensee is an individual who is delinquent in making court-ordered  
19 payments of child or family support, maintenance, birth expenses, medical expenses  
20 or other expenses related to the support of a child or former spouse, or who fails to  
21 comply, after appropriate notice, with a subpoena or warrant issued by the  
22 department of ~~workforce development~~ children and families or a county child  
23 support agency under s. 59.53 (5) and related to paternity or child support  
24 proceedings, as provided in a memorandum of understanding entered into under s.  
25 49.857.

1           **SECTION 2981.** 218.51 (3) (am) 2. of the statutes is amended to read:

2           218.51 **(3)** (am) 2. The department of transportation may not disclose any  
3 information received under subd. 1. a. or b. to any person except to the department  
4 of ~~workforce development~~ children and families for the sole purpose of administering  
5 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
6 under s. 73.0301.

7           **SECTION 2982.** 218.51 (3) (am) 3. of the statutes is amended to read:

8           218.51 **(3)** (am) 3. If an applicant for the issuance or renewal of a buyer  
9 identification card is an individual who does not have a social security number, the  
10 applicant, as a condition of applying for or applying to renew the buyer identification  
11 card, shall submit a statement made or subscribed under oath or affirmation to the  
12 department that the applicant does not have a social security number. The form of  
13 the statement shall be prescribed by the department of ~~workforce development~~  
14 children and families. Any buyer identification card issued or renewed in reliance  
15 upon a false statement submitted by an applicant under this subdivision is invalid.

16           **SECTION 2983.** 218.51 (4m) (a) of the statutes is amended to read:

17           218.51 **(4m)** (a) The department shall deny, restrict, limit or suspend a license  
18 if the applicant or licensee is an individual who is delinquent in making  
19 court-ordered payments of child or family support, maintenance, birth expenses,  
20 medical expenses or other expenses related to the support of a child or former spouse,  
21 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
22 by the department of ~~workforce development~~ children and families or a county child  
23 support agency under s. 59.53 (5) and related to paternity or child support  
24 proceedings, as provided in a memorandum of understanding entered into under s.  
25 49.857.

1           **SECTION 2985.** 224.40 (2) of the statutes is amended to read:

2           224.40 (2) FINANCIAL RECORD MATCHING AGREEMENTS. A financial institution is  
3 required to enter into an agreement with the department of ~~workforce development~~  
4 children and families in accordance with rules promulgated under s. 49.853 (2).

5           **SECTION 2986.** 224.40 (3) (b) of the statutes is amended to read:

6           224.40 (3) (b) Disclosing information to the department of ~~workforce~~  
7 ~~development~~ children and families or a county child support agency pursuant to the  
8 financial record matching program under s. 49.853.

9           **SECTION 2987.** 224.40 (3) (c) of the statutes is amended to read:

10          224.40 (3) (c) Encumbering or surrendering any assets held by the financial  
11 institution in response to instructions provided by the department of ~~workforce~~  
12 ~~development~~ children and families or a county child support agency for the purpose  
13 of enforcing a child support obligation.

14          **SECTION 2988.** 224.72 (2) (c) 2. b. of the statutes is amended to read:

15          224.72 (2) (c) 2. b. The department may disclose information under subd. 1. a.  
16 to the department of ~~workforce development~~ children and families in accordance  
17 with a memorandum of understanding under s. 49.857.

18          **SECTION 2989.** 224.72 (2) (d) 1. of the statutes is amended to read:

19          224.72 (2) (d) 1. If an applicant who is an individual does not have a social  
20 security number, the applicant, as a condition of applying for or applying to renew  
21 a registration under this section, shall submit a statement made or subscribed under  
22 oath or affirmation to the division that the applicant does not have a social security  
23 number. The form of the statement shall be prescribed by the department of  
24 ~~workforce development~~ children and families.

25          **SECTION 2990.** 224.72 (7m) (c) of the statutes is amended to read:

1           224.72 **(7m)** (c) The applicant for the issuance or renewal is an individual who  
2 fails to comply, after appropriate notice, with a subpoena or warrant issued by the  
3 department of ~~workforce development~~ children and families or a county child  
4 support agency under s. 59.53 (5) and related to paternity or child support  
5 proceedings or who is delinquent in making court-ordered payments of child or  
6 family support, maintenance, birth expenses, medical expenses or other expenses  
7 related to the support of a child or former spouse, as provided in a memorandum of  
8 understanding entered into under s. 49.857. An applicant whose registration is not  
9 issued or renewed under this paragraph for delinquent payments is entitled to a  
10 notice and hearing under s. 49.857 but is not entitled to any other notice or hearing  
11 under this section.

12           **SECTION 2991.** 224.77 (6) of the statutes is amended to read:

13           224.77 **(6)** RESTRICTION OR SUSPENSION OF REGISTRATION. The department shall  
14 restrict or suspend the registration of a mortgage banker, loan originator or  
15 mortgage broker if the registrant is an individual who fails to comply, after  
16 appropriate notice, with a subpoena or warrant issued by the department of  
17 ~~workforce development~~ children and families or a county child support agency under  
18 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
19 in making court-ordered payments of child or family support, maintenance, birth  
20 expenses, medical expenses or other expenses related to the support of a child or  
21 former spouse, as provided in a memorandum of understanding entered into under  
22 s. 49.857. A registrant whose registration is restricted or suspended under this  
23 subsection is entitled to a notice and hearing only as provided in a memorandum of  
24 understanding entered into under s. 49.857 and is not entitled to any other notice or  
25 hearing under this section.

1           **SECTION 2992.** 224.927 (2) of the statutes is amended to read:

2           224.927 (2) The division may disclose the information to the department of  
3 ~~workforce development~~ children and families in accordance with a memorandum of  
4 understanding under s. 49.857.

5           **SECTION 2993.** 224.95 (1) (c) of the statutes is amended to read:

6           224.95 (1) (c) The applicant is an individual who has failed to comply, after  
7 appropriate notice, with a subpoena or warrant issued by the department of  
8 ~~workforce development~~ children and families or a county child support agency under  
9 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
10 in making court-ordered payments of child or family support, maintenance, birth  
11 expenses, medical expenses or other expenses related to the support of a child or  
12 former spouse, as provided in a memorandum of understanding entered into under  
13 s. 49.857. An applicant whose application for issuance or renewal of a license is  
14 denied under this paragraph is entitled to a notice and a hearing under s. 49.857 but  
15 is not entitled to a notice or hearing under sub. (4).

16           **SECTION 2993m.** 227.01 (12) of the statutes is repealed.

17           **SECTION 2994.** 227.01 (13) (im) of the statutes is created to read:

18           227.01 (13) (im) Relates to the real work, real pay pilot project under s. 49.147  
19 (3m).

20           **SECTION 2994d.** 227.01 (13) (km) of the statutes is created to read:

21           227.01 (13) (km) Establishes policies for information technology development  
22 projects as required under s. 16.971 (2) (Lg).

23           **SECTION 2994g.** 227.01 (13) (kr) of the statutes is created to read:

24           227.01 (13) (kr) Establishes policies for information technology development  
25 projects as required under s. 36.59 (1) (c).



1           **SECTION 2995.** 227.01 (13) (sm) of the statutes is repealed.

2           **SECTION 2996.** 227.01 (13) (um) of the statutes is amended to read:

3           227.01 **(13)** (um) Lists over-the-counter drugs covered by ~~medical assistance~~  
4           Medical Assistance under s. 49.46 (2) (b) 6. i. or 49.471 (11) (a).

5           **SECTION 2997b.** 227.01 (13) (zx) of the statutes is created to read:

6           227.01 **(13)** (zx) Determines a fee under s. 440.03 (9) for an initial credential  
7           for which no examination is required, for a reciprocal credential, or for a credential  
8           renewal.

9           **SECTION 2997be.** 227.114 (6) of the statutes is amended to read:

10           227.114 **(6)** When an agency, under s. 227.20 (1), files with the ~~revisor~~  
11           legislative reference bureau a rule that is subject to this section, the agency shall  
12           include with the rule a summary of the analysis prepared under s. 227.19 (3) (e) and  
13           a summary of the comments of the legislative standing committees, if any. If the rule  
14           does not require the analysis under s. 227.19 (3) (e), the agency shall include with  
15           the rule a statement of the reason for the agency's determination under s. 227.19  
16           (3m). The ~~revisor~~ legislative reference bureau shall publish the summaries or the  
17           statement in the register with the rule.

18           **SECTION 2997br.** 227.135 (3) of the statutes is amended to read:

19           227.135 **(3)** The agency shall send the statement of the scope of a proposed rule  
20           to the ~~revisor~~ legislative reference bureau for publication in the register. On the  
21           same day that the agency sends the statement to the ~~revisor~~ legislative reference  
22           bureau, the agency shall send a copy of the statement to the secretary of  
23           administration.

24           **SECTION 2997de.** 227.14 (1) of the statutes is amended to read:

1           227.14 (1) FORM AND STYLE. In preparing a proposed rule, an agency shall  
2 adhere substantially to the form and style used by the legislative reference bureau  
3 in the preparation of bill drafts and the form and style specified in the manual  
4 prepared by the legislative council staff and the ~~revisor~~ legislative reference bureau  
5 under s. 227.15 (7). To the greatest extent possible, an agency shall prepare proposed  
6 rules in plain language which can be easily understood.

7           **SECTION 2997dr.** 227.14 (3) of the statutes is amended to read:

8           227.14 (3) REFERENCE TO APPLICABLE FORMS. If a proposed rule requires a new  
9 or revised form, an agency shall include a reference to the form in a note to the  
10 proposed rule and shall attach to the proposed rule a copy of the form or a description  
11 of how a copy may be obtained. The ~~revisor~~ legislative reference bureau shall insert  
12 the reference in the code as a note to the rule.

13           **SECTION 2997fe.** 227.14 (4m) of the statutes is amended to read:

14           227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same  
15 day that an agency submits a proposed rule to the legislative council staff under s.  
16 227.15, the agency shall prepare a written notice of the agency's submittal to the  
17 legislative council staff. The notice shall include a statement of the date on which  
18 the proposed rule has been submitted to the legislative council staff for review, of the  
19 subject matter of the proposed rule and of whether a public hearing on the proposed  
20 rule is required, and shall identify the organizational unit within the agency that is  
21 primarily responsible for the promulgation of the rule. The notice shall be approved  
22 by the individual or body with policy-making powers over the subject matter of the  
23 proposed rule. The agency shall send the notice to the ~~revisor~~ legislative reference  
24 bureau for publication in the register. On the same day that the agency sends the

1 notice to the ~~reviser~~ legislative reference bureau, the agency shall send a copy of the  
2 notice to the secretary of administration.

3 **SECTION 2997fr.** 227.14 (6) (c) of the statutes is amended to read:

4 227.14 (6) (c) A proposed rule shall be considered withdrawn on December 31  
5 of the 4th year after the year in which it is submitted to the legislative council staff  
6 under s. 227.15 (1), unless it has been filed ~~in the office of the reviser~~ with the  
7 legislative reference bureau under s. 227.20 (1) or withdrawn by the agency before  
8 that date. No action by a legislative committee or by either house of the legislature  
9 under s. 227.19 delays the date of withdrawal of a proposed rule under this  
10 paragraph.

11 **SECTION 2997he.** 227.15 (1m) (e) of the statutes is amended to read:

12 227.15 (1m) (e) The time, date, and place of any public hearing specified in the  
13 notice in s. 227.17 as soon as that notice is submitted to the ~~reviser of statutes~~  
14 legislative reference bureau under s. 227.17 (1) (a).

15 **SECTION 2997hr.** 227.15 (2) (intro.) of the statutes is amended to read:

16 227.15 (2) **ROLE OF LEGISLATIVE COUNCIL STAFF.** (intro.) The legislative council  
17 staff shall, within 20 working days following receipt of a proposed rule, review the  
18 proposed rule in accordance with this subsection. With the consent of the director  
19 of the legislative council staff, the review period may be extended for an additional  
20 20 working days. The legislative council staff shall act as a clearinghouse for rule  
21 drafting and cooperate with the agency and the ~~reviser~~ legislative reference bureau  
22 to:

23 **SECTION 2997je.** 227.15 (7) of the statutes is amended to read:

1           227.15 (7) RULES PROCEDURES MANUAL. The legislative council staff and the  
2   revisor's bureau legislative reference bureau shall prepare a manual to provide  
3   agencies with information on drafting, promulgation and legislative review of rules.

4           **SECTION 2997jr.** 227.17 (1) (a) of the statutes is amended to read:

5           227.17 (1) (a) Send written notice of the hearing to the revisor legislative  
6   reference bureau for publication in the register and, if required, publish the notice  
7   in a local newspaper.

8           **SECTION 2997Le.** 227.17 (1) (b) of the statutes is amended to read:

9           227.17 (1) (b) Send written notice of the hearing to each member of the  
10   legislature who has filed a written request for notice with the revisor legislative  
11   reference bureau. Upon request, the revisor legislative reference bureau shall  
12   furnish an agency with the name and address of each legislator who has requested  
13   notice.

14          **SECTION 2997Lr.** 227.17 (1) (bm) of the statutes is amended to read:

15          227.17 (1) (bm) Send written notice of the hearing to the secretary of  
16   administration on the same day that the notice is sent to the revisor legislative  
17   reference bureau under par. (a).

18          **SECTION 2997ne.** 227.19 (2) of the statutes is amended to read:

19          227.19 (2) NOTIFICATION OF LEGISLATURE. An agency shall submit a notice to the  
20   chief clerk of each house of the legislature when a proposed rule is in final draft form.  
21   The notice shall be submitted in triplicate and shall be accompanied by a report in  
22   the form specified under sub. (3). A notice received under this subsection on or after  
23   September 1 of an even-numbered year shall be considered received on the first day  
24   of the next regular session of the legislature. The presiding officer of each house of  
25   the legislature shall, within 10 working days following the day on which the notice

1 and report are received, direct the appropriate chief clerk to refer them to one  
2 standing committee. The agency shall submit to the revisor legislative reference  
3 bureau for publication in the register a statement that a proposed rule has been  
4 submitted to the chief clerk of each house of the legislature. Each chief clerk shall  
5 enter a similar statement in the journal of his or her house.

6 **SECTION 2997nr.** 227.20 (1) of the statutes is amended to read:

7 227.20 (1) An agency shall file a certified copy of each rule it promulgates in  
8 ~~the office of the revisor~~ with the legislative reference bureau. No rule is valid until  
9 the certified copy has been filed. A certified copy shall be typed or duplicated on 8  
10 1/2 by 11 inch paper, leaving sufficient room for ~~the revisor's~~ a stamp at the top of the  
11 first page. Forms that are filed need not comply with the specifications of this  
12 subsection.

13 **SECTION 2997pe.** 227.20 (2) of the statutes is amended to read:

14 227.20 (2) The revisor legislative reference bureau shall endorse the date and  
15 the time of filing on each certified copy filed under sub. (1). ~~The revisor~~ bureau shall  
16 keep a file of all certified copies filed under sub. (1).

17 **SECTION 2997pr.** 227.20 (3) (intro.) of the statutes is amended to read:

18 227.20 (3) (intro.) Filing a certified copy of a rule with the revisor legislative  
19 reference bureau creates a presumption of all of the following:

20 **SECTION 2997re.** 227.21 (1) of the statutes is amended to read:

21 227.21 (1) All rules that agencies are directed by this chapter to file with the  
22 ~~revisor~~ legislative reference bureau shall be published in the code and register as  
23 required under s. 35.93.

24 **SECTION 2997rr.** 227.21 (2) (a) of the statutes is amended to read:

1           227.21 (2) (a) Except as provided in s. 601.41 (3) (b), to avoid unnecessary  
2 expense an agency may, with the consent of the ~~revisor~~ legislative reference bureau  
3 and the attorney general, adopt standards established by technical societies and  
4 organizations of recognized national standing by incorporating the standards in its  
5 rules by reference to the specific issue or issues of the publication in which they  
6 appear, without reproducing the standards in full.

7           **SECTION 2997te.** 227.21 (2) (b) of the statutes is amended to read:

8           227.21 (2) (b) The attorney general shall consent to incorporation by reference  
9 only in a rule of limited public interest and in a case where the incorporated  
10 standards are readily available in published form or are available on optical disk or  
11 in another electronic format. Each rule containing an incorporation by reference  
12 shall state how the material incorporated may be obtained and, except as provided  
13 in s. 601.41 (3) (b), that the standards are on file at the offices of the agency and the  
14 ~~revisor~~ legislative reference bureau.

15           **SECTION 2997tr.** 227.21 (4) of the statutes is amended to read:

16           227.21 (4) Agency materials that are exempt from the requirements of this  
17 chapter under s. 227.01 (13) may be published, either verbatim or in summary form,  
18 if the promulgating agency and the ~~revisor~~ legislative reference bureau determine  
19 that the public interest would be served by publication.

20           **SECTION 2997ve.** 227.22 (3) of the statutes is amended to read:

21           227.22 (3) The ~~revisor~~ legislative reference bureau may prescribe in the  
22 manual prepared under s. 227.15 (7) the monthly date prior to which a rule must be  
23 filed in order to be included in that month's issue of the register. The ~~revisor~~  
24 legislative reference bureau shall compute the effective date of each rule submitted  
25 for publication in the register and shall publish it in a note at the end of each section.

1 For the purpose of computing the effective date, the ~~revisor~~ legislative reference  
2 bureau may presume that an issue of the register will be published during the month  
3 in which it is designated for publication.

4 **SECTION 2997vr.** 227.24 (2) (c) of the statutes is amended to read:

5 227.24 (2) (c) Whenever the committee extends an emergency rule or part of  
6 an emergency rule under par. (a), it shall file a statement of its action with the agency  
7 promulgating the emergency rule and the ~~revisor of statutes~~ legislative reference  
8 bureau. The statement shall identify the specific emergency rule or part of an  
9 emergency rule to which it relates.

10 **SECTION 2997xe.** 227.24 (3) of the statutes is amended to read:

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

21 **SECTION 2997xr.** 227.25 of the statutes is amended to read:

22 **227.25 Revisor Legislative reference bureau.** (1) The ~~revisor~~ legislative  
23 reference bureau shall, in cooperation with the legislative council staff under s.  
24 227.15 (7), prepare a manual informing agencies about the form, style and placement  
25 of rules in the code.

1           (2) The ~~revisor~~ legislative reference bureau shall, upon request, furnish an  
2 agency with advice and assistance on the form and mechanics of rule drafting.

3           (3) An agency may request an advance commitment as to the title or numbering  
4 of a proposed rule by submitting a copy of the proposed rule indicating the requested  
5 title and numbering to the ~~revisor~~ legislative reference bureau prior to filing. As soon  
6 as possible after that, the ~~revisor~~ legislative reference bureau shall either approve  
7 the request or inform the agency of any change necessary to preserve uniformity in  
8 the code.

9           (4) The ~~revisor~~ legislative reference bureau may, prior to publication, edit the  
10 analysis of a proposed rule and any other material submitted for publication in the  
11 code and register, may refer to the fact that those materials are on file or may  
12 eliminate them and any reference to them in the code and register if ~~he or she~~  
13 believes they do not appreciably add to an understanding of the rule. The ~~revisor~~  
14 legislative reference bureau shall submit the edited version of any material to the  
15 agency for its comments prior to publication.

16           **SECTION 2997ze.** 227.27 (2) of the statutes is amended to read:

17           227.27 (2) The code shall be prima facie evidence in all courts and proceedings  
18 as provided by s. 889.01, but this does not preclude reference to or, in case of a  
19 discrepancy, control over a rule filed with the ~~revisor~~ legislative reference bureau or  
20 the secretary of state, and the certified copy of a rule shall also and in the same degree  
21 be prima facie evidence in all courts and proceedings.

22           **SECTION 2998.** 227.43 (1) (by) of the statutes is amended to read:

23           227.43 (1) (by) Assign a hearing examiner to preside over any hearing of a  
24 contested case that is required to be conducted by the department of ~~workforce~~



1 development children and families under ch. 48 or subch. III of ch. 49 and that is not  
2 conducted by the secretary of ~~workforce development~~ children and families.

3 **SECTION 2999.** 227.43 (2) (d) of the statutes is amended to read:

4 227.43 (2) (d) The department of ~~workforce development~~ children and families  
5 shall notify the division of hearings and appeals of every pending hearing to which  
6 the administrator of the division is required to assign a hearing examiner under sub.  
7 (1) (by) after the department of ~~workforce development~~ children and families is  
8 notified that a hearing on the matter is required.

9 **SECTION 3000.** 227.43 (3) (d) of the statutes is amended to read:

10 227.43 (3) (d) The administrator of the division of hearings and appeals may  
11 set the fees to be charged for any services rendered to the department of ~~workforce~~  
12 ~~development~~ children and families by a hearing examiner under this section in a  
13 manner consistent with a federally approved allocation methodology. The fees shall  
14 cover the total cost of the services.

15 **SECTION 3001.** 227.43 (4) (d) of the statutes is amended to read:

16 227.43 (4) (d) The department of ~~workforce development~~ children and families  
17 shall pay all costs of the services of a hearing examiner, including support services,  
18 assigned under sub. (1) (by), according to the fees set under sub. (3) (d).

19 **SECTION 3002.** 227.54 of the statutes is amended to read:

20 **227.54 Stay of proceedings.** The institution of the proceeding for review  
21 shall not stay enforcement of the agency decision. The reviewing court may order a  
22 stay upon such terms as it deems proper, except as otherwise provided in ss. 49.17  
23 (7), 196.43, ~~253.06 (7)~~, 448.02 (9), and 551.62.

24 **SECTION 3002m.** 229.68 (15) of the statutes is amended to read:

1           229.68 (15) Impose, by the adoption of a resolution, the taxes under subch. V  
2 of ch. 77. A district may not levy any taxes that are not expressly authorized under  
3 subch. V of ch. 77 and that do not receive the affirmative vote of a supermajority of  
4 the district board. If a district adopts a resolution which imposes taxes, it shall  
5 deliver a certified copy of the resolution to the secretary of revenue at least ~~30~~ 120  
6 days before its effective date.

7           **SECTION 3002n.** 229.824 (15) of the statutes is amended to read:

8           229.824 (15) Impose, by the adoption of a resolution, the taxes under subch. V  
9 of ch. 77, except that the taxes imposed by the resolution may not take effect until  
10 the resolution is approved by a majority of the electors in the district's jurisdiction  
11 voting on the resolution at a referendum, to be held at the first spring primary or  
12 September primary following by at least 45 days the date of adoption of the  
13 resolution. Two questions shall appear on the ballot. The first question shall be:  
14 "Shall a sales tax and a use tax be imposed at the rate of 0.5% in .... County for  
15 purposes related to football stadium facilities in the .... Professional Football  
16 Stadium District?" The 2nd question shall be: "Shall excess revenues from the 0.5%  
17 sales tax and use tax be permitted to be used for property tax relief purposes in ....  
18 County?" Approval of the first question constitutes approval of the resolution of the  
19 district board. Approval of the 2nd question is not effective unless the first question  
20 is approved. The clerk of the district shall publish the notices required under s. 10.06  
21 (4) (c), (f) and (i) for any referendum held under this subsection. Notwithstanding  
22 s. 10.06 (4) (c), the type A notice under s. 10.01 (2) (a) relating to the referendum is  
23 valid even if given and published late as long as it is given and published prior to the  
24 election as early as practicable. A district may not levy any taxes that are not  
25 expressly authorized under subch. V of ch. 77. The district may not levy any taxes

1 until the professional football team and the governing body of the municipality in  
2 which the football stadium facilities are located agree on how to fund the  
3 maintenance of the football stadium facilities. The district may not levy any taxes  
4 until the professional football team and the governing body of the municipality in  
5 which the football stadium facilities are located agree on how to distribute the  
6 proceeds, if any, from the sale of naming rights related to the football stadium  
7 facilities. If a district board adopts a resolution that imposes taxes and the resolution  
8 is approved by the electors, the district shall deliver a certified copy of the resolution  
9 to the secretary of revenue at least ~~30~~ 120 days before its effective date. If a district  
10 board adopts a resolution that imposes taxes and the resolution is not approved by  
11 the electors, the district is dissolved.

12 **SECTION 3004b.** 230.03 (3) of the statutes is amended to read:

13 230.03 (3) "Agency" means any board, commission, committee, council, or  
14 department in state government or a unit thereof created by the constitution or  
15 statutes if such board, commission, committee, council, department, unit, or the  
16 head thereof, is authorized to appoint subordinate staff by the constitution or  
17 statute, except a legislative or judicial board, commission, committee, council,  
18 department, or unit thereof or an authority created under subch. II of ch. 114 or  
19 subch. III of ch. 149 or under ch. 231, 232, 233, 234, 235, ~~or 237,~~ or 279. "Agency" does  
20 not mean any local unit of government or body within one or more local units of  
21 government that is created by law or by action of one or more local units of  
22 government.

23 **SECTION 3006.** 230.08 (2) (e) 1. of the statutes is amended to read:

24 230.08 (2) (e) 1. Administration — ~~13~~ 14.

25 **SECTION 3007.** 230.08 (2) (e) 2m. of the statutes is created to read:

1           230.08 (2) (e) 2m. Children and families — 5.

2           **SECTION 3008.** 230.08 (2) (e) 6. of the statutes is amended to read:

3           230.08 (2) (e) 6. Workforce development — 7 6.

4           **SECTION 3010.** 230.08 (2) (L) 6. of the statutes is repealed.

5           **SECTION 3011.** 230.08 (2) (of) of the statutes is repealed.

6           **SECTION 3012.** 230.08 (2) (pd) of the statutes is amended to read:

7           230.08 (2) (pd) The chairperson of the parole earned release review  
8 commission.

9           **SECTION 3013.** 230.08 (2) (tv) of the statutes is amended to read:

10          230.08 (2) (tv) The director of the office of urban development in the  
11 department of ~~health and family services~~ children and families, appointed under s.  
12 48.48 (16m).

13          **SECTION 3013m.** 230.08 (2) (wh) of the statutes is created to read:

14          230.08 (2) (wh) The judicial council attorney appointed under s. 758.13 (3) (g)  
15 2.

16          **SECTION 3014.** 230.08 (2) (yc) of the statutes is created to read:

17          230.08 (2) (yc) Two persons employed by the department of commerce engaged  
18 in advertising, marketing, and promotional activities within the United States for  
19 economic development of, and business recruitment to, this state.

20          **SECTION 3016.** 230.13 (3) (a) of the statutes is amended to read:

21          230.13 (3) (a) The director and the administrator shall provide to the  
22 department of ~~workforce development~~ children and families or a county child  
23 support agency under s. 59.53 (5) information requested under s. 49.22 (2m) that  
24 would otherwise be closed to the public under this section. Information provided

1 under this paragraph may only include an individual's name and address, an  
2 individual's employer and financial information related to an individual.

3 **SECTION 3017.** 230.147 (1) of the statutes is amended to read:

4 230.147 (1) Each appointing authority of an agency with more than 100  
5 authorized permanent full-time equivalent positions shall prepare and implement  
6 a plan of action to employ persons who, at the time determined under sub. (4), receive  
7 aid under s. 49.19, or benefits under s. 49.147 (3) to (5), with the goal of making the  
8 ratio of those persons occupying permanent positions in the agency to the total  
9 number of persons occupying permanent positions in the agency equal to the ratio  
10 of the average case load receiving aid under s. 49.19, or benefits under s. 49.147 (3)  
11 to (5), in this state in the previous fiscal year to the average number of persons in the  
12 state civilian labor force in the preceding fiscal year, as determined by the  
13 department of ~~workforce development~~ children and families.

14 **SECTION 3018.** 230.147 (2) of the statutes is amended to read:

15 230.147 (2) Each appointing authority of an agency with 100 or fewer  
16 authorized permanent full-time equivalent positions is encouraged to employ  
17 persons who, at the time determined under sub. (4), receive aid under s. 49.19, or  
18 benefits under s. 49.147 (3) to (5), to attempt to make the ratio of those persons  
19 occupying permanent positions in the agency to the total number of persons  
20 occupying permanent positions in the agency equal to the ratio of the average case  
21 load receiving aid under s. 49.19, or benefits under s. 49.147 (3) to (5) in this state  
22 in the previous fiscal year to the average number of persons in the state civilian labor  
23 force in the preceding fiscal year, as determined by the department of ~~workforce~~  
24 development children and families.

25 **SECTION 3023a.** 233.02 (1) (a) of the statutes is amended to read:

1           233.02 (1) (a) Three members nominated by the governor, and with the advice  
2 and consent of the senate appointed, for ~~3-year~~ 5-year terms.

3           **SECTION 3023b.** 233.02 (1) (ag) of the statutes is created to read:

4           233.02 (1) (ag) Three members nominated by the board of directors and  
5 appointed by the governor, with the advice and consent of the senate, for 5-year  
6 terms.

7           **SECTION 3023c.** 233.02 (1) (am) of the statutes is amended to read:

8           233.02 (1) (am) Each cochairperson of the joint committee on finance or a  
9 member of the ~~committee~~ legislature designated by that cochairperson.

10          **SECTION 3023d.** 233.02 (8) of the statutes is amended to read:

11          233.02 (8) The members of the board of directors shall annually elect a  
12 chairperson and may elect other officers as they consider appropriate. ~~Six~~ Eight  
13 voting members of the board of directors constitute a quorum for the purpose of  
14 conducting the business and exercising the powers of the authority, notwithstanding  
15 the existence of any vacancy. The members of the board of directors specified under  
16 sub. (1) (c) and (g) may not be the chairperson of the board of directors for purposes  
17 of 1995 Wisconsin Act 27, section 9159 (2). The board of directors may take action  
18 upon a vote of a majority of the members present, unless the bylaws of the authority  
19 require a larger number.

20          **SECTION 3023e.** 233.03 (2) of the statutes is amended to read:

21          233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have  
22 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts  
23 or grants, ~~but not including research grants in which the grant investigator is an~~  
24 ~~employee of the board of regents~~; accept bequests or loans; accept and comply with  
25 any lawful conditions attached to federal financial assistance; and make and execute

1 other instruments necessary or convenient to the exercise of the powers of the  
2 authority.

3 **SECTION 3023f.** 233.03 (11) of the statutes is amended to read:

4 233.03 (11) Issue bonds in accordance with ss. 233.20 to ~~233.27~~ 233.26.

5 **SECTION 3023g.** 233.04 (1) of the statutes is amended to read:

6 233.04 (1) By October 1, 1997, and annually thereafter, submit to the chief  
7 clerk of each house of the legislature under s. 13.172 (2), the president of the board  
8 of regents, the secretary of administration and the governor a report on the patient  
9 care, education, research and community service activities and accomplishments of  
10 the authority and an audited financial statement, certified by an independent  
11 auditor, of the authority's operations. ~~The financial statement shall include a~~  
12 ~~separate accounting of the use of the payment under sub. (7) (f).~~

13 **SECTION 3023h.** 233.04 (3b) (a) 1. of the statutes is amended to read:

14 233.04 (3b) (a) 1. Delivering ~~comprehensive, high-quality~~ health care to  
15 patients using the hospitals and to those seeking care from its programs, including  
16 a commitment to provide such care for the medically indigent.

17 **SECTION 3023i.** 233.04 (7) (f) of the statutes is repealed.

18 **SECTION 3023j.** 233.04 (8) of the statutes is repealed.

19 **SECTION 3023k.** 233.04 (10) of the statutes is repealed.

20 **SECTION 3023L.** 233.05 (3) of the statutes is repealed.

21 **SECTION 3023m.** 233.10 (2) (intro.) of the statutes is amended to read:

22 233.10 (2) (intro.) Subject to ~~subs. (3), (3m), (3r) and (3t)~~ and ch. 40 and the duty  
23 to engage in collective bargaining with employees in a collective bargaining unit for  
24 which a representative is recognized or certified under subch. I of ch. 111, the  
25 authority may establish any of the following:

1           **SECTION 3023n.** 233.10 (3) of the statutes is repealed.

2           **SECTION 3023o.** 233.10 (3m) of the statutes is repealed.

3           **SECTION 3023p.** 233.10 (3r) of the statutes is repealed.

4           **SECTION 3023q.** 233.10 (3t) of the statutes is repealed.

5           **SECTION 3023r.** 233.10 (4) of the statutes is repealed.

6           **SECTION 3023s.** 233.20 (3m) of the statutes is created to read:

7           233.20 (**3m**) The authority may not issue bonds or incur indebtedness  
8 described under s. 233.03 (12) unless one of the following applies:

9           (a) The bonds or indebtedness are a refinancing of existing bonds or  
10 indebtedness.

11           (b) If the authority has a bond rating from Moody's Investor Service, Inc., of  
12 better than A, or from Standard & Poor's Corporation of better than A, or equivalent  
13 ratings from those or comparable rating agencies when such rating systems or rating  
14 agencies no longer exist, the authority has provided notice to the joint committee on  
15 finance and the secretary of the department of administration of the bond rating of  
16 the authority, the amount of the proposed bonds or indebtedness, and the proposed  
17 use of the proceeds, and the joint committee on finance has not notified the authority  
18 within 30 working days after receipt of the notice that the joint committee on finance  
19 has scheduled a meeting to review the proposed bonds or indebtedness and the  
20 secretary of the department of administration has not notified the authority within  
21 30 working days after receipt of the notice that the secretary will conduct further  
22 review of the proposed bonds or indebtedness.

23           (c) The joint committee on finance votes to approve the amount of the bonds or  
24 indebtedness and the secretary of the department of administration, or his or her  
25 designee, has issued written approval of the bonds or indebtedness.



1           **SECTION 3023t.** 233.27 of the statutes is repealed.

2           **SECTION 3023u.** 233.42 of the statutes is repealed.

3           **SECTION 3024.** 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

4           234.01 **(4n)** (a) 3m. e. The facility is located in a targeted area, as determined  
5 by the authority after considering the factors set out in s. ~~560.605 (2m) (a) to (h)~~  
6 560.605 (2m) (c), 2005 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005  
7 stats., and s. 560.605 (2m) (a), (b), and (f) to (h).

8           **SECTION 3025.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2005  
9 Wisconsin Act 25, is amended to read:

10           234.165 **(2)** (c) (intro.) ~~Surplus~~ Except as provided in sub. (3), surplus may be  
11 expended or encumbered only in accordance with the plan approved under par. (b),  
12 except that the authority may transfer from one plan category to another:

13           **SECTION 3026.** 234.165 (2) (c) (intro.) of the statutes, as affected by 2007  
14 Wisconsin Act .... (this act), is amended to read:

15           234.165 **(2)** (c) (intro.) ~~Except as provided in sub. (3), surplus~~ Surplus may be  
16 expended or encumbered only in accordance with the plan approved under par. (b),  
17 except that the authority may transfer from one plan category to another:

18           **SECTION 3027g.** 234.165 (3) (a) of the statutes is created to read:

19           234.165 **(3)** (a) For the purpose of housing grants and loans under s. 560.9803  
20 and housing grants under s. 560.9805, in fiscal year 2007-08 the authority shall  
21 transfer to the department of commerce \$2,025,000 of its actual surplus under this  
22 section and in fiscal year 2008-09 the authority shall transfer to the department of  
23 commerce \$2,000,000 of its actual surplus under this section.

24           **SECTION 3028d.** 234.165 (3) (a) of the statutes, as created by 2007 Wisconsin  
25 Act .... (this act), is repealed.

1           **SECTION 3028e.** 234.165 (3) (b) of the statutes is created to read:

2           234.165 (3) (b) For the purpose of transitional housing grants under s. 560.9806  
3 and for grants to agencies and shelter facilities for homeless individuals and  
4 families as provided under s. 560.9808, in fiscal year 2007–08 the authority shall  
5 transfer to the department of commerce \$1,000,000 of its actual surplus under this  
6 section, and in fiscal year 2008–09 the authority shall transfer to the department of  
7 commerce \$1,000,000 of its actual surplus under this section.

8           **SECTION 3028f.** 234.165 (3) (b) of the statutes, as created by 2007 Wisconsin  
9 Act .... (this act), is repealed.

10          **SECTION 3029.** 236.335 of the statutes is amended to read:

11          **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat  
12 may be divided, or used if so divided, for purposes of sale or building development if  
13 the resulting lots or parcels do not conform to this chapter, to any applicable  
14 ordinance of the approving authority or to the rules of the department of ~~workforce~~  
15 development commerce under s. 236.13. Any person making or causing such a  
16 division to be made shall forfeit not less than \$100 nor more than \$500 to the  
17 approving authority, or to the state if there is a violation of this chapter or the rules  
18 of the department of ~~workforce-development~~ commerce.

19          **SECTION 3031.** 250.041 (1m) of the statutes is amended to read:

20          250.041 (1m) If an individual who applies for or to renew a registration, license,  
21 certification, approval, permit or certificate under sub. (1) does not have a social  
22 security number, the individual, as a condition of obtaining the registration, license,  
23 certification, approval, permit or certificate, shall submit a statement made or  
24 subscribed under oath or affirmation to the department that the applicant does not  
25 have a social security number. The form of the statement shall be prescribed by the

1 department of ~~workforce development~~ children and families. A registration, license,  
2 certification, approval, permit or certificate issued or renewed in reliance upon a  
3 false statement submitted under this subsection is invalid.

4 **SECTION 3032.** 250.041 (2) of the statutes is amended to read:

5 250.041 (2) The department of health and family services may not disclose any  
6 information received under sub. (1) to any person except to the department of  
7 ~~workforce development~~ children and families for the purpose of making  
8 certifications required under s. 49.857.

9 **SECTION 3033.** 250.041 (3) of the statutes is amended to read:

10 250.041 (3) The department of health and family services shall deny an  
11 application for the issuance or renewal of a registration, license, certification,  
12 approval, permit or certificate specified in sub. (1) or may, under a memorandum of  
13 understanding under s. 49.857 (2), suspend or restrict a registration, license,  
14 certification, approval, permit or certificate specified in sub. (1) if the department of  
15 ~~workforce development~~ children and families certifies under s. 49.857 that the  
16 applicant for or holder of the registration, license, certification, approval, permit or  
17 certificate is delinquent in the payment of court-ordered payments of child or family  
18 support, maintenance, birth expenses, medical expenses or other expenses related  
19 to the support of a child or former spouse or fails to comply, after appropriate notice,  
20 with a subpoena or warrant issued by the department of ~~workforce development~~  
21 children and families or a county child support agency under s. 59.53 (5) and related  
22 to paternity or child support proceedings.

23 **SECTION 3033r.** 250.15 (2) (c) of the statutes is amended to read:

1           250.15 (2) (c) From the appropriation under s. 20.435 (5) (fh), the department  
2 shall award ~~\$25,000~~ \$50,000 in each fiscal year as a grant to HealthNet of Janesville,  
3 Inc.

4           **SECTION 3035r.** 252.12 (2) (a) 8. of the statutes is renumbered 252.12 (2) (a) 8.  
5 (intro.) and amended to read:

6           252.12 (2) (a) 8. ‘Mike Johnson life care and early intervention services grants.’  
7 (intro.) The department shall award not more than ~~\$2,569,900~~ \$2,969,900 in fiscal  
8 year ~~2005–06~~ 2007–08 and not more than \$3,569,900 in fiscal year 2008–09 and each  
9 fiscal year thereafter in grants to applying organizations for the provision of needs  
10 assessments; assistance in procuring financial, medical, legal, social and pastoral  
11 services; counseling and therapy; homecare services and supplies; advocacy; and  
12 case management services. These services shall include early intervention services.  
13 The department shall also award not more than \$74,000 in each year from the  
14 appropriation under s. 20.435 (7) (md) for the services under this subdivision. The  
15 state share of payment for case management services that are provided under s.  
16 49.45 (25) (be) to recipients of medical assistance shall be paid from the  
17 appropriation under s. 20.435 (5) (am). All of the following apply to grants awarded  
18 under this subdivision:

19           **SECTION 3035s.** 252.12 (2) (a) 8. a. to c. of the statutes are created to read:

20           252.12 (2) (a) 8. a. None of the funds awarded may be used to fund AIDS  
21 programs, or to develop materials, designed to promote or encourage, directly,  
22 intravenous drug use or sexual activity, whether homosexual or heterosexual.

23           b. None of the funds awarded may be used for political purposes.

24           c. Funds awarded shall be used to provide medical care and support services  
25 for individuals with HIV.

1           **SECTION 3036.** 252.12 (2) (c) 1. (intro.) of the statutes is amended to read:

2           252.12 **(2)** (c) 1. (intro.) From the appropriation under s. 20.435 ~~(3)~~ (5) (md), the  
3 department shall award to applying nonprofit corporations or public agencies up to  
4 \$75,000 in each fiscal year, on a competitive basis, as grants for services to prevent  
5 HIV. Criteria for award of the grants shall include all of the following:

6           **SECTION 3036m.** 252.14 (1) (d) of the statutes is amended to read:

7           252.14 **(1)** (d) “Inpatient health care facility” means a hospital, nursing home,  
8 community-based residential facility, county home, county mental health complex  
9 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,  
10 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. 45.50, 48.62, 51.05, 51.06,  
11 233.40, 233.41, ~~233.42~~ or 252.10.

12           **SECTION 3037.** 252.16 (1) (d) of the statutes is amended to read:

13           252.16 **(1)** (d) “Medicare” ~~has the meaning given in s. 49.498 (1) (f)~~ means  
14 coverage under part A, part B, or part D of Title XVIII of the federal Social Security  
15 Act, 42 USC 1395 to 1395hhh.

16           **SECTION 3038.** 252.16 (4) (a) of the statutes is amended to read:

17           252.16 **(4)** (a) Except as provided in pars. (b) and (d), if an individual satisfies  
18 sub. (3), the department shall pay the full amount of each premium payment for the  
19 individual’s health insurance coverage under the group health plan or individual  
20 health policy under sub. (3) (dm), on or after the date on which the individual  
21 becomes eligible for a subsidy under sub. (3). Except as provided in pars. (b) and (d),  
22 the department shall pay the full amount of each premium payment regardless of  
23 whether the individual’s health insurance coverage under sub. (3) (dm) includes  
24 coverage of the individual’s dependents. Except as provided in par. (b), the  
25 department shall terminate the payments under this section when the individual’s

1 health insurance coverage ceases or when the individual no longer satisfies sub. (3),  
2 whichever occurs first. The department may not make payments under this section  
3 for premiums for medicare, except for premiums for coverage for part D of Title XVIII  
4 of the federal Social Security Act, 42 USC 1395 to 1395hhh.

5 **SECTION 3039.** 252.241 (1m) of the statutes is amended to read:

6 252.241 (1m) If an individual who applies for or to renew a license under sub.  
7 (1) does not have a social security number, the individual, as a condition of obtaining  
8 the license, shall submit a statement made or subscribed under oath or affirmation  
9 to the department that the applicant does not have a social security number. The  
10 form of the statement shall be prescribed by the department of ~~workforce~~  
11 ~~development~~ children and families. A license issued or renewed in reliance upon a  
12 false statement submitted under this subsection is invalid.

13 **SECTION 3039r.** 253.02 (4) of the statutes is created to read:

14 253.02 (4) The department shall collaborate with community-based  
15 organizations that serve children, adolescents, and their families to promote health  
16 and wellness, and to reduce childhood and adolescent obesity.

17 **SECTION 3040.** 253.06 (title) of the statutes is renumbered 49.17 (title).

18 **SECTION 3041.** 253.06 (1) of the statutes is renumbered 49.17 (1).

19 **SECTION 3042.** 253.06 (2) of the statutes is renumbered 49.17 (2) and amended  
20 to read:

21 49.17 (2) USE OF FUNDS. From the appropriation under s. ~~20.435 (5)~~ 20.437 (2)  
22 (em), the department shall supplement the provision of supplemental foods,  
23 nutrition education, and other services, including nutritional counseling, to  
24 low-income women, infants, and children who meet the eligibility criteria under the  
25 federal special supplemental food program for women, infants, and children

1 authorized under 42 USC 1786. To the extent that funds are available under this  
2 section and to the extent that funds are available under 42 USC 1786, the  
3 department shall provide the supplemental food, nutrition education, and other  
4 services authorized under this section and shall administer that provision in every  
5 county. The department may enter into contracts for this purpose.

6 **SECTION 3043.** 253.06 (3) of the statutes is renumbered 49.17 (3).

7 **SECTION 3044.** 253.06 (3m) of the statutes is renumbered 49.17 (3m).

8 **SECTION 3045.** 253.06 (4) of the statutes is renumbered 49.17 (4).

9 **SECTION 3046.** 253.06 (5) (title) of the statutes is renumbered 49.17 (5) (title).

10 **SECTION 3047.** 253.06 (5) (a) of the statutes is renumbered 49.17 (5) (a).

11 **SECTION 3048.** 253.06 (5) (b) of the statutes is renumbered 49.17 (5) (b).

12 **SECTION 3049.** 253.06 (5) (c) of the statutes is renumbered 49.17 (5) (c).

13 **SECTION 3050.** 253.06 (5) (d) of the statutes is renumbered 49.17 (5) (d).

14 **SECTION 3051.** 253.06 (5) (e) of the statutes is renumbered 49.17 (5) (e) and  
15 amended to read:

16 49.17 (5) (e) The suspension or termination of authorization of a vendor or  
17 eligibility of a participant shall be effective beginning on the 15th day after receipt  
18 of the notice of suspension or termination. All forfeitures, recoupments, and  
19 enforcement assessments shall be paid to the department within 15 days after  
20 receipt of notice of assessment or, if the forfeiture, recoupment, or enforcement  
21 assessment is contested under sub. (6), within 10 days after receipt of the final  
22 decision after exhaustion of administrative review, unless the final decision is  
23 adverse to the department or unless the final decision is appealed and the decision  
24 is stayed by court order under sub. (7). The department shall remit all forfeitures  
25 paid to the secretary of administration for deposit in the school fund. The

1 department shall deposit all enforcement assessments in the appropriation under s.  
2 ~~20.435 (1)~~ 20.437 (2) (gr).

3 **SECTION 3052.** 253.06 (5) (f) of the statutes is renumbered 49.17 (5) (f).

4 **SECTION 3053.** 253.06 (6) of the statutes is renumbered 49.17 (6).

5 **SECTION 3054.** 253.06 (7) of the statutes is renumbered 49.17 (7).

6 **SECTION 3055.** 253.06 (8) of the statutes is renumbered 49.17 (8).

7 **SECTION 3056.** 253.10 (3) (d) 1. of the statutes is amended to read:

8 253.10 (3) (d) 1. Geographically indexed materials that are designed to inform  
9 a woman about public and private agencies, including adoption agencies, and  
10 services that are available to provide information on family planning, as defined in  
11 s. 253.07 (1) (a), including natural family planning information, to provide  
12 ultrasound imaging services, to assist her if she has received a diagnosis that her  
13 unborn child has a disability or if her pregnancy is the result of sexual assault or  
14 incest and to assist her through pregnancy, upon childbirth and while the child is  
15 dependent. The materials shall include a comprehensive list of the agencies  
16 available, a description of the services that they offer and a description of the manner  
17 in which they may be contacted, including telephone numbers and addresses, or, at  
18 the option of the department, the materials shall include a toll-free, 24-hour  
19 telephone number that may be called to obtain an oral listing of available agencies  
20 and services in the locality of the caller and a description of the services that the  
21 agencies offer and the manner in which they may be contacted. The materials shall  
22 provide information on the availability of governmentally funded programs that  
23 serve pregnant women and children. Services identified for the woman shall include  
24 medical assistance for pregnant women and children under s. 49.47 (4) (am) and  
25 49.471, the availability of family or medical leave under s. 103.10, the Wisconsin



1 works program under ss. 49.141 to 49.161, child care services, child support laws and  
2 programs and the credit for expenses for household and dependent care and services  
3 necessary for gainful employment under section 21 of the internal revenue code. The  
4 materials shall state that it is unlawful to perform an abortion for which consent has  
5 been coerced, that any physician who performs or induces an abortion without  
6 obtaining the woman's voluntary and informed consent is liable to her for damages  
7 in a civil action and is subject to a civil penalty, that the father of a child is liable for  
8 assistance in the support of the child, even in instances in which the father has  
9 offered to pay for an abortion, and that adoptive parents may pay the costs of  
10 prenatal care, childbirth and neonatal care. The materials shall include  
11 information, for a woman whose pregnancy is the result of sexual assault or incest,  
12 on legal protections available to the woman and her child if she wishes to oppose  
13 establishment of paternity or to terminate the father's parental rights. The  
14 materials shall state that fetal ultrasound imaging and auscultation of fetal heart  
15 tone services are obtainable by pregnant women who wish to use them and shall  
16 describe the services.

17 **SECTION 3059.** 253.15 (2) of the statutes is amended to read:

18 253.15 (2) INFORMATIONAL MATERIALS. The board shall purchase or prepare or  
19 arrange with a nonprofit organization to prepare printed and audiovisual materials  
20 relating to shaken baby syndrome and impacted babies. The materials shall include  
21 information regarding the identification and prevention of shaken baby syndrome  
22 and impacted babies, the grave effects of shaking or throwing on an infant or young  
23 child, appropriate ways to manage crying, fussing, or other causes that can lead a  
24 person to shake or throw an infant or young child, and a discussion of ways to reduce  
25 the risks that can lead a person to shake or throw an infant or young child. The

1 materials shall be prepared in English, Spanish, and other languages spoken by a  
2 significant number of state residents, as determined by the board. The board shall  
3 make those written and audiovisual materials available to all hospitals, maternity  
4 homes, and nurse-midwives licensed under s. 441.15 that are required to provide or  
5 make available materials to parents under sub. (3) (a) 1., to the department and to  
6 all county departments and nonprofit organizations that are required to provide the  
7 materials to day care providers under sub. (4), and to all school boards and nonprofit  
8 organizations that are permitted to provide the materials to pupils in one of grades  
9 5 to 8 and in one of grades 10 to 12 under sub. (5). The board shall also make those  
10 written materials available to all county departments and Indian tribes that are  
11 providing home visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and to all  
12 providers of prenatal, postpartum, and young child care coordination services under  
13 s. 49.45 (44). The board may make available the materials required under this  
14 subsection to be made available by making those materials available at no charge on  
15 the board's Internet site.

16 **SECTION 3061.** 253.15 (6) of the statutes is amended to read:

17 253.15 (6) INFORMATION TO HOME VISITATION OR CARE COORDINATION SERVICES  
18 RECIPIENTS. A county department or Indian tribe that is providing home visitation  
19 services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal, postpartum,  
20 and young child care coordination services under s. 49.45 (44) shall provide to a  
21 recipient of those services, without cost, a copy of the written materials purchased  
22 or prepared under sub. (2) and an oral explanation of those materials.

23 **SECTION 3063.** 253.15 (7) (e) of the statutes is amended to read:

24 253.15 (7) (e) A county department or Indian tribe that is providing home  
25 visitation services under s. ~~46.515~~ 48.983 (4) (b) 1. or 2. and a provider of prenatal,

1 postpartum, and young child care coordination services under s. 49.45 (44) is  
2 immune from liability for any damages resulting from any good faith act or omission  
3 in providing or failing to provide the written materials and oral explanation specified  
4 in sub. (6).

5 **SECTION 3065.** 253.15 (8) of the statutes is amended to read:

6 253.15 (8) IDENTIFICATION OF SHAKEN OR IMPACTED BABIES. The department of  
7 health and family services shall identify all infants and young children who have  
8 shaken baby syndrome or who are impacted babies and all infants and young  
9 children who have died as a result of being shaken or thrown by using the statewide  
10 automated child welfare information system established under s. ~~46.03 (7) (g)~~ s.  
11 ~~46.03 (7g)~~ 48.47 (7g) and child fatality information compiled by the department of  
12 justice. For each infant or young child so identified, the department of health and  
13 family services shall document the age, sex, and other characteristics of the infant  
14 or young child that are relevant to the prevention of shaken baby syndrome and  
15 impacted babies and, if known, the age, sex, employment status, and residence of the  
16 person who shook or threw the infant or young child, the relationship of that person  
17 to the infant or young child, and any other characteristics of that person that are  
18 relevant to the prevention of shaken baby syndrome and impacted babies.

19 **SECTION 3066.** 254.115 (1m) of the statutes is amended to read:

20 254.115 (1m) If an individual who applies for or to renew a certification,  
21 certification card or permit under sub. (1) does not have a social security number, the  
22 individual, as a condition of obtaining the certification, certification card or permit,  
23 shall submit a statement made or subscribed under oath or affirmation to the  
24 department that the applicant does not have a social security number. The form of  
25 the statement shall be prescribed by the department of workforce development

1 children and families. A certification, certification card or permit issued or renewed  
2 in reliance upon a false statement submitted under this subsection is invalid.

3 **SECTION 3067.** 255.06 (4) of the statutes is created to read:

4 255.06 (4) INFORMATION ABOUT WOMEN WHO RECEIVE SERVICES. The department  
5 shall obtain and share information about women who receive services that are  
6 reimbursed under this section as provided in s. 49.475.

7 **SECTION 3070p.** Chapter 279 of the statutes is created to read:

8 **CHAPTER 279**

9 **LOWER FOX RIVER**

10 **REMEDIATION AUTHORITY**

11 **279.01 Definitions.** In this chapter:

12 (1) “Affected property” means real property in this state that is owned by a  
13 person who, with respect to the property, is responsible for waterway improvement  
14 costs due to discharges from the property into the Fox River extending from Lake  
15 Winnebago to the mouth of the river in Lake Michigan and any portion of Green Bay  
16 in Lake Michigan containing sediments affected by discharges into the Fox River.

17 (2) “Authority” means the Lower Fox River Remediation Authority.

18 (3) “Board” means the board of directors of the authority.

19 (4) “Bond” means, except in s. 279.19 (1) (a), a bond, note, or other obligation  
20 of the authority issued under this chapter, including a refunding bond.

21 (5) “Bond resolution” means a resolution of the board authorizing the issuance  
22 of, or providing terms and conditions related to, bonds and includes, when  
23 appropriate, any trust agreement or trust indenture providing terms and conditions  
24 for the bonds.

1           **(6)** “Consenting landowner” means a person who owns affected property, or a  
2           parent or subsidiary of such a person, who requests the authority to issue bonds for  
3           waterway improvement costs, and who consents to the levy of an assessment on the  
4           affected property.

5           **(7)** “Waterway improvement” means any of the following actions, taken under  
6           an administrative or judicial order or decree or an administratively or judicially  
7           approved agreement, related to discharges into the Fox River:

8           (a) Determining whether a discharge occurred, whether the discharge poses a  
9           significant threat to human health and the environment, or whether additional  
10          remedial actions may be required with respect to a discharge.

11          (b) Conducting a feasibility study.

12          (c) Planning for remedial action or removal.

13          (d) Conducting remedial action or removal.

14          **(8)** “Waterway improvement costs” means the costs of waterway improvements  
15          and any of the following:

16          (a) The reasonable costs of financing provided by the authority and associated  
17          administrative costs incurred by the authority.

18          (b) The fees and charges imposed by the authority or by others in connection  
19          with the financing.

20          (c) A reserve for payment of the principal and interest on bonds issued by the  
21          authority.

22           **279.02 Creation and organization. (1)** There is created a public body politic  
23           and corporate to be known as the “Lower Fox River Remediation Authority.” The  
24           board shall consist of 7 members nominated by the governor, and with the advice and  
25           consent of the senate appointed, for 7-year terms. Members of the board shall be

1 residents of the state, and not more than 4 of the members may be members of the  
2 same political party. The terms of the members expire on June 30. Each member's  
3 appointment remains in effect until a successor is appointed. Annually, the governor  
4 shall appoint one member as chairperson and the board shall elect one member as  
5 vice chairperson.

6       **(2)** The board shall appoint an executive director and may appoint an associate  
7 executive director who may not be members of the board and who shall serve at the  
8 pleasure of the board. The board shall determine the compensation of the executive  
9 director and any associate executive director, except that the compensation of the  
10 executive director may not exceed the maximum of the salary range established  
11 under s. 20.923 (1) for positions assigned to executive salary group 4 and the  
12 compensation of each other employee of the authority may not exceed the maximum  
13 of the salary range established under s. 20.923 (1) for positions assigned to executive  
14 salary group 3. The executive director, associate executive director, or other person  
15 designated by resolution of the board shall keep a record of the proceedings of the  
16 authority and shall be custodian of all books, documents, and papers filed with the  
17 authority, the minute book or journal of the authority, and its official seal. The  
18 executive director, associate executive director, or other person may cause copies to  
19 be made of all minutes and other records and documents of the authority and may  
20 give certificates under the official seal of the authority to the effect that the copies  
21 are true copies, and all persons dealing with the authority may rely upon the  
22 certificates.

23       **(3)** Four members of the board constitute a quorum. The affirmative vote of  
24 a majority of all of the members of the board is necessary for any action taken by the  
25 authority. A vacancy in the membership of the board does not impair the right of a

1 quorum to exercise all of the rights and perform all of the duties of the authority.  
2 Each meeting of the board shall be open to the public. Notice of meetings, or waivers  
3 thereof, shall be as provided in the bylaws of the authority. Resolutions of the  
4 authority need not be published or posted. The board may delegate by resolution to  
5 one or more of its members or the executive director the powers and duties that it  
6 considers proper.

7 (4) The members of the board shall receive no compensation for the  
8 performance of their duties as members, but each member shall be reimbursed for  
9 the member's actual and necessary expenses while engaged in the performance of the  
10 member's duties.

11 (5) (a) It is not a conflict of interest or violation of this chapter for a trustee,  
12 director, officer, or employee of a consenting landowner to serve as a member of the  
13 board if the trustee, director, officer, or employee of the consenting landowner  
14 abstains from discussion, deliberation, action, and vote by the board in specific  
15 respect to any undertaking under this chapter in which the consenting landowner  
16 has an interest.

17 (b) It is not a conflict of interest or violation of this chapter for a person having  
18 the required favorable reputation for skill, knowledge, and experience in state and  
19 municipal finance to serve as a member of the board if the person having the required  
20 favorable reputation for skill, knowledge, and experience in state and municipal  
21 finance abstains from discussion, deliberation, action, and vote by the board in  
22 specific respect to any sale, purchase, or ownership of bonds of the authority in which  
23 any business of which the person is a participant, owner, officer, or employee has a  
24 past, current, or future interest.

1           (c) It is not a conflict of interest or violation of this chapter for a person having  
2 the required favorable reputation for skill, knowledge, and experience in the field of  
3 environmental remediation to serve as a member of the board if the person having  
4 the required favorable reputation for skill, knowledge, and experience in the field of  
5 environmental remediation abstains from discussion, deliberation, action, and vote  
6 by the board in specific respect to a waterway improvement in which any business  
7 of which the person is a participant, owner, officer, or employee has a past, current,  
8 or future interest.

9           **(6)** Chapter 230 does not apply to the employees of the authority, except that  
10 s. 230.40 does apply to the employees of the authority.

11           **279.03 Powers of authority.** The authority has all of the powers necessary  
12 or convenient to carry out the purposes and provisions of this chapter. In addition,  
13 the authority may do any of the following:

14           **(1)** Adopt bylaws, policies, and procedures for the regulation of its affairs and  
15 the conduct of its business.

16           **(2)** Adopt an official seal and alter the seal at pleasure.

17           **(3)** Maintain an office.

18           **(4)** Sue and be sued in its own name, plead and be impleaded.

19           **(5)** Enter into any contracts that are necessary or useful for the conduct of its  
20 business.

21           **(6)** Employ or contract with attorneys, accountants, and financial experts and  
22 any other necessary employees or agents, and fix the compensation of employees,  
23 subject to 279.02 (2).



1           **(7)** Appoint any technical or professional advisory committee that the  
2 authority finds necessary, define the duties of any committee, and provide  
3 reimbursement for the expenses of any committee.

4           **(8)** Accept contributions or grants in money, property, labor, or other things of  
5 value and comply with any restrictions on the use of the contributions or grants.

6           **(9)** Obtain or aid in obtaining, from any department or agency of the United  
7 States or of this state or from any private company, any insurance or guaranty  
8 concerning the payment or repayment of all or part of the interest or principal, or  
9 both, on any bond issued under this chapter; and enter into any agreement, contract,  
10 or other instrument with respect to that insurance or guaranty, accept payment in  
11 the manner and form provided in such an agreement in case of default in payment  
12 of the bonds, and assign the insurance or guaranty as security for the authority's  
13 bonds.

14           **279.04 Expenses. (1)** All expenses of the authority are payable solely from  
15 funds obtained under the authority of this chapter, and no liability may be incurred  
16 by the authority beyond the extent to which moneys are obtained under this chapter.  
17 For the purposes of meeting the necessary expenses of initial organization and  
18 operation of the authority until the authority derives moneys from funds provided  
19 to it under the authority of this chapter, other than this section, the authority may  
20 use the funds appropriated under s. 20.375 (1) (a).

21           **(2)** The authority shall apportion among and assess to consenting landowners,  
22 in an equitable manner, an amount equal to the amount expended from the  
23 appropriation under s. 20.375 (1) (a) and pay that amount to the department of  
24 administration for deposit in the general fund.

1           **279.05 Application for bond issuance. (1)** One or more owners of affected  
2 property may submit an application requesting the authority to issue bonds to  
3 finance all or a portion of the waterway improvement costs associated with the  
4 affected property. An application under this subsection shall include all of the  
5 following:

6           (a) A copy of an administrative or judicial order or decree or an administratively  
7 or judicially approved agreement that imposes financial responsibility for a  
8 waterway improvement on the applicant or applicants.

9           (b) An acknowledgement by the applicant or applicants that the waterway  
10 improvement will confer a benefit on the affected property.

11           (c) The consent of the applicant or applicants to the levy of an assessment by  
12 the authority on the affected property at the times and in the amounts that the  
13 authority determines.

14           (d) A waiver by the applicant or applicants of any requirement for notice and  
15 hearing and of any right to oppose the levy of the assessment.

16           **(2)** A consenting land owner who submits an application under sub. (1) may  
17 recommend to the authority an underwriter for the bonds that the owner of affected  
18 property requests the authority to issue.

19           **279.06 Approval of application and issuance of bonds. (1)** The board  
20 may approve an application under s. 279.05 (1) if the application complies with s.  
21 279.05 (1) and if the authority makes a determination that the waterway  
22 improvement will last for many years and will result in long-term benefits to this  
23 state. The authority may issue bonds as provided in this section and s. 279.07 to  
24 finance all or a portion of the waterway improvement to which an approved  
25 application relates.

1           **(2)** The authority shall notify the department of natural resources of its action  
2           on an application under s. 279.05 (1) at the same time that it notifies the applicant  
3           or applicants.

4           **(3)** All of the authority's bonds are negotiable for all purposes, notwithstanding  
5           their payment from a limited source.

6           **(4)** The authority shall use the building commission as its financial consultant  
7           to assist in and coordinate the issuance of bonds under this chapter.

8           **(5)** The bonds of each issue shall be payable solely out of a special fund into  
9           which the authority deposits the assessments imposed by the authority against the  
10          affected property with respect to which the bonds are issued.

11          **(6)** The authority may not issue bonds unless the issuance is authorized by a  
12          bond resolution. The bonds shall bear the dates; mature at the times not exceeding  
13          30 years from their dates of issue; bear interest at the rates, fixed or variable; be  
14          payable at the times; be in the denominations; be in fully registered form; carry the  
15          registration and conversion privileges; be executed in the manner; be payable in  
16          money of the United States at the places; and be subject to the terms of redemption  
17          that the bond resolution provides. The bonds shall be executed by the manual or  
18          facsimile signatures of the officers of the authority designated by the board. The  
19          bonds may be sold at public or private sale at the price, in the manner, and at the time  
20          determined by the board. The bonds may be issued as serial bonds payable in annual  
21          installments, as term bonds, or as a combination of both types.

22          **(7)** Any bond resolution may contain provisions, that shall be a part of the  
23          contract with the holders of the bonds, regarding any of the following:

24                (a) Setting aside reserves or sinking funds, and the regulation, investment, and  
25                disposition of the reserves or sinking funds.

1 (b) Limitations on the purpose to which, or the investments in which, the  
2 proceeds of the sale of any issue of bonds may be applied.

3 (c) Refunding of outstanding bonds.

4 (d) Procedures by which the terms of any contract with bondholders may be  
5 amended or abrogated, the amount of bonds the holders of which must consent to the  
6 amendment or abrogation, and the manner in which this consent may be given.

7 (e) Defining the acts or omissions to act that constitute a default in the duties  
8 of the authority to the bondholders, and providing the rights and remedies of the  
9 bondholders in the event of a default.

10 (f) Any other matter relating to the bonds that the board considers desirable.

11 **(8)** Neither the members of the board nor any person executing the bonds of  
12 the authority is liable personally on the bonds or subject to any personal liability or  
13 accountability by reason of the issuance of the bonds.

14 **(9)** (a) The authority shall pay the net proceeds of bonds issued under this  
15 section to the entity to which moneys for waterway improvements are required to be  
16 paid by the administrative or judicial order or decree or administratively or judicially  
17 approved agreement described in s. 279.05 (1) (a).

18 (b) An entity that receives moneys under par. (a) may use those moneys only  
19 for the waterway improvement costs for which the bonds are issued. If the actual  
20 waterway improvement costs to be paid from the authority's bonds are less than the  
21 assessments levied by the authority, the entity shall return the excess to the  
22 authority.

23 **279.07 Assessments. (1)** Before it issues bonds, the authority shall follow the  
24 procedures in this section for levying an assessment on the affected property of any  
25 consenting landowner whose application for issuance of the bonds is approved under

1 s. 279.06 (1). The consenting landowner shall pay the assessment to the authority.  
2 An assessment under this section is a lien against the affected property. The  
3 authority shall provide notice of the lien of assessment to the register of deeds of the  
4 county in which the affected property is located for recording.

5 (2) The assessment levied with respect to a bond issue shall be sufficient to do  
6 all of the following:

7 (a) Pay the share of the administrative costs of the authority that is allocated  
8 to the bond issue.

9 (b) Pay the costs of any financial and legal services incurred by the authority  
10 and any other item of direct or indirect cost that may reasonably be attributed to  
11 processing the application under s. 279.05 (1), issuing the bonds, and imposing the  
12 assessment on the affected property.

13 (c) Pay the principal of and the premium, if any, and interest on the bonds as  
14 they become due and payable.

15 (d) Create and maintain any reserve that is required or provided for in the bond  
16 resolution.

17 (3) If the authority assesses more than one consenting landowner in connection  
18 with a bond issue, it shall determine the amount to be assessed on the affected  
19 property of each consenting landowner in a manner that is consistent with the  
20 administrative or judicial order or decree or administratively or judicially approved  
21 agreement described in s. 279.05 (1) (a) and that considers such factors as present  
22 and past capacity for discharges; estimates of actual discharges; the degree of  
23 toxicity and water quality characteristics of past and present discharges;  
24 involvement in the generation, treatment, transportation, storage, or disposal of

1 discharged substances; the degree of care exercised in reducing discharges; and the  
2 amount of impervious surface on each affected property.

3 (4) Before finalizing its determination of the amount of the assessment to be  
4 levied on affected property under this section, the board shall pass a preliminary  
5 resolution declaring its intent with respect to the assessment. In the resolution, the  
6 board shall include all of the following:

7 (a) A general description of the contemplated purpose of the assessment.

8 (b) A description of the affected property proposed to be assessed.

9 (c) The number of installments in which the assessments may be paid or a  
10 statement that the number of payments will be determined at the hearing required  
11 under sub. (8).

12 (d) A direction to an officer or employee of the authority to make a report on the  
13 proposed assessment.

14 (5) The officer or employee directed to make a report under sub. (4) (d) shall  
15 include all of the following in the report:

16 (a) A reference to the administrative or judicial order or decree or  
17 administratively or judicially approved agreement described in s. 279.05 (1) (a).

18 (b) A schedule of the proposed assessments.

19 (c) An estimate, as to each affected property, of the assessment to be levied.

20 (6) The officer or employee making the report under sub. (5) shall file a copy  
21 of the report with the authority for public inspection.

22 (7) After the report has been filed under sub. (6), the authority shall publish  
23 a class 1 notice, under ch. 985, that describes all of the following:

24 (a) The affected property that is proposed to be assessed.

25 (b) The place and time at which the report may be inspected.

1           (c) The place and time at which all interested persons or their agents or  
2 attorneys may appear before the authority and be heard concerning the matters  
3 contained in the preliminary resolution and the report.

4           **(8)** The authority shall conduct a hearing concerning the levying of a proposed  
5 assessment not less than 10 days and not more than 40 days after publishing the  
6 notice under sub. (7).

7           **(9)** After the hearing under sub. (8), the board may approve, disapprove, or  
8 modify the report under sub. (6) or it may refer the report to the designated officer  
9 or employee of the authority with directions to change the proposal to accomplish a  
10 fair and equitable assessment.

11           **(10)** After approving a report under sub. (9), the authority shall adopt a  
12 resolution specifying the amount of the assessments, authorizing the issuance of  
13 bonds, and directing that the net proceeds of the bonds be paid as provided in s.  
14 279.06 (9) (a). The authority shall publish the resolution as a class 1 notice, under  
15 ch. 985. After publication of the resolution, the authority shall levy the assessments  
16 and issue the bonds.

17           **(11)** If the actual waterway improvement costs to be paid from a bond issue vary  
18 materially from the estimates, if any assessment is invalid, or if the board decides  
19 to reopen and reconsider any assessment, it may, after publishing a class 1 notice,  
20 under ch. 985, that describes its proposed action and after a public hearing, adopt a  
21 resolution amending, canceling, or confirming the prior assessment. If an  
22 assessment is amended to provide for the refunding of bonds, all of the direct and  
23 indirect costs reasonably attributable to the refunding of the bonds may be included  
24 in the amended assessment. If moneys are returned to the authority under s. 279.06  
25 (9) (b), the authority may pay a portion of the outstanding bonds and reduce each

1 assessment proportionately. The authority shall publish a class 1 notice, under ch.  
2 985, describing the resolution amending, canceling, or confirming the prior  
3 assessment.

4 (12) After the 90th day after the day on which a bond is issued under this  
5 chapter, the bond is conclusive evidence of the legality of all proceedings up to and  
6 including the issuance of the bond and is prima facie evidence of the proper  
7 application of the proceeds of the bond.

8 **279.08 Bond security.** (1) The authority may enter into a trust agreement  
9 or trust indenture between the authority and one or more corporate trustees for any  
10 bonds issued under this chapter. Any trust company or bank having the powers of  
11 a trust company may be a trustee.

12 (2) The bond resolution providing for the issuance of bonds shall pledge the  
13 assessments to be received by the authority with respect to the bonds referred to in  
14 the bond resolution. The pledge is valid and binding from the time that the resolution  
15 is adopted. The revenues pledged are immediately subject to the lien of the pledge  
16 without any physical delivery or any further act. The lien is valid and binding as  
17 against all persons having claims in tort, contract, or otherwise against the  
18 authority, irrespective of whether the persons have notice of the lien. Neither the  
19 bond resolution nor any financing statement, continuation statement, or other  
20 instrument by which a pledge is created or by which the authority's interest in  
21 revenues is assigned need be filed or recorded in any public records in order to perfect  
22 the lien of the pledge as against 3rd parties, except that the authority shall file a copy  
23 of the instrument in the records of the authority and with the department of financial  
24 institutions.



1           **(3)** A bond resolution may contain provisions for protecting and enforcing the  
2 rights and remedies of the bondholders that are reasonable and proper and not in  
3 violation of law. A bond resolution may restrict the individual right of action by  
4 bondholders. A bond resolution may contain any other provisions that are  
5 determined by the board to be reasonable and proper for the security of the  
6 bondholders.

7           **279.09 Refunding bonds. (1)** The authority may issue bonds to refund any  
8 outstanding bond, including the payment of any redemption premium on the  
9 outstanding bond and any interest accrued or to accrue to the earliest or any  
10 subsequent date of redemption, purchase, or maturity.

11           **(2)** The authority may apply the proceeds of any bond issued to refund any  
12 outstanding bond to the purchase, retirement at maturity, or redemption of the  
13 outstanding bond on the earliest or any subsequent redemption date, upon purchase,  
14 or at the maturity of the bond. The authority may, pending application of the  
15 proceeds, place the proceeds in escrow to be applied to the purchase, retirement at  
16 maturity, or redemption of any outstanding bond at any time.

17           **(3)** If the authority determines that it is necessary to amend the prior  
18 assessments in connection with the issuance of refunding bonds under this section,  
19 it may reconsider and reopen the assessments as provided in s. 279.07 (11). If the  
20 assessments are amended, the refunding bonds shall be secured by, and be payable  
21 from, the assessments as amended. If the assessments are amended, all direct and  
22 indirect costs reasonably attributable to the refunding of the bonds may be included  
23 in the cost of the waterway improvements being financed.

24           **(4)** All refunding bonds are subject to this chapter in the same manner and to  
25 the same extent as other bonds issued under this chapter.

1           **279.10 Bonds not public debt. (1)** The state is not liable on bonds of the  
2 authority and the bonds are not debt of the state. Each bond of the authority shall  
3 contain a statement to this effect on the face of the bond. The issuance of bonds under  
4 this chapter does not, directly, indirectly, or contingently, obligate the state or any  
5 political subdivision of the state to levy any tax or to make any appropriation for  
6 payment of the bonds. The authority may not pledge its full faith and credit to the  
7 payment of bonds issued under this chapter.

8           **(2)** Nothing in this chapter authorizes the authority to create a debt of the state,  
9 and all bonds issued by the authority under this chapter are payable, and shall state  
10 that they are payable, solely from the special fund containing the assessments and  
11 other moneys pledged for their payment in accordance with the bond resolution  
12 authorizing their issuance or in any trust agreement or trust indenture entered into  
13 to provide terms and conditions for the bonds. The state is not liable for the payment  
14 of the principal of or interest on any bonds of the authority or for the performance  
15 of any pledge, obligation, or agreement that is undertaken by the authority. The  
16 breach of any pledge, obligation, or agreement undertaken by the authority does not  
17 impose any pecuniary liability upon the state or any charge upon its general credit  
18 or against its taxing power.

19           **279.11 State pledge.** The state pledges to and agrees with the holders of bonds  
20 issued under this chapter, and with persons that enter into contracts with the  
21 authority under this chapter, that the state will not limit or alter the rights vested  
22 in the authority before the authority has fully met and discharged the bonds,  
23 including any interest due on the bonds, and has fully performed its contracts, unless  
24 adequate provision is made by law for the protection of the bondholders or persons  
25 entering into contracts with the authority.

1           **279.17 Trust funds.** All moneys received by the authority, whether as  
2 proceeds from the sale of bonds or as assessments or fees, shall be considered to be  
3 trust funds to be held and applied solely as provided in this chapter. Any officer with  
4 whom, or any bank or trust company with which, those moneys are deposited shall  
5 act as trustee of the moneys and shall hold and apply the moneys for the purposes  
6 of this chapter, subject to any regulations that this chapter and the bond resolution  
7 authorizing the bonds of any issue provide.

8           **279.18 Rights of bondholders.** Any holder of bonds issued under this  
9 chapter or trustee under a trust agreement, trust indenture, or deed of trust entered  
10 into under this chapter may, by any suitable form of legal proceedings, protect and  
11 enforce any rights under the laws of this state or granted by the bond resolution,  
12 except to the extent that the rights of the bondholder or trustee are restricted by the  
13 bond resolution. These rights include the right to compel the performance of all  
14 duties of the authority required by this chapter or the bond resolution; to enjoin  
15 unlawful activities; and in the event of default with respect to the payment of any  
16 principal of and the premium, if any, and interest on any bond or in the performance  
17 of any covenant or agreement on the part of the authority in the bond resolution, to  
18 apply to a court to appoint a receiver with full power to pay, and to provide for  
19 payment of, principal of and premium, if any, and interest on the bonds, and with the  
20 powers, subject to the direction of the court, as are permitted by law and are accorded  
21 receivers, excluding any power to pledge additional revenues of the authority to the  
22 payment of the principal, premium, and interest.

23           **279.19 Investment of funds.** (1) The authority may invest any funds in any  
24 of the following:

1           (a) Bonds, notes, certificates of indebtedness, treasury bills, or other securities  
2           constituting direct obligations of the United States or obligations the principal and  
3           interest of which are guaranteed by the United States.

4           (b) Certificates of deposit or time deposits constituting direct obligations of any  
5           bank that are insured by the federal deposit insurance corporation.

6           (c) Certificates of deposit constituting direct obligations of any credit union that  
7           are insured by the national board, as defined in s. 186.01 (3m).

8           (d) Certificates of deposit constituting direct obligations of any savings and  
9           loan association or savings bank that are insured by the federal deposit insurance  
10          corporation.

11          (e) Short-term discount obligations of the federal national mortgage  
12          association.

13          (f) Any of the investments provided under s. 66.0603 (1m) (a).

14          **(2)** Any securities described in sub. (1) may be purchased at the offering or  
15          market price of the securities at the time of purchase.

16          **279.20 Investment authorization.** The bonds of the authority are securities  
17          in which all public officers and bodies of this state; all political subdivisions and their  
18          public officers; all banks, trust companies, savings banks and institutions, savings  
19          and loan associations, and investment companies; and all personal representatives,  
20          guardians, trustees, and other fiduciaries may legally invest any sinking funds,  
21          moneys, or other funds belonging to them or within their control.

22          **279.21 Reports and records.** **(1)** The authority shall keep an accurate  
23          account of all of its activities and of all of its receipts and expenditures, and shall  
24          annually in January make a report of its activities, receipts, and expenditures to the  
25          governor and to the chief clerk of each house of the legislature, for distribution to the

1 legislature under s. 13.172 (2). The reports shall be in a form approved by the state  
2 auditor. The state auditor may investigate the affairs of the authority, may examine  
3 the property and records of the authority, and may prescribe methods of accounting  
4 and the rendering of periodical reports in relation to activities undertaken by the  
5 authority.

6 (2) The authority, annually on January 15, shall file with the department of  
7 administration and the joint legislative council a complete and current listing of all  
8 forms, reports, and papers required by the authority to be completed by any person,  
9 other than a governmental body, as a condition of obtaining the approval of the  
10 authority or for any other reason. The authority shall attach a blank copy of each  
11 such form, report, or paper to the listing.

12 **SECTION 3074.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

13 281.59 (3e) (b) 1. Equal to ~~\$109,600,000~~ \$114,700,000 during the 2005-07  
14 2007-09 biennium.

15 3. Equal to \$1,000 for any biennium after the 2005-07 2007-09 biennium.

16 **SECTION 3075.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

17 281.59 (3m) (b) 1. Equal to \$2,700,000 during the 2005-07 2007-09 biennium.

18 2. Equal to \$1,000 for any biennium after the 2005-07 2007-09 biennium.

19 **SECTION 3076.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

20 281.59 (3s) (b) 1. Equal to ~~\$12,800,000~~ \$13,400,000 during the 2005-07  
21 2007-09 biennium.

22 2. Equal to \$1,000 for any biennium after the 2005-07 2007-09 biennium.

23 **SECTION 3077.** 281.59 (4) (b) of the statutes is amended to read:

24 281.59 (4) (b) The department of administration may, under s. 18.561 or 18.562,  
25 deposit in a separate and distinct fund in the state treasury or in an account

1 maintained by a trustee outside the state treasury, any portion of the revenues  
2 derived under s. 25.43 (1). The revenues deposited with a trustee outside the state  
3 treasury are the trustee's revenues in accordance with the agreement between this  
4 state and the trustee or in accordance with the resolution pledging the revenues to  
5 the repayment of revenue obligations issued under this subsection and to make  
6 payments under an agreement or ancillary arrangement entered into under s. 18.55  
7 (6) with respect to revenue obligations issued under this subsection.

8 **SECTION 3078.** 281.59 (4) (f) of the statutes is amended to read:

9 281.59 (4) (f) Revenue obligations may be contracted by the building  
10 commission when it reasonably appears to the building commission that all  
11 obligations incurred under this subsection, and all payments under an agreement or  
12 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
13 obligations issued under this subsection, can be fully paid on a timely basis from  
14 moneys received or anticipated to be received. Revenue obligations issued under this  
15 subsection for the clean water fund program shall not exceed \$1,615,955,000  
16 \$1,984,100,000 in principal amount, excluding obligations issued to refund  
17 outstanding revenue obligation notes.

18 **SECTION 3079.** 281.65 (4e) of the statutes is created to read:

19 281.65 (4e) (a) A governmental unit may request funding under this subsection  
20 for a project to implement best management practices for animal waste management  
21 at an animal feeding operation for which the department has issued a notice of  
22 discharge under ch. 283.

23 (b) The department may grant a request under par. (a) if it determines that  
24 providing funding under this subsection is necessary to protect fish and aquatic life.

25 (c) Subsection (8) (d) does not apply to a grant under this subsection.

1           **SECTION 3080.** 281.65 (8) (f) of the statutes is amended to read:

2           281.65 (8) (f) A cost-sharing grant shall equal the percentage of the cost of  
3 implementing the best management practice that is determined by the  
4 governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is  
5 approved by the board, except as provided under pars. (gm) and (jm) and except that  
6 a cost-sharing grant may not exceed 70% of the cost of implementing the best  
7 management practice.

8           **SECTION 3081.** 281.65 (8) (gm) of the statutes is amended to read:

9           281.65 (8) (gm) The governmental unit submitting the application under sub.  
10 (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship,  
11 as defined by the department by rule.

12           **SECTION 3081pb.** 281.75 (title) of the statutes is amended to read:

13           **281.75 (title) Compensation for well contamination and abandonment.**

14           **SECTION 3081pc.** 281.75 (1) (h) of the statutes is amended to read:

15           281.75 (1) (h) “Well,” if not followed by the words, “subject to abandonment,”  
16 means an excavation or opening in the ground made by boring, drilling or driving for  
17 the purpose of obtaining a supply of groundwater. “Well” does not include dug wells.

18           **SECTION 3081pd.** 281.75 (1) (i) of the statutes is created to read:

19           281.75 (1) (i) “Well subject to abandonment” means a well that is required to  
20 be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department  
21 may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

22           **SECTION 3081pe.** 281.75 (2) (f) of the statutes is created to read:

23           281.75 (2) (f) Establish requirements for the filling and sealing of wells subject  
24 to abandonment.

1           **SECTION 3081pf.** 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and  
2 amended to read:

3           281.75 (3) ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim  
4 may be submitted for a private water supply which, at the time of submitting the  
5 claim, is contaminated or for a well subject to abandonment.

6           **SECTION 3081pg.** 281.75 (3) (b) of the statutes is repealed.

7           **SECTION 3081ph.** 281.75 (4) (a) of the statutes is amended to read:

8           281.75 (4) (a) Except as provided under par. (b), a landowner or lessee of  
9 property on which is located a contaminated private water supply or a well subject  
10 to abandonment, or the spouse, dependent, heir, assign or legal representative of the  
11 landowner or lessee, may submit a claim under this section.

12           **SECTION 3081pi.** 281.75 (4m) (a) of the statutes is amended to read:

13           281.75 (4m) (a) In order to be eligible for an award under this section, the  
14 annual family income of the landowner or lessee of property on which is located a  
15 contaminated water supply or a well subject to abandonment may not exceed  
16 \$65,000.

17           **SECTION 3081pj.** 281.75 (5) (b) 1. of the statutes is amended to read:

18           281.75 (5) (b) 1. Test results which show that the private water supply is  
19 contaminated, as defined under sub. (1) (b) 1. or 2., ~~or~~ information to show that the  
20 private water supply is contaminated as defined under sub. (1) (b) 3., or information  
21 to show that the well is a well subject to abandonment;

22           **SECTION 3081pk.** 281.75 (5) (b) 2. of the statutes is amended to read:

23           281.75 (5) (b) 2. ~~Any~~ If the claim is based on a contaminated private water  
24 supply, any information available to the claimant regarding possible sources of  
25 contamination of the private water supply; and



1           **SECTION 3081pL.** 281.75 (5) (d) 1. of the statutes is amended to read:

2           281.75 (5) (d) 1. Enter the property where the private water supply or well  
3 subject to abandonment is located during normal business hours and conduct any  
4 investigations or tests necessary to verify the claim; and

5           **SECTION 3081pm.** 281.75 (5) (d) 2. of the statutes is amended to read:

6           281.75 (5) (d) 2. Cooperate If the claim is based on a contaminated private  
7 water supply, cooperate with the state in any administrative, civil or criminal action  
8 involving a person or activity alleged to have caused the private water supply to  
9 become contaminated.

10          **SECTION 3081pn.** 281.75 (5) (e) of the statutes is amended to read:

11          281.75 (5) (e) The department shall consolidate claims if more than one  
12 claimant submits a claim for the same private water supply or for the same well  
13 subject to abandonment.

14          **SECTION 3081pq.** 281.75 (7) (a) of the statutes is amended to read:

15          281.75 (7) (a) If the department finds that the claimant meets all the  
16 requirements of this section and rules promulgated under this section and that the  
17 private water supply is contaminated or that the well is a well subject to  
18 abandonment, the department shall issue an award. The award may not pay more  
19 than 75% of the eligible costs. The award may not pay any portion of eligible costs  
20 in excess of \$12,000.

21          **SECTION 3081pr.** 281.75 (7) (c) 1. of the statutes is amended to read:

22          281.75 (7) (c) 1. The If the claim is based on a contaminated private water  
23 supply, the cost of obtaining an alternate water supply;

24          **SECTION 3081ps.** 281.75 (7) (c) 2. (intro.) of the statutes is amended to read:

1           281.75 (7) (c) 2. (intro.) The If the claim is based on a contaminated private  
2 water supply, the cost of any one of the following:

3           **SECTION 3081pt.** 281.75 (7) (c) 3. of the statutes is amended to read:

4           281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply,  
5 if a new private water supply is constructed or, if connection to a public or private  
6 water supply is provided, or if the claim is based on a well subject to abandonment;

7           **SECTION 3081pu.** 281.75 (7) (c) 4. of the statutes is amended to read:

8           281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water  
9 supply was contaminated if the claim is based on a contaminated private water  
10 supply and the cost of those tests was originally paid by the claimant;

11           **SECTION 3081pv.** 281.75 (7) (c) 5. of the statutes is amended to read:

12           281.75 (7) (c) 5. ~~Purchasing~~ The cost of purchasing and installing a pump, if  
13 the claim is based on a contaminated private water supply and a new pump is  
14 necessary for the new or reconstructed private water supply; and

15           **SECTION 3081pw.** 281.75 (7) (c) 6. of the statutes is amended to read:

16           281.75 (7) (c) 6. ~~Relocating~~ If the claim is based on a contaminated private  
17 water supply, the cost of relocating pipes, as necessary, to connect the replacement  
18 water supply to the buildings served by it.

19           **SECTION 3081px.** 281.75 (7) (c) 7. of the statutes is amended to read:

20           281.75 (7) (c) 7. If the claim is based on a contaminated water supply that is  
21 eligible under sub. (11) (ae), the cost of properly abandoning any improperly  
22 abandoned private water supply located on the property owned or leased by the  
23 claimant.

24           **SECTION 3081py.** 281.75 (8) (intro.) of the statutes is renumbered 281.75 (8)  
25 and amended to read:

1           281.75 (8) COPAYMENT. The department shall require a ~~payment by the~~  
2           claimant equal to the total of the following: copayment of \$250 unless the claim is  
3           solely for well abandonment.

4           **SECTION 3081pz.** 281.75 (8) (a) and (b) of the statutes are repealed.

5           **SECTION 3081qb.** 281.75 (11) (a) 4. of the statutes is amended to read:

6           281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water  
7           supply, one or more of the contaminants upon which the claim is based was  
8           introduced into the well through the plumbing connected to the well.

9           **SECTION 3081qc.** 281.75 (11) (a) 5. of the statutes is amended to read:

10          281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water  
11          supply, one or more of the contaminants upon which the claim is based was  
12          introduced into the well intentionally by a claimant or a person who would be directly  
13          benefited by payment of the claim.

14          **SECTION 3081qd.** 281.75 (11) (a) 6. of the statutes is amended to read:

15          281.75 (11) (a) 6. ~~All~~ If the claim is based on a contaminated private water  
16          supply, all of the contaminants upon which the claim is based are naturally occurring  
17          substances and the concentration of the contaminants in water produced by the well  
18          does not significantly exceed the background concentration of the contaminants in  
19          groundwater at that location.

20          **SECTION 3081qe.** 281.75 (11) (a) 7. of the statutes is amended to read:

21          281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made  
22          under this section within the previous 10 years for the parcel of land where the  
23          private water supply is located and the claim is based on a contaminated private  
24          water supply.

25          **SECTION 3081qf.** 281.75 (11) (a) 8. of the statutes is amended to read:

1           281.75 (11) (a) 8. ~~A~~ If the claim is based on a contaminated private water  
2 supply, the contaminated private water supply is a residential water supply, is  
3 contaminated by bacteria or nitrates or both, and is not contaminated by any other  
4 substance, except as provided in par. (ae).

5           **SECTION 3081qg.** 281.75 (11) (a) 9. of the statutes is amended to read:

6           281.75 (11) (a) 9. ~~A~~ If the claim is based on a contaminated private water  
7 supply, the contaminated private water supply is a livestock water supply, is  
8 contaminated by bacteria, and is not contaminated by any other substance.

9           **SECTION 3081qh.** 281.75 (11) (b) (title) of the statutes is amended to read:

10          281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

11          **SECTION 3081qi.** 281.75 (11) (d) (title) of the statutes is amended to read:

12          281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

13          **SECTION 3081qj.** 281.75 (17) (a) of the statutes is amended to read:

14          281.75 (17) (a) A claim based on a contaminated private water supply may be  
15 submitted irrespective of the time when the contamination is or could have been  
16 discovered in the private water supply. A claim may be submitted for contamination  
17 which commenced before May 11, 1984, and continues at the time a claim is  
18 submitted under this section.

19          **SECTION 3082.** 281.87 of the statutes is created to read:

20          **281.87 Great Lakes contaminated sediment removal.** The department  
21 may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of  
22 the costs of a project to remove contaminated sediment from Lake Michigan or Lake  
23 Superior or a tributary of Lake Michigan or Lake Superior if federal funds are  
24 provided for the project under 33 USC 1268 (c) (12).

25          **SECTION 3082e.** 285.14 (2) of the statutes is amended to read:

1           285.14 (2) REVIEW BY STANDING COMMITTEES. At least 60 days before the  
2 department is required to submit a state implementation plan to the federal  
3 environmental protection agency, the department shall prepare, and provide to the  
4 standing committees of the legislature with jurisdiction over environmental  
5 matters, under s. 13.172 (3) a report that describes the proposed plan and contains  
6 all of the supporting documents that the department intends to submit with the plan.  
7 The department shall also submit to the ~~revisor of statutes~~ legislative reference  
8 bureau for publication in the administrative register a notice of availability of the  
9 report. If, within 30 days after the department provides the report, the chairperson  
10 of a standing committee to which the report was provided submits written comments  
11 on the report to the department, the secretary shall respond to the chairperson in  
12 writing within 15 days of receipt of the comments. This subsection does not apply  
13 to a modification to a state implementation plan relating to an individual source.

14           **SECTION 3082r.** 285.23 (6) of the statutes is amended to read:

15           285.23 (6) REPORT TO STANDING COMMITTEES. Before the department issues  
16 documents under sub. (2) and at least 60 days before the governor is required to make  
17 a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the  
18 department shall prepare, and provide to the standing committees of the legislature  
19 with jurisdiction over environmental matters under s. 13.172 (3), a report that  
20 contains a description of any area proposed to be identified as a nonattainment area  
21 and supporting documentation. The department shall also submit to the ~~revisor of~~  
22 ~~statutes~~ legislative reference bureau for publication in the administrative register  
23 a notice of availability of the report. If, within 30 days after the department submits  
24 the report, the chairperson of a standing committee to which the report was provided

1 submits written comments on the report to the department, the secretary shall  
2 respond to the chairperson in writing within 15 days of receipt of the comments.

3 **SECTION 3086k.** 287.26 of the statutes is amended to read:

4 **287.26 Business waste reduction and recycling assistance.** The  
5 department may contract with a nonprofit organization for services to assist  
6 businesses to reduce the amount of solid waste generated or to reuse or recycle solid  
7 waste. In any contract under this section, the department shall include goals and  
8 objectives, methods to measure progress toward the goals and objectives, and a  
9 schedule for reporting to the department on the use of funds and progress toward the  
10 goals and objectives. The department may not provide more than \$250,000 annually  
11 under this section to any nonprofit organization.

12 **SECTION 3086p.** 287.31 (6) of the statutes is amended to read:

13 287.31 (6) USE OF REVENUES. The newspaper recycling fees collected under sub.  
14 (5) shall be deposited in the recycling and renewable energy fund under s. 25.49.

15 **SECTION 3087.** 289.43 (7) (e) 3. of the statutes is amended to read:

16 289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the  
17 appropriations appropriation under s. 20.370 (2) (dg) and (9) (mj).

18 **SECTION 3088.** 289.645 (3) of the statutes is amended to read:

19 289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is  
20 \$3 ~~\$4~~ per ton for all solid waste other than high-volume industrial waste.

21 **SECTION 3088d.** 289.645 (6) of the statutes is amended to read:

22 289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be  
23 deposited in the recycling and renewable energy fund.

24 **SECTION 3089.** 289.67 (1) (cp) of the statutes is amended to read:

1           289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)  
2           and except as provided under par. (d), the environmental repair fee imposed under  
3           par. (a) is ~~30~~ 50 cents per ton for solid or hazardous waste, other than high-volume  
4           industrial waste, disposed of ~~on or after January 1, 1988, but before July 1, 1989,~~  
5           and ~~50 cents per ton disposed of on or after July 1, 1989~~ before the first day of the first  
6           month beginning after the effective date of this paragraph .... [revisor inserts date],  
7           and \$1.60 per ton disposed of on or after the first day of the first month beginning  
8           after the effective date of this paragraph .... [revisor inserts date].

9           **SECTION 3090.** 289.67 (1) (h) of the statutes is amended to read:

10          289.67 (1) (h) *Use of environmental repair fee.* The fees collected under par. (b)  
11          shall be credited to the environmental fund ~~for environmental management.~~

12          **SECTION 3091.** 291.15 (2) (d) of the statutes is amended to read:

13          291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and  
14          this paragraph the department or the department of justice may use records and  
15          other information granted confidential status under this subsection only in the  
16          administration and enforcement of this chapter. The department or the department  
17          of justice may release for general distribution records and other information granted  
18          confidential status under this subsection if the owner or operator expressly agrees  
19          to the release. The department or the department of justice may release on a limited  
20          basis records and other information granted confidential status under this  
21          subsection if the department or the department of justice is directed to take this  
22          action by a judge or hearing examiner under an order which protects the  
23          confidentiality of the records or other information. The department or the  
24          department of justice may release to the U.S. environmental protection agency or its  
25          authorized representative records and other information granted confidential status

1 under this subsection if the department or the department of justice includes in each  
2 release of records or other information a request to the U.S. environmental  
3 protection agency or its authorized representative to protect the confidentiality of  
4 the records or other information. The department or the department of justice shall  
5 provide to the department of ~~workforce development~~ children and families or a  
6 county child support agency under s. 59.53 (5) the name and address of an individual,  
7 the name and address of the individual's employer and financial information related  
8 to the individual that is contained in records or other information granted  
9 confidential status under this subsection if requested under s. 49.22 (2m) by the  
10 department of ~~workforce development~~ children and families or a county child  
11 support agency under s. 59.53 (5).

12 **SECTION 3092.** 291.97 (3) of the statutes is created to read:

13 291.97 (3) COST RECOVERY. In addition to the penalties provided under subs. (1)  
14 and (2), the court may award the department of justice the reasonable and necessary  
15 expenses of the investigation and prosecution of the violation, including attorney  
16 fees and the costs of performing monitoring. The department of justice shall deposit  
17 in the state treasury for deposit into the general fund all moneys that the court  
18 awards to the department or the state under this paragraph. The costs of  
19 investigation and the expenses of prosecution, including attorney fees, shall be  
20 credited to the appropriation account under s. 20.455 (1) (gh).

21 **SECTION 3093.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

22 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the  
23 area consists of 2 or more properties affected by a contiguous region of groundwater  
24 contamination or contains 2 or more properties that are brownfields, as defined in  
25 s. ~~560.60 (1v)~~ 560.13 (1) (a).



1           **SECTION 3094.** 292.255 of the statutes is amended to read:

2           **292.255 Report on brownfield efforts.** The department of natural  
3 resources, the department of administration, and the department of commerce shall  
4 submit a report evaluating the effectiveness of this state's efforts to remedy the  
5 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13  
6 (1) (a).

7           **SECTION 3094h.** 292.68 of the statutes is created to read:

8           **292.68 Reimbursement for disposal of PCB contaminated sediment.**

9           **(1) DEFINITIONS.** In this section:

10           (a) "Disposal costs" means the costs of transporting PCB contaminated  
11 sediment to a hazardous waste disposal facility, the fees for disposing of the PCB  
12 contaminated sediment in the hazardous waste disposal facility, and the cost of any  
13 permits that an applicant is required to obtain in order to transport and dispose of  
14 the PCB contaminated sediment.

15           (b) "PCB contaminated sediment" means sediment that contains  
16 polychlorinated biphenyls in a concentration of 50 parts per million or greater and  
17 that is dredged from the bed or bank of a navigable water in this state.

18           **(2) PROGRAM.** The department shall administer a program to provide  
19 reimbursement to certain responsible parties for a portion of costs incurred for  
20 disposing of PCB contaminated sediment at an out-of-state hazardous waste  
21 disposal facility, as provided in this section.

22           **(3) ELIGIBLE PERSON.** A person is eligible for the program under this section if  
23 the person is a responsible party, under s. 292.11 or 42 USC 9601 to 9675, for the  
24 remediation of PCB contaminated sediment or has entered into a consent decree with

1 the department or the federal environmental protection agency under which the  
2 person undertakes the remediation of PCB contaminated sediment.

3 (4) APPLICATION. A person may seek reimbursement under this section by  
4 submitting an application to the department that contains all of the following:

5 (a) Test results that show that the sediment on which the application is based  
6 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
7 greater.

8 (b) Documentation showing that the applicant is an eligible person under sub.  
9 (3).

10 (c) Documentation showing that the PCB contaminated sediment was  
11 transported to and disposed of at a licensed hazardous waste disposal facility outside  
12 of this state and that disposal occurred on or after May 1, 2007.

13 (d) Documentation showing the disposal costs, including information  
14 concerning the length and other terms of any contract for the disposal of the PCB  
15 contaminated sediment, and showing any other costs that the department  
16 determines to be reasonably necessary and attributable to the out-of-state disposal.

17 (e) An estimate, in accordance with sub. (5), of what the disposal costs would  
18 be using a facility in this state that is approved for the disposal of sediment that  
19 contains polychlorinated biphenyls in a concentration of 50 parts per million or  
20 greater.

21 (5) ESTIMATE OF IN-STATE DISPOSAL COSTS. (a) If there is a facility in this state  
22 that is approved for the disposal of sediment that contains polychlorinated biphenyls  
23 in a concentration of 50 parts per million or greater, an applicant shall make the  
24 estimate required by sub. (4) (e) using the disposal costs for that facility.

1           (b) Except as provided in par. (c), if there is no facility in this state that is  
2 approved for the disposal of sediment that contains polychlorinated biphenyls in a  
3 concentration of 50 parts per million or greater, an applicant shall make the estimate  
4 required by sub. (4) (e) in one of the following ways:

5           1. Based on the costs of disposing of PCB contaminated sediment at facilities  
6 in other states, other than the facility that the applicant uses for disposal of the  
7 contaminated sediments, that are comparable to a facility that, if constructed in this  
8 state, would meet the applicable state and federal requirements for the disposal of  
9 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
10 million or greater.

11           2. Based on the costs of constructing and operating a facility in this state that  
12 would meet the applicable state and federal requirements for the disposal of  
13 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
14 million or greater.

15           (c) If there is no facility in this state that is approved for the disposal of  
16 sediment that contains polychlorinated biphenyls in a concentration of 50 parts per  
17 million or greater and if the department has accepted, within 2 years of the date that  
18 an applicant submits an application, an estimate required by sub. (4) (e) using the  
19 method under par. (b) 1., the applicant may use that estimate to satisfy sub. (4) (e).

20           (d) If an applicant is required to make an estimate under par. (b), the applicant  
21 shall include in the application an explanation of the method used to estimate the  
22 cost of transporting the PCB contaminated sediment to a facility in this state.

23           **(6) NOTIFICATION OF COMPLETENESS.** When the department receives an  
24 application under sub. (4), the department shall notify the claimant whether the

1 application is complete and, if the application is not complete, the information that  
2 the applicant must submit to complete the application.

3 **(7) DECISION ON APPLICATION.** (a) Subject to pars. (b) and (c), the department  
4 shall approve a complete application that complies with sub. (4) and the rules  
5 promulgated under sub. (11) if the department determines that the disposal costs  
6 incurred by the applicant and any other costs that the department determines to be  
7 reasonably necessary and attributable to the out-of-state disposal exceed what the  
8 disposal costs would be using a facility in this state that meets the applicable state  
9 and federal requirements for the disposal of sediment that contains polychlorinated  
10 biphenyls in a concentration of 50 parts per million or greater.

11 (b) The department may only approve reimbursement for costs incurred on or  
12 after the first day of the 24th month before the month in which the application is  
13 submitted.

14 (c) The department shall deny an application if the department determines  
15 that the application is fraudulent.

16 **(8) REIMBURSEMENT.** (a) Except as provided in par. (b), if the department  
17 approves an application under sub. (4), the department shall, within 60 days of  
18 receiving the complete application, pay the applicant an amount equal to 95 percent  
19 of the amount by which the sum of the approved costs exceeds what the disposal costs  
20 would be using a facility in this state that meets the applicable state and federal  
21 requirements for the disposal of sediment that contains polychlorinated biphenyls  
22 in a concentration of 50 parts per million or greater.

23 (b) If the amount determined under par. (a) exceeds the amount available in  
24 the appropriation account under 20.370 (6) (ev), the department shall pay the excess  
25 when additional funds become available.

1           **(9) REVIEW OF DECISION.** (a) No later than the 30th day after the day on which  
2           the department approves or denies an application under sub. (4), the applicant may  
3           submit a petition for reconsideration to the secretary. The secretary shall issue a  
4           decision on whether to grant the petition no later than the 20th day after the day on  
5           which the applicant submits the petition. If the secretary grants the petition, the  
6           secretary shall meet with the applicant and employees of the department and shall  
7           issue a decision on the reconsideration no later than the 30th day after the day of the  
8           meeting.

9           (b) No later than the 30th day after the day on which the department approves  
10          or denies an application under sub. (4) or, if the applicant petitioned for  
11          reconsideration under par. (a), no later than the 30th day after the day on which the  
12          secretary denied the petition or issued a decision on reconsideration, the applicant  
13          may request a contested case hearing under ch. 227.

14          (c) No later than the 30th day after the day on which the department approves  
15          or denies an application under sub. (4) or, if the applicant petitioned for  
16          reconsideration under par. (a), no later than the 30th day after the day on which the  
17          secretary denied the petition or issued a decision on reconsideration, or, if the  
18          applicant requested a contested case hearing under ch. 227, no later than the 30th  
19          day after the day on which the final decision on the contested case is issued, an  
20          applicant may petition for judicial review of the department's decision on the  
21          application.

22          **(10) EFFECT OF PROGRAM.** (a) The availability of reimbursement under this  
23          section is not a bar to any other statutory or common law remedy for a responsible  
24          party to recover costs of disposing of PCB contaminated sediment. A responsible

1 party is not required to seek reimbursement under this section before seeking any  
2 other statutory or common law remedy.

3 (b) Findings and conclusions under this section are not admissible in any civil  
4 action.

5 **(11) RULES.** The department shall promulgate rules specifying procedures for  
6 the submission, review, and approval of claims under this section.

7 **SECTION 3095.** 299.07 (1) (am) 1. of the statutes is amended to read:

8 299.07 (1) (am) 1. If an individual who applies for the issuance or renewal of  
9 a license, registration or certification specified in par. (a) does not have a social  
10 security number, the department shall require the applicant, as a condition of  
11 issuing or renewing the license, registration or certification, to submit a statement  
12 made or subscribed under oath or affirmation that the applicant does not have a  
13 social security number. The statement shall be in the form prescribed by the  
14 department of ~~workforce development~~ children and families.

15 **SECTION 3096.** 299.07 (1) (b) 2. of the statutes is amended to read:

16 299.07 (1) (b) 2. If the department is required to obtain the information under  
17 s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families  
18 in accordance with a memorandum of understanding under s. 49.857.

19 **SECTION 3097.** 299.08 (1) (am) 1. of the statutes is amended to read:

20 299.08 (1) (am) 1. If an individual who applies for the issuance or renewal of  
21 a license, registration or certification specified in par. (a) does not have a social  
22 security number, the department shall require the applicant, as a condition of  
23 issuing or renewing the license, registration or certification, to submit a statement  
24 made or subscribed under oath or affirmation that the applicant does not have a

1 social security number. The statement shall be in the form prescribed by the  
2 department of ~~workforce development~~ children and families.

3 **SECTION 3098.** 299.08 (1) (b) 1. of the statutes is amended to read:

4 299.08 (1) (b) 1. To the department of ~~workforce development~~ children and  
5 families in accordance with a memorandum of understanding under s. 49.857.

6 **SECTION 3099.** 299.08 (2) of the statutes is amended to read:

7 299.08 (2) The department shall deny an application for the issuance or  
8 renewal of a license, registration or certification specified in sub. (1) (a), or shall  
9 suspend a license, registration or certification specified in sub. (1) (a) for failure to  
10 make court-ordered payments of child or family support, maintenance, birth  
11 expenses, medical expenses or other expenses related to the support of a child or  
12 former spouse or failure to comply, after appropriate notice, with a subpoena or  
13 warrant issued by the department of ~~workforce development~~ children and families  
14 or a county child support agency under s. 59.53 (5) and relating to paternity or child  
15 support proceedings, as required in a memorandum of understanding under s.  
16 49.857.

17 **SECTION 3100.** 301.03 (3) of the statutes is amended to read:

18 301.03 (3) Administer parole, extended supervision and probation matters,  
19 except that the decision to grant or deny parole or to grant or terminate extended  
20 supervision under s. 304.06 (1) (b) to inmates shall be made by the parole earned  
21 release review commission and the decision to revoke probation, extended  
22 supervision or parole in cases in which there is no waiver of the right to a hearing  
23 shall be made by the division of hearings and appeals in the department of  
24 administration. The secretary may grant special action parole releases under s.  
25 304.02. The department shall promulgate rules establishing a drug testing program

1 for probationers, parolees and persons placed on extended supervision. The rules  
2 shall provide for assessment of fees upon probationers, parolees and persons placed  
3 on extended supervision to partially offset the costs of the program.

4 **SECTION 3100g.** 301.03 (6t) of the statutes is created to read:

5 301.03 (6t) On or before January 1 of each odd-numbered year, submit a report  
6 to the joint committee on finance and to the chief clerk of each house of the legislature  
7 on the use of overtime in the state correctional institutions, identifying the state  
8 correctional institution, the amount and costs of overtime at each correctional  
9 institution, and the reason for the overtime at each correctional institution.

10 **SECTION 3101.** 301.0465 (3) (a) 4. of the statutes is amended to read:

11 301.0465 (3) (a) 4. He or she is serving an indeterminate sentence and the  
12 parole earned release review commission has authorized his or her release on parole  
13 within the next 6 months.

14 **SECTION 3102.** 301.048 (2) (am) 3. of the statutes is amended to read:

15 301.048 (2) (am) 3. The parole earned release review commission grants him  
16 or her parole under s. 304.06 and requires his or her participation in the program as  
17 a condition of parole under s. 304.06 (1x).

18 **SECTION 3104.** 301.12 (14) (b) of the statutes is amended to read:

19 301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability  
20 of a parent specified in sub. (2) or s. 301.03 (18) for the care and maintenance of the  
21 parent's minor child who has been placed by a court order under s. 938.183, 938.355,  
22 or 938.357 in a residential, nonmedical facility such as a group home, foster home,  
23 treatment foster home, residential care center for children and youth, or juvenile  
24 correctional institution shall be determined by the court by using the percentage  
25 standard established by the department of ~~workforce development~~ children and



1 families under s. 49.22 (9) and by applying the percentage standard in the manner  
2 established by the department under par. (g).

3 **SECTION 3105.** 301.12 (14) (g) of the statutes is amended to read:

4 301.12 (14) (g) For purposes of determining child support under par. (b), the  
5 department shall promulgate rules related to the application of the standard  
6 established by the department of ~~workforce development~~ children and families  
7 under s. 49.22 (9) to a child support obligation for the care and maintenance of a child  
8 who is placed by a court order under s. 938.183, 938.355 or 938.357 in a residential,  
9 nonmedical facility. The rules shall take into account the needs of any person,  
10 including dependent children other than the child, whom either parent is legally  
11 obligated to support.

12 **SECTION 3106.** 301.21 (1m) (c) of the statutes is amended to read:

13 301.21 (1m) (c) Any hearing to consider parole or whether to grant or terminate  
14 extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
15 Class I felony to which an inmate confined under this contract may be entitled by the  
16 laws of Wisconsin will be conducted by the Wisconsin parole earned release review  
17 commission under rules of the department.

18 **SECTION 3107.** 301.21 (2m) (c) of the statutes is amended to read:

19 301.21 (2m) (c) Any hearing to consider parole or whether to grant or terminate  
20 extended supervision, if the prisoner is sentenced under s. 973.01 for a Class F to a  
21 Class I felony, to which a prisoner confined under a contract under this subsection  
22 may be entitled by the laws of Wisconsin shall be conducted by the Wisconsin parole  
23 earned release review commission under rules of the department.

24 **SECTION 3108.** 301.25 of the statutes is amended to read:

1           **301.25 Sewer system at Taycheedah Correctional Institution.** The  
2 department, with the approval of the governor, may enter into an agreement  
3 containing terms, conditions and covenants approved by the building commission,  
4 to participate in the construction of a sanitary sewer system in the area adjacent to  
5 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac  
6 County; to connect the sewer system of the Taycheedah Correctional Institution  
7 thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s.~~  
8 ~~16.848,~~ convey land to meet construction requirements.

9           **SECTION 3112.** 301.26 (4) (c) of the statutes is amended to read:

10           301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of  
11 corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr),  
12 the costs of care, services, and supplies provided for each person receiving services  
13 under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the  
14 guardianship of the department of ~~health and family services~~ children and families  
15 pursuant to an order under ch. 48 at the time that the person was adjudicated  
16 delinquent.

17           **SECTION 3113.** 301.26 (4) (d) 2. of the statutes is amended to read:

18           301.26 (4) (d) 2. Beginning on July 1, 2005 2007, and ending on June 30, 2006  
19 2008, the per person daily cost assessment to counties shall be ~~\$203~~ \$259 for care in  
20 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$203~~ \$259 for care  
21 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
22 ~~\$234~~ \$277 for care in a residential care center for children and youth, ~~\$157~~ \$165 for  
23 care in a group home for children, ~~\$47~~ \$67 for care in a foster home, ~~\$83~~ \$132 for care  
24 in a treatment foster home, ~~\$81~~ \$99 for departmental corrective sanctions services,  
25 and ~~\$32~~ \$35 for departmental aftercare services.

1           **SECTION 3114.** 301.26 (4) (d) 3. of the statutes is amended to read:

2           301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, ~~2007~~  
3           2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$268 for care in  
4           a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$268 for care  
5           for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
6           ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for  
7           care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care  
8           in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services,  
9           and ~~\$33~~ \$37 for departmental aftercare services.

10           **SECTION 3114m.** 301.26 (5) of the statutes is created to read:

11           301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd-numbered  
12           fiscal year, the department of corrections shall project the balance that will remain  
13           in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year  
14           and provide that information to the department of administration.

15           (b) 1. If the department of corrections projects under par. (a) that there will be  
16           a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an  
17           odd-numbered year, the department of administration shall include the amount of  
18           that projected deficit in the cost basis used to calculate the per person daily cost  
19           assessments under sub. (4) (d) 2. and 3. for care in a Type 1 juvenile correctional  
20           facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50 percent  
21           of that projected deficit to the cost basis used to determine the per person daily cost  
22           assessment under sub. (4) (d) 2. for care in a Type 1 juvenile correctional facility for  
23           the first year of the next fiscal biennium and by adding 50 percent of that projected  
24           deficit to the cost basis used to determine the per person daily cost assessment under

1 sub. (4) (d) 3. for care in a Type 1 juvenile correctional facility for the 2nd year of the  
2 next fiscal biennium.

3 2. The secretary of administration shall use to recoup the projected deficit  
4 specified in subd. 1. all moneys generated by the increases in the per person daily cost  
5 assessments specified in subd. 1. that result from adding that projected deficit to the  
6 cost basis specified in subd. 1.

7 (c) If on June 30 of the odd-numbered year of the next fiscal biennium the  
8 moneys described in par. (b) 2. exceed the amount of the actual deficit on June 30 of  
9 the odd-numbered year of the fiscal biennium in which that deficit was incurred, all  
10 moneys in excess of that actual deficit shall be remitted to the counties or transferred  
11 to the appropriation account under s. 20.410 (3) (kx) by September 30 of that  
12 odd-numbered year. Each county and the department shall receive a proportionate  
13 share of the remittance and transfer depending on the total number of days of  
14 placement at Type 1 juvenile correctional facilities, as defined in s. 938.02 (19), for  
15 each county and the state during that next fiscal biennium. Counties shall use any  
16 amounts remitted under this paragraph for the purposes specified in this section.  
17 The department shall deposit in the general fund the amounts transferred under this  
18 paragraph to the appropriation account under s. 20.410 (3) (kx).

19 **SECTION 3116.** 301.26 (7) (intro.) of the statutes is amended to read:

20 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
21 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
22 department shall allocate funds for community youth and family aids for the period  
23 beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2007~~ 2009, as provided in  
24 this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

25 **SECTION 3117d.** 301.26 (7) (a) of the statutes is amended to read:

1           301.26 (7) (a) For community youth and family aids under this section,  
2 amounts not to exceed \$44,145,100 \$49,395,100 for the last 6 months of 2005,  
3 \$88,290,200 for 2006, and \$44,145,100 2007, \$99,790,200 for 2008, and \$50,395,100  
4 for the first 6 months of 2007 2009.

5           **SECTION 3118.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

6           301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
7 allocate \$2,000,000 for the last 6 months of 2005 2007, \$4,000,000 for 2006 2008, and  
8 \$2,000,000 for the first 6 months of 2007 2009 to counties based on each of the  
9 following factors weighted equally:

10          **SECTION 3119.** 301.26 (7) (bm) of the statutes is created to read:

11          301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
12 allocate \$2,500,000 for the last 6 months of 2007, \$5,000,000 for 2008, and \$2,500,000  
13 for the first 6 months of 2009 to counties based on each county's proportion of the  
14 number of juveniles statewide who are placed in a juvenile correctional facility  
15 during the most recent 3-year period for which that information is available.

16          **SECTION 3120.** 301.26 (7) (c) of the statutes is amended to read:

17          301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
18 \$1,053,200 for the last 6 months of 2005 2007, \$2,106,500 for 2006 2008, and  
19 \$1,053,300 for the first 6 months of 2007 2009 to counties based on each of the factors  
20 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
21 allocation under this paragraph that is less than 93% nor more than 115% of the  
22 amount that the county would have received under this paragraph if the allocation  
23 had been distributed only on the basis of the factor specified in par. (b) 3.

24          **SECTION 3122.** 301.26 (7) (e) of the statutes is amended to read:

1           301.26 (7) (e) For emergencies related to community youth and family aids  
2 under this section, amounts not to exceed \$125,000 for the last 6 months of 2005  
3 2007, \$250,000 for ~~2006~~ 2008, and \$125,000 for the first 6 months of ~~2007~~ 2009. A  
4 county is eligible for payments under this paragraph only if it has a population of not  
5 more than 45,000.

6           **SECTION 3123.** 301.26 (7) (h) of the statutes is amended to read:

7           301.26 (7) (h) For counties that are participating in the corrective sanctions  
8 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2005~~ 2007,  
9 \$2,124,800 in ~~2006~~ 2008, and \$1,062,400 in the first 6 months of ~~2007~~ 2009 for the  
10 provision of corrective sanctions services for juveniles from that county. In  
11 distributing funds to counties under this paragraph, the department shall determine  
12 a county's distribution by dividing the amount allocated under this paragraph by the  
13 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
14 quotient by the number of slots allocated to that county by agreement between the  
15 department and the county. The department may transfer funds among counties as  
16 necessary to distribute funds based on the number of slots allocated to each county.

17           **SECTION 3124.** 301.26 (8) of the statutes is amended to read:

18           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
19 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
20 6 months of ~~2005~~ 2007, \$1,333,400 in ~~2006~~ 2008, and \$666,700 in the first 6 months  
21 of ~~2007~~ 2009 for alcohol and other drug abuse treatment programs.

22           **SECTION 3125.** 301.265 (title) of the statutes is repealed.

23           **SECTION 3126.** 301.265 (1) of the statutes is renumbered 16.964 (8) (a) and  
24 amended to read:

1           16.964 (8) (a) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and  
2 (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a  
3 contract with an organization to provide services in a county having a population of  
4 500,000 or more for the diversion of youths from gang activities into productive  
5 activities, including placement in appropriate educational, recreational, and  
6 employment programs. Notwithstanding s. 16.75, the department office may enter  
7 into a contract under this ~~subsection~~ paragraph without soliciting bids or proposals  
8 and without accepting the lowest responsible bid or offer.

9           **SECTION 3127.** 301.265 (2) of the statutes is renumbered 16.964 (8) (b) and  
10 amended to read:

11           16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (ky)~~ 20.505 (6) (km),  
12 the department office may not distribute more than \$300,000 in each fiscal year to  
13 the organization that it has contracted with under ~~sub. (1) par. (a)~~ for alcohol and  
14 other drug abuse education and treatment services for participants in that  
15 organization's youth diversion program.

16           **SECTION 3128.** 301.265 (3) of the statutes is renumbered 16.964 (8) (c) and  
17 amended to read:

18           16.964 (8) (c) From the appropriations under s. ~~20.410 (3)~~ 20.505 (6) (d) and (kj),  
19 the department office shall allocate \$150,000 in each fiscal year to enter into a  
20 contract with an organization to provide services in Racine County, \$150,000 in each  
21 fiscal year to enter into a contract with an organization to provide services in  
22 Kenosha County, \$150,000 in each fiscal year to enter into a contract with an  
23 organization that is located in ward ~~1~~ 2 in the city of Racine to provide services in  
24 Racine County, and \$150,000 in each fiscal year to enter into a contract with an  
25 organization to provide services in Brown County, and from the appropriation under

1 s. ~~20.410 (3)~~ 20.505 (6) (kj), the department shall allocate \$100,000 in each fiscal year  
2 to enter into a contract with an organization, for the diversion of youths from gang  
3 activities into productive activities, including placement in appropriate educational,  
4 recreational, and employment programs, and for alcohol or other drug abuse  
5 education and treatment services for participants in that organization's youth  
6 diversion program. The organization that is located in ward ~~1~~ 2 in the city of Racine  
7 shall have a recreational facility, shall offer programs to divert youths from gang  
8 activities, may not be affiliated with any national or state association, and may not  
9 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
10 16.75, the ~~department~~ office may enter into a contract under this ~~subsection~~  
11 paragraph without soliciting bids or proposals and without accepting the lowest  
12 responsible bid or offer.

13 **SECTION 3128m.** 301.286 of the statutes is created to read:

14 **301.286 State identification upon release from prison.** Before an  
15 individual is released from prison upon completion of his or her sentence or to parole  
16 or extended supervision, the department shall determine if the individual has an  
17 operator's license or a state identification card under ch. 343. If the individual has  
18 neither, the department shall assist the individual in applying for a state  
19 identification card under s. 343.50. The department shall determine if the individual  
20 is able to pay all or a portion of the fee under s. 343.50 (5) from the individual's  
21 general fund account. The department shall pay any portion of the fee the individual  
22 is unable to pay from the individual's general fund account.

23 **SECTION 3129.** 301.37 (1) of the statutes is amended to read:

24 301.37 (1) The department shall fix reasonable standards and regulations for  
25 the design, construction, repair, and maintenance of all houses of correction,



1 reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30,  
2 extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8),  
3 lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities  
4 under s. 303.09, and, after consulting with the department of health and family  
5 services children and families, all juvenile detention facilities, with respect to their  
6 adequacy and fitness for the needs which they are to serve.

7 **SECTION 3130.** 301.45 (7) (a) of the statutes is amended to read:

8 301.45 (7) (a) The department shall maintain information provided under sub.  
9 (2). The department shall keep the information confidential except as provided in  
10 ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except  
11 to provide, in response to a request for information under s. 49.22 (2m) made by the  
12 department of ~~workforce development~~ children and families or a county child  
13 support agency under s. 59.53 (5), the name and address of an individual registered  
14 under this section, the name and address of the individual's employer and financial  
15 information related to the individual.

16 **SECTION 3131.** 301.45 (9) of the statutes is amended to read:

17 301.45 (9) COOPERATION. The department of health and family services, the  
18 department of ~~workforce development~~ children and families, the department of  
19 transportation and all circuit courts shall cooperate with the department of  
20 corrections in obtaining information under this section.

21 **SECTION 3132.** 301.45 (10) of the statutes is amended to read:

22 301.45 (10) The department may require a person who must register as a sex  
23 offender and who is in its custody or on probation, parole, or extended supervision  
24 to pay an annual fee to partially offset its costs in monitoring persons on probation,

1 ~~parole, or extended supervision~~ who must register as sex offenders. The department  
2 shall establish any such fee by rule, but the fee may not exceed \$50 \$100.

3 **SECTION 3132r.** 301.46 (2m) (am) of the statutes is amended to read:

4 301.46 **(2m)** (am) If an agency with jurisdiction confines a person under s.  
5 301.046, provides a person entering the intensive sanctions program under s.  
6 301.048 with a sanction other than a placement in a Type 1 prison or a jail, or releases  
7 a person from confinement in a state correctional institution or institutional care,  
8 and the person has been found to be a sexually violent person under ch. 980 or has,  
9 on 2 or more separate occasions, been convicted or found not guilty or not responsible  
10 by reason of mental disease or defect for a sex offense or for a violation of a law of this  
11 state that is comparable to a sex offense, the agency with jurisdiction shall notify the  
12 police chief of any community and the sheriff of any county in which the person will  
13 be residing, employed or attending school and through or to which the person will be  
14 regularly traveling. Notification under this paragraph shall be in addition to  
15 providing access to information under sub. (2) and to any other notification that an  
16 agency with jurisdiction is authorized to provide.

17 **SECTION 3133.** 301.46 (4) (a) 10m. of the statutes is created to read:

18 301.46 **(4)** (a) 10m. The department children and families.

19 **SECTION 3134m.** 301.48 (1) (cm) and (cn) of the statutes are created to read:

20 301.48 **(1)** (cm) "Level 1 child sex offense" means a violation of s. 948.02 or  
21 948.025 in which any of the following occurs:

22 1. The actor has sexual contact or sexual intercourse with an individual who  
23 is not a relative of the actor and who has not attained the age of 13 years and causes  
24 great bodily harm, as defined in s. 939.22 (14), to the individual.

1           2. The actor has sexual intercourse with an individual who is not a relative of  
2 the actor and who has not attained the age of 12 years.

3           (cn) "Level 2 child sex offense" means a violation of s. 948.02 or 948.025 in which  
4 any of the following occurs:

5           1. The actor has sexual intercourse, by use or threat of force or violence, with  
6 an individual who is not a relative of the actor and who has not attained the age of  
7 16 years.

8           2. The actor has sexual contact, by use or threat of force or violence, with an  
9 individual who has not attained the age of 16 years and who is not a relative of the  
10 actor, and the actor is at least 18 years of age when the sexual contact occurs.

11           **SECTION 3135a.** 301.48 (1) (d) of the statutes, as created by 2005 Wisconsin Act  
12 431, is amended to read:

13           301.48 (1) (d) "Lifetime tracking" means global positioning system tracking  
14 that is required for a person for the remainder of the person's life or until terminated  
15 under sub. (2m), sub. (6), if applicable, or sub. (7) or ~~(8)~~ (7m). "Lifetime tracking" does  
16 not include global positioning system tracking under sub. (2) ~~(e)~~ or (d), regardless of  
17 how long it is required.

18           **SECTION 3136g.** 301.48 (1) (dr) of the statutes is created to read:

19           301.48 (1) (dr) "Relative" means a son, daughter, brother, sister, first cousin,  
20 2nd cousin, nephew, niece, grandchild, or great grandchild, or any other person  
21 related by blood, marriage, or adoption.

22           **SECTION 3136m.** 301.48 (1) (e) of the statutes, as created by 2005 Wisconsin Act  
23 431, is repealed and recreated to read:

24           301.48 (1) (e) "Serious child sex offense" means a level 1 child sex offense or a  
25 level 2 child sex offense.

1           **SECTION 3136r.** 301.48 (1) (fm) of the statutes is created to read:

2           301.48 (1) (fm) "Sexual contact" has the meaning given in s. 948.01 (5).

3           **SECTION 3137a.** 301.48 (2) (a) (intro.) of the statutes, as created by 2005  
4           Wisconsin Act 431, is amended to read:

5           301.48 (2) (a) (intro.) Except as provided in sub. (2m), the department shall  
6           maintain lifetime tracking of a person if any of the following occurs with respect to  
7           the person on or after ~~July 1, 2007~~ January 1, 2008:

8           **SECTION 3138g.** 301.48 (2) (a) 1. of the statutes, as created by 2005 Wisconsin  
9           Act 431, is amended to read:

10           301.48 (2) (a) 1. A court places the person on probation for committing a ~~serious~~  
11           level 1 child sex offense.

12           **SECTION 3138r.** 301.48 (2) (a) 1m. of the statutes is created to read:

13           301.48 (2) (a) 1m. The person is convicted for committing a level 2 child sex  
14           offense and the court places the person on probation for committing the level 2 child  
15           sex offense.

16           **SECTION 3139a.** 301.48 (2) (a) 2. of the statutes, as created by 2005 Wisconsin  
17           Act 431, is amended to read:

18           301.48 (2) (a) 2. The department releases the person to extended supervision  
19           or parole while the person is serving a sentence for committing a ~~serious~~ level 1 child  
20           sex offense.

21           **SECTION 3139r.** 301.48 (2) (a) 2m. of the statutes is created to read:

22           301.48 (2) (a) 2m. The person is convicted for committing a level 2 child sex  
23           offense and the department releases the person to extended supervision or parole  
24           while the person is serving the sentence for committing the level 2 child sex offense.

1           **SECTION 3140g.** 301.48 (2) (a) 3. of the statutes, as created by 2005 Wisconsin  
2 Act 431, is amended to read:

3           301.48 **(2)** (a) 3. The department releases the person from prison upon the  
4 completion of a sentence imposed for a serious level 1 child sex offense.

5           **SECTION 3140r.** 301.48 (2) (a) 3m. of the statutes is created to read:

6           301.48 **(2)** (a) 3m. The person is convicted for committing a level 2 child sex  
7 offense and the department releases the person from prison upon the completion of  
8 the sentence imposed for the level 2 child sex offense.

9           **SECTION 3141g.** 301.48 (2) (a) 6., 7. and 8. of the statutes are created to read:

10           301.48 **(2)** (a) 6. The court places a person on lifetime supervision under s.  
11 939.615 for committing a serious child sex offense and the person is released from  
12 prison.

13           7. A police chief or a sheriff receives a notification under s. 301.46 (2m) (am)  
14 regarding the person.

15           8. The department makes a determination under sub. (2g) that global  
16 positioning system tracking is appropriate for the person.

17           **SECTION 3143m.** 301.48 (2) (b) (intro.) of the statutes, as created by 2005  
18 Wisconsin Act 431, is amended to read:

19           301.48 **(2)** (b) (intro.) The department shall maintain lifetime tracking of a  
20 person if any of the following occurs with respect to the person on or after ~~July 1, 2007~~  
21 January 1, 2008:

22           **SECTION 3144m.** 301.48 (2) (b) 2. of the statutes, as created by 2005 Wisconsin  
23 Act 431, is amended to read:

1           301.48 (2) (b) 2. A court discharges the person under s. 980.09 ~~or~~ 980.10 (4).  
2 This subdivision does not apply if the person was on supervised release immediately  
3 before being discharged.

4           **SECTION 3145m.** 301.48 (2) (c) of the statutes, as created by 2005 Wisconsin Act  
5 431, is repealed.

6           **SECTION 3148g.** 301.48 (2) (d) of the statutes, as created by 2005 Wisconsin Act  
7 431, is amended to read:

8           301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being  
9 placed on probation, extended supervision, ~~or parole, or lifetime supervision~~ for  
10 committing a sex offense and par. (a), or (b), ~~or (e)~~ does not apply, the department may  
11 have the person tracked using a global positioning system tracking device as a  
12 condition of the person's probation, extended supervision, ~~or parole, or lifetime~~  
13 supervision.

14           **SECTION 3148r.** 301.48 (2g) of the statutes is created to read:

15           301.48 (2g) DEPARTMENT DETERMINATION. If a person who committed a serious  
16 child sex offense, or a person under supervision under the interstate corrections  
17 compact for a serious child sex offense, is not subject to lifetime tracking under sub.  
18 (2), the department shall assess the person's risk using a standard risk assessment  
19 instrument to determine if global positioning system tracking is appropriate for the  
20 person.

21           **SECTION 3149m.** 301.48 (2m) of the statutes, as created by 2005 Wisconsin Act  
22 431, is amended to read:

23           301.48 (2m) PASSIVE POSITIONING SYSTEM TRACKING. If a person who is subject  
24 to lifetime tracking under sub. (2) (a) 1., 1m., 2., ~~or~~ 2m., 3., or 3m. completes his or  
25 her sentence, including any probation, parole, or extended supervision, the

1 department may decide to use passive positioning system tracking instead of  
2 maintaining lifetime tracking.

3 **SECTION 3151m.** 301.48 (3) (a) 1. of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (3) (a) 1. Use field monitoring equipment that supports cellular  
6 communications with as large a coverage area as possible and shall automatically  
7 provide instantaneous or ~~nearly instantaneous~~ information regarding the  
8 whereabouts of a person who is being monitored, including information regarding  
9 the person's presence in an exclusion zone established under par. (c) or absence from  
10 an inclusion zone established under par. (c).

11 **SECTION 3153m.** 301.48 (3) (b) of the statutes, as created by 2005 Wisconsin  
12 Act 431, is amended to read:

13 301.48 (3) (b) The department shall contract with a vendor using a competitive  
14 process under s. 16.75 to provide staff in this state to install, remove, and maintain  
15 equipment related to global positioning system tracking services and passive  
16 positioning system tracking services for purposes of this section. The term of the  
17 contract may not exceed 3 years.

18 **SECTION 3154m.** 301.48 (3) (c) of the statutes, as created by 2005 Wisconsin Act  
19 431, is amended to read:

20 301.48 (3) (c) For each person who is subject to global positioning system  
21 tracking under this section, the department shall create individualized exclusion  
22 and inclusion zones for the person, if necessary to protect public safety. In creating  
23 exclusion zones, the department shall focus on areas where children congregate,  
24 with perimeters of 100 to 250 feet, and on areas where the person has been prohibited  
25 from going as a condition of probation, extended supervision, parole, conditional

1 release, ~~or supervised release,~~ or lifetime supervision. In creating inclusion zones  
2 for a person on supervised release, the department shall consider s. 980.08 (7) (9).

3 **SECTION 3156m.** 301.48 (4) (b) of the statutes, as created by 2005 Wisconsin  
4 Act 431, is amended to read:

5 301.48 (4) (b) If required by the department, a person who is subject to global  
6 positioning system tracking or passive positioning system tracking shall pay for the  
7 cost of tracking up to the amount calculated for the person under par. (a) 2. The  
8 department shall collect moneys paid by the person under this paragraph and credit  
9 those moneys to the appropriation under s. 20.410 (1) (gk).

10 **SECTION 3164m.** 301.48 (7m) of the statutes is created to read:

11 301.48 (7m) TERMINATION IF PERSON MOVES OUT OF STATE. Notwithstanding sub.  
12 (2), if a person who is subject to being tracked under this section moves out of state,  
13 the department shall terminate the person's tracking. If the person returns to the  
14 state, the department shall reinstate the person's tracking except as provided under  
15 sub. (6) or (7).

16 **SECTION 3165m.** 301.48 (8) of the statutes, as created by 2005 Wisconsin Act  
17 431, is repealed.

18 **SECTION 3167.** 302.045 (3) of the statutes is amended to read:

19 302.045 (3) PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department  
20 determines that an inmate serving a sentence other than one imposed under s.  
21 973.01 has successfully completed the challenge incarceration program, the parole  
22 earned release review commission shall parole the inmate for that sentence under  
23 s. 304.06, regardless of the time the inmate has served. When the parole earned  
24 release review commission grants parole under this subsection, it must require the



1 parolee to participate in an intensive supervision program for drug abusers as a  
2 condition of parole.

3 **SECTION 3168.** 302.05 (1) (c) of the statutes is amended to read:

4 302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of  
5 corrections and the department of health and family services shall, at any  
6 correctional facility the departments determine is appropriate, provide a substance  
7 abuse treatment program for inmates for the purposes of the earned release program  
8 described in sub. (3).

9 **SECTION 3169.** 302.05 (3) (b) of the statutes is amended to read:

10 302.05 (3) (b) Except as provided in par. (d), if the department determines that  
11 an eligible inmate serving a sentence other than one imposed under s. 973.01 has  
12 successfully completed a treatment program described in sub. (1), the parole earned  
13 release review commission shall parole the inmate for that sentence under s. 304.06,  
14 regardless of the time the inmate has served. If the parole earned release review  
15 commission grants parole under this paragraph, it shall require the parolee to  
16 participate in an intensive supervision program for drug abusers as a condition of  
17 parole.

18 **SECTION 3170.** 302.11 (1g) (b) (intro.) of the statutes is amended to read:

19 302.11 (1g) (b) (intro.) Before an incarcerated inmate with a presumptive  
20 mandatory release date reaches the presumptive mandatory release date specified  
21 under par. (am), the parole earned release review commission shall proceed under  
22 s. 304.06 (1) to consider whether to deny presumptive mandatory release to the  
23 inmate. If the parole earned release review commission does not deny presumptive  
24 mandatory release, the inmate shall be released on parole. The parole earned release

1 review commission may deny presumptive mandatory release to an inmate only on  
2 one or more of the following grounds:

3 **SECTION 3171.** 302.11 (1g) (b) 2. of the statutes is amended to read:

4 302.11 **(1g)** (b) 2. Refusal by the inmate to participate in counseling or  
5 treatment that the social service and clinical staff of the institution determines is  
6 necessary for the inmate, including pharmacological treatment using an  
7 antiandrogen or the chemical equivalent of an antiandrogen if the inmate is a serious  
8 child sex offender as defined in s. 304.06 (1q) (a). The ~~parole~~ earned release review  
9 commission may not deny presumptive mandatory release to an inmate because of  
10 the inmate's refusal to participate in a rehabilitation program under s. 301.047.

11 **SECTION 3172.** 302.11 (1g) (c) of the statutes is amended to read:

12 302.11 **(1g)** (c) If the ~~parole~~ earned release review commission denies  
13 presumptive mandatory release to an inmate under par. (b), the ~~parole~~ earned  
14 release review commission shall schedule regular reviews of the inmate's case to  
15 consider whether to parole the inmate under s. 304.06 (1).

16 **SECTION 3173.** 302.11 (1g) (d) of the statutes is amended to read:

17 302.11 **(1g)** (d) An inmate may seek review of a decision by the ~~parole~~ earned  
18 release review commission relating to the denial of presumptive mandatory release  
19 only by the common law writ of certiorari.

20 **SECTION 3174.** 302.11 (1m) of the statutes is amended to read:

21 302.11 **(1m)** An inmate serving a life term is not entitled to mandatory release.  
22 Except as provided in ss. 939.62 (2m) (c) and 973.014, the ~~parole~~ earned release  
23 review commission may parole the inmate as specified in s. 304.06 (1).

24 **SECTION 3175.** 302.11 (7) (c) of the statutes is amended to read:

1           302.11 (7) (c) The parole earned release review commission may subsequently  
2 parole, under s. 304.06 (1), and the department may subsequently parole, under s.  
3 304.02, a parolee who is returned to prison for violation of a condition of parole.

4           **SECTION 3176.** 302.113 (2) of the statutes is amended to read:

5           302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this  
6 section is entitled to release to extended supervision after he or she has served the  
7 term of confinement in prison portion of the sentence imposed under s. 973.01, as  
8 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)  
9 (c) 2. a., or 973.195 (1r), if applicable, or as adjusted by the earned release review  
10 commission under s. 304.06 (1) (b).

11           **SECTION 3178.** 302.372 (2) (b) of the statutes is amended to read:

12           302.372 (2) (b) Before seeking any reimbursement under this section, the  
13 county shall provide a form to be used for determining the financial status of  
14 prisoners. The form shall provide for obtaining the social security number of the  
15 prisoner, the age and marital status of a prisoner, the number and ages of children  
16 of a prisoner, the number and ages of other dependents of a prisoner, the income of  
17 a prisoner, type and value of real estate owned by a prisoner, type and value of  
18 personal property owned by a prisoner, the prisoner's cash and financial institution  
19 accounts, type and value of the prisoner's investments, pensions and annuities and  
20 any other personalty of significant cash value owned by a prisoner. The county shall  
21 use the form whenever investigating the financial status of prisoners. The  
22 information on a completed form is confidential and not open to public inspection or  
23 copying under s. 19.35 (1), except that the county shall provide the name and address  
24 of an individual, the name and address of the individual's employer and financial  
25 information related to the individual from a form completed under this paragraph

1 in response to a request for information under s. 49.22 (2m) made by the department  
2 of ~~workforce development~~ children and families or a county child support agency  
3 under s. 59.53 (5).

4 **SECTION 3179.** 302.38 (3) of the statutes is amended to read:

5 302.38 (3) The maximum amount that a governmental unit may pay for the  
6 costs of medical or hospital care under this section is limited for that care to the  
7 amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding~~  
8 ss. 49.468 and 49.471 (11), for care for which a medical assistance rate exists. No  
9 provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of  
10 care exceeding the amount paid under this subsection by the governmental unit. If  
11 no medical assistance rate exists for the care provided, there is no limitation under  
12 this subsection.

13 **SECTION 3180.** 302.386 (1) of the statutes is amended to read:

14 302.386 (1) Except as provided in sub. (5), liability for medical and dental  
15 services furnished to residents housed in prisons identified in s. 302.01, in a juvenile  
16 correctional facility, or in a secured residential care center for children and youth, or  
17 to forensic patients in state institutions for those services that are not provided by  
18 employees of the department shall be limited to the amounts payable under ss. 49.43  
19 to 49.47, ~~except s. 49.471, excluding ss. 49.468 and 49.471 (11)~~, for similar services.  
20 The department may waive any such limit if it determines that needed services  
21 cannot be obtained for the applicable amount. No provider of services may bill the  
22 resident or patient for the cost of services exceeding the amount of the liability under  
23 this subsection.

24 **SECTION 3181.** 304.01 (title) of the statutes is amended to read:

1           **304.01** (title) **Parole Earned release review commission and**  
2 **commission chairperson; general duties.**

3           **SECTION 3182.** 304.01 (1) of the statutes is amended to read:

4           304.01 (1) The chairperson of the parole earned release review commission  
5 shall administer and supervise the commission and its activities and shall be the  
6 final ~~parole-granting authority for granting parole, release to extended supervision,~~  
7 or termination of extended supervision, except as provided in s. 304.02 or 973.195.

8           **SECTION 3183.** 304.01 (2) (intro.) of the statutes is amended to read:

9           304.01 (2) (intro.) The parole earned release review commission shall conduct  
10 regularly scheduled interviews to consider the parole or release to extended  
11 supervision of eligible inmates of the adult correctional institutions under the  
12 control of the department of corrections, eligible inmates transferred under ch. 51  
13 and under the control of the department of health and family services and eligible  
14 inmates in any county house of correction. The department of corrections shall  
15 provide all of the following to the parole earned release review commission:

16           **SECTION 3184.** 304.01 (2) (b) of the statutes is amended to read:

17           304.01 (2) (b) Scheduling assistance for parole interviews for prisoners who  
18 have applied for parole or release to extended supervision at the correctional  
19 institutions.

20           **SECTION 3185.** 304.01 (2) (c) of the statutes is amended to read:

21           304.01 (2) (c) Clerical support related to the parole interviews for prisoners who  
22 have applied for parole or release to extended supervision.

23           **SECTION 3186.** 304.01 (2) (d) of the statutes is amended to read:

1           304.01 (2) (d) Appropriate physical space at the correctional institutions to  
2           conduct the parole interviews for prisoners who have applied for parole or release to  
3           extended supervision.

4           **SECTION 3187.** 304.06 (title) of the statutes is amended to read:

5           **304.06 (title) Paroles Release to parole or extended supervision from**  
6           **state prisons and house of correction; termination of extended supervision.**

7           **SECTION 3188.** 304.06 (1) (b) of the statutes is amended to read:

8           304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.  
9           302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the parole earned release review  
10          commission may parole an inmate of the Wisconsin state prisons or any felon or any  
11          person serving at least one year or more in a county house of correction or a county  
12          rehabilitation camp organized under s. 303.07, when he or she has served 25% of the  
13          sentence imposed for the offense, or 6 months, whichever is greater. The earned  
14          release review board may release to extended supervision a person sentenced under  
15          s. 973.01 for a Class F to a Class I felony after the person has served at least 75  
16          percent of the term of confinement in prison portion of the sentence, and may  
17          terminate extended supervision of a person sentenced under s. 973.01 for a Class F  
18          to a Class I felony after the person has completed 75 percent of his or her extended  
19          supervision portion of the sentence. Except as provided in s. 939.62 (2m) (c) or  
20          973.014 (1) (b) or (c), (1g) or (2), the parole earned release review commission may  
21          parole an inmate serving a life term when he or she has served 20 years, as modified  
22          by the formula under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and  
23          (2), if applicable. The person serving the life term shall be given credit for time served  
24          prior to sentencing under s. 973.155, including good time under s. 973.155 (4). The  
25          secretary may grant special action parole releases under s. 304.02. The department

1 or the ~~parole~~ earned release review commission shall not provide any convicted  
2 offender or other person sentenced to the department's custody any ~~parole~~ eligibility  
3 or evaluation for parole or release to extended supervision until the person has been  
4 confined at least 60 days following sentencing.

5 **SECTION 3189.** 304.06 (1) (bn) of the statutes is created to read:

6 304.06 (1) (bn) The earned release review commission may consider any of the  
7 following as a ground for a petition under par. (b) for sentence reduction by a person  
8 who is sentenced under s. 973.01 for a Class F to Class I felony:

9 1. The inmate's conduct, efforts at and progress in rehabilitation, or  
10 participation and progress in education, treatment, or other correctional programs  
11 since he or she was sentenced.

12 2. A change in law or procedure related to sentencing or revocation of extended  
13 supervision effective after the inmate was sentenced that would have resulted in a  
14 shorter term of confinement in prison or, if the inmate was returned to prison upon  
15 revocation of extended supervision, a shorter period of confinement in prison upon  
16 revocation, if the change had been applicable when the inmate was sentenced.

17 3. The inmate is subject to a sentence of confinement in another state or the  
18 inmate is in the United States illegally and may be deported.

19 4. Sentence adjustment is otherwise in the interests of justice.

20 **SECTION 3190.** 304.06 (1) (br) of the statutes is created to read:

21 304.06 (1) (br) 1. Except as provided under subd. 2., the earned release review  
22 commission may reduce the term of confinement of a person who is sentenced under  
23 s. 973.01 for a Class F to Class I felony only as follows:

24 a. If the inmate is serving the term of confinement in prison portion of the  
25 sentence, a reduction in the term of confinement in prison by the amount of time

1 remaining in the term of confinement in prison portion of the sentence, less up to 30  
2 days, and a corresponding increase in the term of extended supervision.

3 b. If the inmate is confined in prison upon revocation of extended supervision,  
4 a reduction in the amount of time remaining in the period of confinement in prison  
5 imposed upon revocation, less up to 30 days, and a corresponding increase in the term  
6 of extended supervision.

7 2. a. If the earned release review commission adjusts a sentence under subd.  
8 1. on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
9 total sentence length of the adjusted sentence is greater than the maximum sentence  
10 length that the offender could have received if the change in law or procedure had  
11 been applicable when the inmate was originally sentenced, the earned release review  
12 commission may reduce the length of the term of extended supervision so that the  
13 total sentence length does not exceed the maximum sentence length that the offender  
14 could have received if the change in law or procedure had been applicable when the  
15 inmate was originally sentenced.

16 b. If the earned release review commission adjusts a sentence under subd. 1.  
17 on the basis of a change in law or procedure as provided under par. (bn) 2. and the  
18 adjusted term of extended supervision is greater than the maximum term of  
19 extended supervision that the offender could have received if the change in law or  
20 procedure had been applicable when the inmate was originally sentenced, the earned  
21 release review commission may reduce the length of the term of extended  
22 supervision so that the term of extended supervision does not exceed the maximum  
23 term of extended supervision that the offender could have received if the change in  
24 law or procedure had been applicable when the inmate was originally sentenced.

25 **SECTION 3191.** 304.06 (1) (bu) of the statutes is created to read:



1           304.06 (1) (bu) An inmate who is sentenced under s. 973.01 for a Class F to Class  
2 I felony may submit only one petition under this subsection for each sentence  
3 imposed under s. 973.01.

4           **SECTION 3192.** 304.06 (1) (c) (intro.) of the statutes is amended to read:

5           304.06 (1) (c) (intro.) If an inmate applies for parole, release to extended  
6 supervision, or termination of extended supervision under this subsection, the  
7 parole earned release review commission shall make a reasonable attempt to notify  
8 the following, if they can be found, in accordance with par. (d):

9           **SECTION 3193.** 304.06 (1) (d) 1. of the statutes is amended to read:

10          304.06 (1) (d) 1. The notice under par. (c) shall inform the offices and persons  
11 under par. (c) 1. to 3. of the manner in which they may provide written statements  
12 under this subsection, shall inform persons under par. (c) 3. of the manner in which  
13 they may attend interviews or hearings and make statements under par. (eg) and  
14 shall inform persons under par. (c) 3. who are victims, or family members of victims,  
15 of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1) ~~or~~, (2), or (3), 948.02 (1)  
16 or (2), 948.025, 948.06 or 948.07 of the manner in which they may have direct input  
17 in the parole decision-making process under par. (em) for parole, release to extended  
18 supervision, or termination of extended supervision. The parole earned release  
19 review commission shall provide notice under this paragraph for an inmate's first  
20 application for parole, release to extended supervision, or termination of extended  
21 supervision and, upon request, for subsequent applications for parole.

22          **SECTION 3194.** 304.06 (1) (e) of the statutes is amended to read:

23          304.06 (1) (e) The parole earned release review commission shall permit any  
24 office or person under par. (c) 1. to 3. to provide written statements. The parole  
25 earned release review commission shall give consideration to any written statements

1 provided by any such office or person and received on or before the date specified in  
2 the notice. This paragraph does not limit the authority of the ~~parole~~ earned release  
3 review commission to consider other statements or information that it receives in a  
4 timely fashion.

5 **SECTION 3195.** 304.06 (1) (eg) of the statutes is amended to read:

6 304.06 (1) (eg) The ~~parole~~ earned release review commission shall permit any  
7 person under par. (c) 3. to attend any interview or hearing on the ~~parole~~ application  
8 for parole, release to extended supervision, or termination of extended supervision  
9 of an applicable inmate and to make a statement at that interview or hearing.

10 **SECTION 3196.** 304.06 (1) (em) of the statutes is amended to read:

11 304.06 (1) (em) The ~~parole~~ earned release review commission shall promulgate  
12 rules that provide a procedure to allow any person who is a victim, or a family  
13 member of a victim, of a crime specified in s. 940.01, 940.03, 940.05, 940.225 (1) ~~or,~~  
14 (2), or (3), 948.02 (1) or (2), 948.025, 948.06 or 948.07 to have direct input in the ~~parole~~  
15 decision-making process for parole, release to extended supervision, or termination  
16 of extended supervision.

17 **SECTION 3197.** 304.06 (1) (f) of the statutes is amended to read:

18 304.06 (1) (f) The ~~parole~~ earned release review commission shall design and  
19 prepare cards for persons specified in par. (c) 3. to send to the commission. The cards  
20 shall have space for these persons to provide their names and addresses, the name  
21 of the applicable prisoner and any other information the ~~parole~~ earned release  
22 review commission determines is necessary. The ~~parole~~ earned release review  
23 commission shall provide the cards, without charge, to district attorneys. District  
24 attorneys shall provide the cards, without charge, to persons specified in par. (c) 3.  
25 These persons may send completed cards to the ~~parole~~ earned release review

1 commission. All commission records or portions of records that relate to mailing  
2 addresses of these persons are not subject to inspection or copying under s. 19.35 (1).  
3 Before any written statement of a person specified in par. (c) 3. is made a part of the  
4 documentary record considered in connection with a ~~parole~~ hearing for parole,  
5 release to extended supervision, or termination of extended supervision under this  
6 section, the ~~parole~~ earned release review commission shall obliterate from the  
7 statement all references to the mailing addresses of the person. A person specified  
8 in par. (c) 3. who attends an interview or hearing under par. (eg) may not be required  
9 to disclose at the interview or hearing his or her mailing addresses.

10 **SECTION 3198.** 304.06 (1) (g) of the statutes is amended to read:

11 304.06 (1) (g) Before a person is released on parole or released to extended  
12 supervision under this subsection, the ~~parole~~ earned release review commission  
13 shall so notify the municipal police department and the county sheriff for the area  
14 where the person will be residing. The notification requirement under this  
15 paragraph does not apply if a municipal department or county sheriff submits to the  
16 ~~parole~~ earned release review commission a written statement waiving the right to  
17 be notified. If applicable, the department shall also comply with s. 304.063.

18 **SECTION 3199.** 304.06 (1m) (intro.) of the statutes is amended to read:

19 304.06 (1m) (intro.) The ~~parole~~ earned release review commission may waive  
20 the 25% or 6-month service of sentence requirement under sub. (1) (b) under any of  
21 the following circumstances:

22 **SECTION 3200.** 304.06 (1q) (b) of the statutes is amended to read:

23 304.06 (1q) (b) The ~~parole~~ earned release review commission or the department  
24 may require as a condition of parole or that a serious child sex offender undergo  
25 pharmacological treatment using an antiandrogen or the chemical equivalent of an

1 antiandrogen. This paragraph does not prohibit the department from requiring  
2 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
3 antiandrogen as a condition of probation.

4 **SECTION 3201.** 304.06 (1q) (c) of the statutes is amended to read:

5 304.06 (1q) (c) In deciding whether to grant a serious child sex offender release  
6 on parole under this subsection, the ~~parole~~ earned release review commission may  
7 not consider, as a factor in making its decision, that the offender is a proper subject  
8 for pharmacological treatment using an antiandrogen or the chemical equivalent of  
9 an antiandrogen or that the offender is willing to participate in pharmacological  
10 treatment using an antiandrogen or the chemical equivalent of an antiandrogen.

11 **SECTION 3202.** 304.06 (1x) of the statutes is amended to read:

12 304.06 (1x) The ~~parole~~ earned release review commission may require as a  
13 condition of parole that the person is placed in the intensive sanctions program under  
14 s. 301.048. In that case, the person is in the legal custody of the department under  
15 that section and is subject to revocation of parole under sub. (3).

16 **SECTION 3203.** 304.06 (2m) (d) of the statutes is amended to read:

17 304.06 (2m) (d) The ~~parole~~ earned release review commission or the  
18 department shall determine a prisoner's county of residence for the purposes of this  
19 subsection by doing all of the following:

20 1. The ~~parole~~ earned release review commission or the department shall  
21 consider residence as the voluntary concurrence of physical presence with intent to  
22 remain in a place of fixed habitation and shall consider physical presence as prima  
23 facie evidence of intent to remain.

24 2. The ~~parole~~ earned release review commission or the department shall apply  
25 the criteria for consideration of residence and physical presence under subd. 1. to the

1 facts that existed on the date that the prisoner committed the serious sex offense that  
2 resulted in the sentence the prisoner is serving.

3 **SECTION 3204.** 304.071 (1) of the statutes is amended to read:

4 304.071 (1) The parole earned release review commission may at any time  
5 grant a parole or release to extended supervision to any prisoner in any penal  
6 institution of this state, or the department may at any time suspend the supervision  
7 of any person who is on probation ~~or~~, parole, or extended supervision to the  
8 department, if the prisoner or person on probation ~~or~~, parole, or extended supervision  
9 is eligible for induction into the U.S. armed forces. The suspension of parole,  
10 extended supervision, or probation shall be for the duration of his or her service in  
11 the armed forces; and the parole, extended supervision, or probation shall again  
12 become effective upon his or her discharge from the armed forces in accordance with  
13 regulations prescribed by the department. If he or she receives an honorable  
14 discharge from the armed forces, the governor may discharge him or her and the  
15 discharge has the effect of a pardon. Upon the suspension of parole, extended  
16 supervision, or probation by the department, the department shall issue an order  
17 setting forth the conditions under which the parole, extended supervision, or  
18 probation is suspended, including instructions as to where and when and to whom  
19 the ~~paroled~~ person on parole or extended supervision shall report upon discharge  
20 from the armed forces.

21 **SECTION 3210.** 341.51 (4) (an) of the statutes is amended to read:

22 341.51 (4) (an) If the applicant is an individual who does not have a social  
23 security number, a statement made or subscribed under oath or affirmation that the  
24 applicant does not have a social security number. The form of the statement shall  
25 be prescribed by the department of ~~workforce development~~ children and families. A

1 registration that is issued under this section in reliance on a statement submitted  
2 under this paragraph is invalid if the statement is false.

3 **SECTION 3211.** 341.51 (4g) (b) of the statutes is amended to read:

4 341.51 (4g) (b) The department of transportation may not disclose any  
5 information obtained under sub. (4) (am) or (ar) to any person except to the  
6 department of ~~workforce development~~ children and families for the sole purpose of  
7 administering s. 49.22 or the department of revenue for the sole purpose of  
8 requesting certifications under s. 73.0301.

9 **SECTION 3212.** 341.51 (4m) (a) of the statutes is amended to read:

10 341.51 (4m) (a) A registration shall be denied, restricted, limited or suspended  
11 if the applicant or licensee is an individual who is delinquent in making  
12 court-ordered payments of child or family support, maintenance, birth expenses,  
13 medical expenses or other expenses related to the support of a child or former spouse,  
14 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
15 by the department of ~~workforce development~~ children and families or a county child  
16 support agency under s. 59.53 (5) and related to paternity or child support  
17 proceedings, as provided in a memorandum of understanding entered into under s.  
18 49.857.

19 **SECTION 3213.** 342.06 (1) (eg) of the statutes is amended to read:

20 342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual,  
21 the social security number of the applicant. The department of transportation may  
22 not disclose a social security number obtained under this paragraph to any person  
23 except to the department of ~~workforce development~~ children and families for the sole  
24 purpose of administering s. 49.22 and to the department of revenue for the purposes  
25 of administering state taxes and collecting debt.

1           **SECTION 3214.** 342.06 (1) (eh) of the statutes is amended to read:

2           342.06 (1) (eh) If the applicant does not have a social security number, a  
3 statement made or subscribed under oath or affirmation that the applicant does not  
4 have a social security number. The form of the statement shall be prescribed by the  
5 department of ~~workforce development~~ children and families. A certificate of title  
6 that is issued in reliance on a statement submitted under this paragraph is invalid  
7 if the statement is false.

8           **SECTION 3216.** 342.14 (1r) of the statutes is amended to read:

9           342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental  
10 impact fee of \$9, by the person filing the application. All moneys collected under this  
11 subsection shall be credited to the environmental fund for environmental  
12 management. This subsection does not apply after December 31, 2007 2009.

13           **SECTION 3217.** 342.14 (3m) of the statutes is amended to read:

14           342.14 (3m) Upon filing an application under sub. (1) or (3), a supplemental  
15 title fee of \$7.50 \$9.50 by the owner of the vehicle, except that this fee shall be waived  
16 with respect to an application under sub. (3) for transfer of a decedent's interest in  
17 a vehicle to his or her surviving spouse. The fee specified under this subsection is  
18 in addition to any other fee specified in this section.

19           **SECTION 3244b.** 343.14 (2) (br) of the statutes is amended to read:

20           343.14 (2) (br) If the applicant does not have a social security number, a  
21 statement made or subscribed under oath or affirmation that the applicant does not  
22 have a social security number. The form of the statement shall be prescribed by the  
23 department of ~~workforce development~~ children and families. A license that is issued  
24 or renewed under s. 343.17 in reliance on a statement submitted under this  
25 paragraph is invalid if the statement is false.

1           **SECTION 3249b.** 343.14 (2j) (b) of the statutes, as affected by 2005 Wisconsin  
2 Acts 25 and 59, is repealed and recreated to read:

3           343.14 **(2j)** (b) Except as otherwise required to administer and enforce this  
4 chapter, the department of transportation may not disclose a social security number  
5 obtained from an applicant for a license under sub. (2) (bm) to any person except to  
6 the department of children and families for the sole purpose of administering s. 49.22  
7 or to the department of revenue for the purposes of administering state taxes and  
8 collecting debt.

9           **SECTION 3303.** 343.305 (6) (e) 2. am. of the statutes is amended to read:

10           343.305 **(6)** (e) 2. am. In the case of an individual who does not have a social  
11 security number, a statement made or subscribed under oath or affirmation that the  
12 applicant does not have a social security number. The form of the statement shall  
13 be prescribed by the department of ~~workforce development~~ children and families. A  
14 permit or approval that is issued or renewed under this section in reliance on a  
15 statement submitted under this subd. 2. am. is invalid if the statement is false.

16           **SECTION 3304.** 343.305 (6) (e) 3. b. of the statutes is amended to read:

17           343.305 **(6)** (e) 3. b. The licensor may not disclose any information received  
18 under subd. 2. a. or b. except to the department of ~~workforce development~~ children  
19 and families for purposes of administering s. 49.22 or the department of revenue for  
20 the sole purpose of requesting certifications under s. 73.0301.

21           **SECTION 3351.** 343.345 of the statutes is amended to read:

22           **343.345 Restriction, limitation or suspension of operating privilege.**  
23 The department shall restrict, limit or suspend a person's operating privilege if the  
24 person is delinquent in making court-ordered payments of child or family support,  
25 maintenance, birth expenses, medical expenses or other expenses related to the



1 support of a child or former spouse, or who fails to comply, after appropriate notice,  
2 with a subpoena or warrant issued by the department of ~~workforce development~~  
3 children and families or a county child support agency under s. 59.53 (5) and related  
4 to paternity or child support proceedings, as provided in a memorandum of  
5 understanding entered into under s. 49.857.

6 **SECTION 3387m.** 343.50 (8) (b) of the statutes is amended to read:

7 343.50 (8) (b) The department may not disclose any record or other information  
8 concerning or relating to an applicant or identification card holder to any person  
9 other than a court, district attorney, county corporation counsel, city, village or town  
10 attorney, law enforcement agency, the applicant or identification card holder or, if the  
11 applicant or identification card holder is under 18 years of age, his or her parent or  
12 guardian. Except for photographs disclosed to a law enforcement agency under s.  
13 343.237, persons entitled to receive any record or other information under this  
14 paragraph shall not disclose the record or other information to other persons or  
15 agencies. This paragraph does not prohibit the disclosure of a person's name or  
16 address, of the name or address of a person's employer or of financial information  
17 that relates to a person when requested under s. 49.22 (2m) by the department of  
18 ~~workforce development~~ children and families or a county child support agency under  
19 s. 59.53 (5).

20 **SECTION 3391.** 343.61 (2) (a) 1m. of the statutes is amended to read:

21 343.61 (2) (a) 1m. In the case of an individual who does not have a social  
22 security number, a statement made or subscribed under oath or affirmation that the  
23 individual does not have a social security number. The form of the statement shall  
24 be prescribed by the department of ~~workforce development~~ children and families. A

1 license that is issued by the department in reliance on a statement submitted under  
2 this subdivision is invalid if the statement is false.

3 **SECTION 3392.** 343.61 (2) (b) of the statutes is amended to read:

4 343.61 (2) (b) The department of transportation may not disclose any  
5 information received under par. (a) 1. or 2. to any person except to the department  
6 of ~~workforce development~~ children and families for purposes of administering s.  
7 49.22 or the department of revenue for the sole purpose of requesting certifications  
8 under s. 73.0301.

9 **SECTION 3393.** 343.62 (2) (am) of the statutes is amended to read:

10 343.62 (2) (am) If the applicant does not have a social security number, a  
11 statement made or subscribed under oath or affirmation that the applicant does not  
12 have a social security number. The form of the statement shall be prescribed by the  
13 department of ~~workforce development~~ children and families. A license that is issued  
14 by the department in reliance on a statement submitted under this paragraph is  
15 invalid if the statement is false.

16 **SECTION 3394.** 343.62 (2) (b) of the statutes is amended to read:

17 343.62 (2) (b) The department of transportation may not disclose a social  
18 security number obtained under par. (a) to any person except to the department of  
19 ~~workforce development~~ children and families for the sole purpose of administering  
20 s. 49.22 or the department of revenue for the sole purpose of requesting certifications  
21 under s. 73.0301.

22 **SECTION 3395.** 343.66 (2) of the statutes is amended to read:

23 343.66 (2) The secretary shall deny, restrict, limit or suspend any driver school  
24 license issued under s. 343.61 or instructor's license issued under s. 343.62 or refuse  
25 to renew a driver school license or instructor's license if the applicant or licensee is

1 an individual who is delinquent in making court-ordered payments of child or family  
2 support, maintenance, birth expenses, medical expenses or other expenses related  
3 to the support of a child or former spouse, or who fails to comply, after appropriate  
4 notice, with a subpoena or warrant issued by the department of ~~workforce~~  
5 development children and families or a county child support agency under s. 59.53  
6 (5) and related to paternity or child support proceedings, as provided in a  
7 memorandum of understanding entered into under s. 49.857.

8 **SECTION 3436.** 349.19 of the statutes is amended to read:

9 **349.19 Authority to require accident reports.** Any city, village, town or  
10 county may by ordinance require the operator of a vehicle involved in an accident to  
11 file with a designated municipal department or officer a report of such accident or  
12 a copy of any report required to be filed with the department. All such reports are  
13 for the confidential use of such department or officer and are otherwise subject to s.  
14 346.73, except that this section does not prohibit the disclosure of a person's name  
15 or address, of the name or address of a person's employer or of financial information  
16 that relates to a person when requested under s. 49.22 (2m) to the department of  
17 ~~workforce development~~ children and families or a county child support agency under  
18 under s. 59.53 (5).

19 **SECTION 3437.** 350.055 of the statutes is renumbered 350.055 (1) and amended  
20 to read:

21 350.055 (1) The department shall establish a program of instruction on  
22 snowmobile laws, including the intoxicated snowmobiling law, regulations, safety  
23 and related subjects. The program shall be conducted by instructors certified by the  
24 department. The department may procure liability insurance coverage for certified  
25 instructors for work within the scope of their duties under this section. For each

1 person who is under the age of 16 years, the program shall include 6 hours of  
2 classroom instruction, and the instructor may provide to the person up to 2  
3 additional hours of instruction on a snowmobile as to how it is actually operated.  
4 Each person satisfactorily completing this program shall receive a snowmobile  
5 safety certificate from the department. The department shall establish by rule an  
6 instruction fee for this program. An instructor conducting a program of instruction  
7 under this section shall collect the instruction fee from each person who receives  
8 instruction. The department may determine the portion of this fee, which may not  
9 exceed 50%, that the instructor may retain to defray expenses incurred by the  
10 instructor in conducting the program. The instructor shall remit the remainder of  
11 the fee or, if nothing is retained, the entire fee to the department. The department  
12 shall issue a duplicate certificate of accomplishment to a person who is entitled to a  
13 duplicate certificate of accomplishment and who pays a fee of \$2.75.

14 **(2)** A person who is required to hold a valid snowmobile safety certificate may  
15 operate a snowmobile in this state if the person holds a valid snowmobile safety  
16 certificate issued by another state or province of the Dominion of Canada and if the  
17 course content of the program in such other state or province substantially meets  
18 that established by the department under this section.

19 **SECTION 3449.** 440.03 (9) (intro.) of the statutes is renumbered 440.03 (9) (a)  
20 (intro.) and amended to read:

21 440.03 **(9)** (a) (intro.) The Subject to pars. (b) and (c), the department shall  
22 include all of the following with each biennial budget request that it makes under s.  
23 16.42, biennially, determine each fee for an initial credential for which no  
24 examination is required, for a reciprocal credential, and for a credential renewal by  
25 doing all of the following:

1           **SECTION 3450.** 440.03 (9) (a) of the statutes is renumbered 440.03 (9) (a) 1. and  
2 amended to read:

3           440.03 **(9)** (a) 1. ~~A recalculation of~~ Recalculating the administrative and  
4 enforcement costs of the department that are attributable to the regulation of each  
5 occupation or business under chs. 440 to 480 ~~and that are included in the budget~~  
6 ~~request.~~

7           **SECTION 3451.** 440.03 (9) (b) of the statutes is renumbered 440.03 (9) (a) 2. and  
8 amended to read:

9           440.03 **(9)** (a) 2. ~~A recommended change to~~ Not later than January 31 of each  
10 odd-numbered year, adjusting for the succeeding fiscal biennium each fee specified  
11 ~~under s. 440.05 (1) for an initial credential for which an examination is not required,~~  
12 ~~under s. 440.05 (2) for a reciprocal credential, and under, subject to s. 440.08 (2) (a),~~  
13 ~~for a credential renewal, if the change~~ an adjustment is necessary to reflect the  
14 approximate administrative and enforcement costs of the department that are  
15 attributable to the regulation of the particular occupation or business during the  
16 period in which the initial or reciprocal credential or credential renewal is in effect  
17 and, for purposes of ~~the recommended change to~~ each fee specified under s. 440.08  
18 ~~(2) (a) for a credential renewal, to reflect an estimate of any additional moneys~~  
19 ~~available for the department's general program operations, during the budget period~~  
20 ~~to which the biennial budget request applies, as a result of appropriation transfers~~  
21 ~~that have been or are estimated to be made under s. 20.165 (1) (i) prior to and during~~  
22 ~~that budget period~~ during the fiscal biennium in progress at the time of the deadline  
23 for an adjustment under this subdivision or during the fiscal biennium beginning on  
24 the July 1 immediately following the deadline for an adjustment under this  
25 subdivision.

1           **(b)** The department may not recommend an initial credential fee that exceeds  
2 the amount of the fee that the department recommends for a renewal of the same  
3 credential, if no examination is required for the initial credential.

4           **SECTION 3452.** 440.03 (9) (c) of the statutes is created to read:

5           **440.03 (9) (c)** The cemetery board may by rule impose a fee in addition to the  
6 renewal fee determined by the department under this subsection for renewal of a  
7 license granted under s. 440.91 (1).

8           **SECTION 3453.** 440.03 (9) (d) of the statutes is created to read:

9           **440.03 (9) (d)** Not later than 14 days after completing proposed fee adjustments  
10 under par. (a), the department shall send a report detailing the proposed fee  
11 adjustments to the cochairpersons of the joint committee on finance. If, within 14  
12 working days after the date that the department submits the report, the  
13 cochairpersons of the committee notify the secretary that the committee has  
14 scheduled a meeting for the purpose of reviewing the proposed adjustments, the  
15 department may not impose the fee adjustments until the committee approves the  
16 report. If the cochairpersons of the committee do not notify the secretary, the  
17 department shall notify credential holders of the fee adjustments by posting the fee  
18 adjustments on the department's Internet Web site and in credential renewal notices  
19 sent to affected credential holders under s. 440.08 (1).

20           **SECTION 3454.** 440.03 (11m) (am) of the statutes is amended to read:

21           **440.03 (11m) (am)** If an applicant specified in par. (a) 1. or 2. is an individual  
22 who does not have a social security number, the applicant shall submit a statement  
23 made or subscribed under oath that the applicant does not have a social security  
24 number. The form of the statement shall be prescribed by the department of

1 ~~workforce development~~ children and families. A credential or license issued in  
2 reliance upon a false statement submitted under this paragraph is invalid.

3 **SECTION 3455.** 440.03 (11m) (c) of the statutes is amended to read:

4 440.03 (11m) (c) The department of regulation and licensing may not disclose  
5 a social security number obtained under par. (a) to any person except the coordinated  
6 licensure information system under s. 441.50 (7); the department of ~~workforce~~  
7 development children and families for purposes of administering s. 49.22; and, for  
8 a social security number obtained under par. (a) 1., the department of revenue for the  
9 purpose of requesting certifications under s. 73.0301 and administering state taxes.

10 **SECTION 3456.** 440.03 (12m) of the statutes is amended to read:

11 440.03 (12m) The department of regulation and licensing shall cooperate with  
12 the departments of justice, children and families, and health and family services in  
13 developing and maintaining a computer linkup to provide access to information  
14 regarding the current status of a credential issued to any person by the department  
15 of regulation and licensing, including whether that credential has been restricted in  
16 any way.

17 **SECTION 3458.** 440.03 (14) (a) 1. c. of the statutes is amended to read:

18 440.03 (14) (a) 1. c. The person pays the initial credential fee specified in s.  
19 ~~440.05 (1)~~ determined by the department under s. 440.03 (9) (a) and files with the  
20 department evidence satisfactory to the department that he or she is certified,  
21 registered or accredited as required under subd. 1. a.

22 **SECTION 3459.** 440.03 (14) (a) 2. c. of the statutes is amended to read:

23 440.03 (14) (a) 2. c. The person pays the initial credential fee specified in s.  
24 ~~440.05 (1)~~ determined by the department under s. 440.03 (9) (a) and files with the

1 department evidence satisfactory to the department that he or she is certified,  
2 registered or accredited as required under subd. 2. a.

3 **SECTION 3460.** 440.03 (14) (a) 3. c. of the statutes is amended to read:

4 440.03 (14) (a) 3. c. The person pays the initial credential fee ~~specified in s.~~  
5 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the  
6 department evidence satisfactory to the department that he or she is certified,  
7 registered or accredited as required under subd. 3. a.

8 **SECTION 3461.** 440.03 (14) (am) of the statutes is amended to read:

9 440.03 (14) (am) The department may promulgate rules that establish  
10 requirements for granting a license to practice psychotherapy to a person who is  
11 registered under par. (a). Rules promulgated under this paragraph shall establish  
12 requirements for obtaining such a license that are comparable to the requirements  
13 for obtaining a clinical social worker, marriage and family therapist, or professional  
14 counselor license under ch. 457. If the department promulgates rules under this  
15 paragraph, the department shall grant a license under this paragraph to a person  
16 registered under par. (a) who pays the initial credential fee ~~specified in s. 440.05 (1)~~  
17 determined by the department under s. 440.03 (9) (a) and provides evidence  
18 satisfactory to the department that he or she satisfies the requirements established  
19 in the rules.

20 **SECTION 3462.** 440.03 (14) (c) of the statutes is amended to read:

21 440.03 (14) (c) The renewal dates for certificates granted under par. (a) and  
22 licenses granted under par. (am) are specified in s. 440.08 (2) (a). Renewal  
23 applications shall be submitted to the department on a form provided by the  
24 department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined  
25 by the department under s. 440.03 (9) (a) and evidence satisfactory to the department



1 that the person's certification, registration, or accreditation specified in par. (a) 1. a.,  
2 2. a., or 3. a. has not been revoked.

3 **SECTION 3463.** 440.05 (1) (a) of the statutes is amended to read:

4 440.05 (1) (a) Initial credential: ~~\$53~~ An amount determined by the department  
5 under s. 440.03 (9) (a). Each applicant for an initial credential shall pay the initial  
6 credential fee to the department when the application materials for the initial  
7 credential are submitted to the department.

8 **SECTION 3464.** 440.05 (2) of the statutes is amended to read:

9 440.05 (2) Reciprocal credential, including any credential described in s.  
10 440.01 (2) (d) and any credential that permits temporary practice in this state in  
11 whole or in part because the person holds a credential in another jurisdiction: The  
12 applicable credential renewal fee ~~under s. 440.08 (2) (a)~~ determined by the  
13 department under s. 440.03 (9) (a) and, if an examination is required, an  
14 examination fee under sub. (1).

15 **SECTION 3465L.** 440.08 (2) (a) (intro.) and 1. to 28. of the statutes are amended  
16 to read:

17 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,  
18 444.03, 444.11, 448.065, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), the  
19 renewal dates ~~and renewal fees~~ for credentials are as follows:

20 1. Accountant, certified public: December 15 of each odd-numbered year; ~~\$59.~~

21 3. Accounting corporation or partnership: December 15 of each odd-numbered  
22 year; ~~\$56.~~

23 4. Acupuncturist: July 1 of each odd-numbered year; ~~\$70.~~

24 4m. Advanced practice nurse prescriber: October 1 of each even-numbered  
25 year; ~~\$73.~~

- 1           5. Aesthetician: April 1 of each odd-numbered year; ~~\$87.~~
- 2           6. Aesthetics establishment: April 1 of each odd-numbered year; ~~\$70.~~
- 3           7. Aesthetics instructor: April 1 of each odd-numbered year; ~~\$70.~~
- 4           8. Aesthetics school: April 1 of each odd-numbered year; ~~\$115.~~
- 5           9. Aesthetics specialty school: April 1 of each odd-numbered year; ~~\$53.~~
- 6           9m. Substance abuse counselor, clinical supervisor, or prevention specialist:  
7           except as limited in s. 440.88 (4), March 1 of each odd-numbered year; ~~\$70.~~
- 8           11. Appraiser, real estate, certified general: December 15 of each  
9           odd-numbered year; ~~\$162.~~
- 10          11m. Appraiser, real estate, certified residential: December 15 of each  
11          odd-numbered year; ~~\$167.~~
- 12          12. Appraiser, real estate, licensed: December 15 of each odd-numbered year;  
13          ~~\$185.~~
- 14          13. Architect: August 1 of each even-numbered year; ~~\$60.~~
- 15          14. Architectural or engineering firm, partnership or corporation: February 1  
16          of each even-numbered year; ~~\$70.~~
- 17          14d. Athlete agent: July 1 of each even-numbered year; ~~\$53.~~
- 18          14f. Athletic trainer: July 1 of each even-numbered year; ~~\$53.~~
- 19          14g. Auction company: December 15 of each even-numbered year; ~~\$56.~~
- 20          14r. Auctioneer: December 15 of each even-numbered year; ~~\$174.~~
- 21          15. Audiologist: February 1 of each odd-numbered year; ~~\$106.~~
- 22          16. Barbering or cosmetology establishment: April 1 of each odd-numbered  
23          year; ~~\$56.~~
- 24          17. Barbering or cosmetology instructor: April 1 of each odd-numbered year;  
25          ~~\$91.~~

- 1           18. Barbering or cosmetology manager: April 1 of each odd-numbered year;  
2     \$71.
- 3           19. Barbering or cosmetology school: April 1 of each odd-numbered year; ~~\$138.~~
- 4           20. Barber or cosmetologist: April 1 of each odd-numbered year; ~~\$63.~~
- 5           21. Cemetery authority, licensed: December 15 of each even-numbered year;  
6     ~~\$343, plus an amount to be determined by rule by the cemetery board.~~
- 7           22. Cemetery preneed seller: December 15 of each even-numbered year; ~~\$61.~~
- 8           23. Cemetery salesperson: December 15 of each even-numbered year; ~~\$90.~~
- 9           23m. Charitable organization: August 1 of each year; ~~\$15.~~
- 10          24. Chiropractor: December 15 of each even-numbered year; ~~\$168.~~
- 11          24m. Crematory authority: January 1 of each even-numbered year; ~~\$53.~~
- 12          25. Dental hygienist: October 1 of each odd-numbered year; ~~\$57.~~
- 13          26. Dentist: October 1 of each odd-numbered year; ~~\$131.~~
- 14          26m. Dentist, faculty member: October 1 of each odd-numbered year; ~~\$131.~~
- 15          27. Designer of engineering systems: February 1 of each even-numbered year;  
16     \$58.
- 17          27m. Dietitian: November 1 of each even-numbered year; ~~\$56.~~
- 18          28. Drug distributor: June 1 of each even-numbered year; ~~\$70.~~
- 19          **SECTION 3465pr.** 440.08 (2) (a) 29. to 71. of the statutes are amended to read:  
20          440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year;  
21     \$70.
- 22          30. Electrologist: April 1 of each odd-numbered year; ~~\$76.~~
- 23          31. Electrology establishment: April 1 of each odd-numbered year; ~~\$56.~~
- 24          32. Electrology instructor: April 1 of each odd-numbered year; ~~\$86.~~
- 25          33. Electrology school: April 1 of each odd-numbered year; ~~\$71.~~

- 1           34. Electrology specialty school: April 1 of each odd-numbered year; ~~\$53.~~
- 2           35. Engineer, professional: August 1 of each even-numbered year; ~~\$58.~~
- 3           35m. Fund-raising counsel: September 1 of each even-numbered year; ~~\$53.~~
- 4           36. Funeral director: December 15 of each odd-numbered year; ~~\$135.~~
- 5           37. Funeral establishment: June 1 of each odd-numbered year; ~~\$56.~~
- 6           38. Hearing instrument specialist: February 1 of each odd-numbered year;
- 7           ~~\$106.~~
- 8           38g. Home inspector: December 15 of each even-numbered year; ~~\$53.~~
- 9           38m. Landscape architect: August 1 of each even-numbered year; ~~\$56.~~
- 10          39. Land surveyor: February 1 of each even-numbered year; ~~\$77.~~
- 11          42. Manicuring establishment: April 1 of each odd-numbered year; ~~\$53.~~
- 12          43. Manicuring instructor: April 1 of each odd-numbered year; ~~\$53.~~
- 13          44. Manicuring school: April 1 of each odd-numbered year; ~~\$118.~~
- 14          45. Manicuring specialty school: April 1 of each odd-numbered year; ~~\$53.~~
- 15          46. Manicurist: April 1 of each odd-numbered year; ~~\$133.~~
- 16          46m. Marriage and family therapist: March 1 of each odd-numbered year; ~~\$84.~~
- 17          46r. Massage therapist or bodyworker: March 1 of each odd-numbered year;
- 18          ~~\$53.~~
- 19          46w. Midwife, licensed: July 1 of each even-numbered year; ~~\$56.~~
- 20          48. Nurse, licensed practical: May 1 of each odd-numbered year; ~~\$69.~~
- 21          49. Nurse, registered: March 1 of each even-numbered year; ~~\$66.~~
- 22          50. Nurse-midwife: March 1 of each even-numbered year; ~~\$70.~~
- 23          51. Nursing home administrator: July 1 of each even-numbered year; ~~\$120.~~
- 24          52. Occupational therapist: November 1 of each odd-numbered year; ~~\$59.~~

- 1           53. Occupational therapy assistant: November 1 of each odd-numbered year;  
2     ~~\$62.~~
- 3           54. Optometrist: December 15 of each odd-numbered year; ~~\$65.~~
- 4           54m. Perfusionist: November 1 of each odd-numbered year; ~~\$56.~~
- 5           55. Pharmacist: June 1 of each even-numbered year; ~~\$97.~~
- 6           56. Pharmacy, in-state and out-of-state: June 1 of each even-numbered year;  
7     ~~\$56.~~
- 8           57. Physical therapist: November 1 of each odd-numbered year; ~~\$62.~~
- 9           57m. Physical therapist assistant: November 1 of each odd-numbered year;  
10   ~~\$44.~~
- 11          58. Physician: November 1 of each odd-numbered year; ~~\$106.~~
- 12          59. Physician assistant: November 1 of each odd-numbered year; ~~\$72.~~
- 13          60. Podiatrist: November 1 of each odd-numbered year; ~~\$150.~~
- 14          61. Private detective: September 1 of each even-numbered year; ~~\$101.~~
- 15          62. Private detective agency: September 1 of each odd-numbered year; ~~\$53.~~
- 16          63. Private practice school psychologist: October 1 of each odd-numbered year;  
17   ~~\$103.~~
- 18          63g. Private security person: September 1 of each even-numbered year; ~~\$53.~~
- 19          63m. Professional counselor: March 1 of each odd-numbered year; ~~\$76.~~
- 20          63t. Professional fund-raiser: September 1 of each even-numbered year; ~~\$93.~~
- 21          63u. Professional geologist: August 1 of each even-numbered year; ~~\$59.~~
- 22          63v. Professional geology, hydrology or soil science firm, partnership or  
23   corporation: August 1 of each even-numbered year; ~~\$53.~~
- 24          63w. Professional hydrologist: August 1 of each even-numbered year; ~~\$53.~~
- 25          63x. Professional soil scientist: August 1 of each even-numbered year; ~~\$53.~~

1           64. Psychologist: October 1 of each odd-numbered year; ~~\$157.~~

2           65. Real estate broker: December 15 of each even-numbered year; ~~\$128.~~

3           66. Real estate business entity: December 15 of each even-numbered year;  
4           ~~\$56.~~

5           67. Real estate salesperson: December 15 of each even-numbered year; ~~\$83.~~

6           67m. Registered interior designer: August 1 of each even-numbered year; ~~\$56.~~

7           67v. Registered music, art or dance therapist: October 1 of each odd-numbered  
8           year; ~~\$53.~~

9           67x. Registered music, art, or dance therapist with psychotherapy license:  
10          October 1 of each odd-numbered year; ~~\$53.~~

11          68. Respiratory care practitioner: November 1 of each odd-numbered year;  
12          ~~\$65.~~

13          68b. Sanitarian: January 1 of each even-numbered year; ~~\$53.~~

14          68d. Social worker: March 1 of each odd-numbered year; ~~\$63.~~

15          68h. Social worker, advanced practice: March 1 of each odd-numbered year;  
16          ~~\$70.~~

17          68p. Social worker, independent: March 1 of each odd-numbered year; ~~\$58.~~

18          68t. Social worker, independent clinical: March 1 of each odd-numbered year;  
19          ~~\$73.~~

20          68v. Speech-language pathologist: February 1 of each odd-numbered year;  
21          ~~\$63.~~

22          69. Time-share salesperson: December 15 of each even-numbered year; ~~\$119.~~

23          70. Veterinarian: December 15 of each odd-numbered year; ~~\$105.~~

24          71. Veterinary technician: December 15 of each odd-numbered year; ~~\$58.~~

25          **SECTION 3466.** 440.08 (2) (c) of the statutes is amended to read:

1           440.08 (2) (c) Except as provided in sub. (3), renewal applications shall include  
2           the applicable renewal fee ~~specified in pars. (a) and (b)~~ as determined by the  
3           department under s. 440.03 (9) (a) or as specified in par. (b).

4           **SECTION 3467.** 440.08 (3) (a) of the statutes is amended to read:

5           440.08 (3) (a) Except as provided in rules promulgated under par. (b), if the  
6           department does not receive an application to renew a credential before its renewal  
7           date, the holder of the credential may restore the credential by payment of the  
8           applicable renewal fee ~~specified in sub. (2) (a)~~ determined by the department under  
9           s. 440.03 (9) (a) and by payment of a late renewal fee of \$25.

10          **SECTION 3468.** 440.13 (1) (b) of the statutes is amended to read:

11          440.13 (1) (b) “Memorandum of understanding” means a memorandum of  
12          understanding entered into by the department of regulation and licensing and the  
13          department of ~~workforce development~~ children and families under s. 49.857.

14          **SECTION 3469.** 440.13 (2) (a) of the statutes is amended to read:

15          440.13 (2) (a) With respect to a credential granted by the department, the  
16          department shall restrict, limit or suspend a credential or deny an application for an  
17          initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if  
18          the credential holder or applicant is delinquent in paying support or fails to comply,  
19          after appropriate notice, with a subpoena or warrant issued by the department of  
20          ~~workforce development~~ children and families or a county child support agency under  
21          s. 59.53 (5) and related to support or paternity proceedings.

22          **SECTION 3470.** 440.13 (2) (b) of the statutes is amended to read:

23          440.13 (2) (b) With respect to credential renewal, the department shall deny  
24          an application for renewal if the applicant is delinquent in paying support or fails to  
25          comply, after appropriate notice, with a subpoena or warrant issued by the

1 department of ~~workforce development~~ children and families or a county child  
2 support agency under s. 59.53 (5) and related to support or paternity proceedings.

3 **SECTION 3471.** 440.26 (3) of the statutes is amended to read:

4 440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an  
5 application executed under sub. (2), and after any investigation that it considers  
6 necessary, the department shall, if it determines that the applicant is qualified, grant  
7 the proper license upon payment of the initial credential fee ~~specified in s. 440.05 (1)~~  
8 determined by the department under s. 440.03 (9) (a). No license shall be issued for  
9 a longer period than 2 years, and the license of a private detective shall expire on the  
10 renewal date of the license of the private detective agency, even if the license of the  
11 private detective has not been in effect for a full 2 years. Renewals of the original  
12 licenses issued under this section shall be issued in accordance with renewal forms  
13 prescribed by the department and shall be accompanied by the applicable fees  
14 specified in s. 440.08 or determined by the department under s. 440.03 (9) (a). The  
15 department may not renew a license unless the applicant provides evidence that the  
16 applicant has in force at the time of renewal the bond or liability policy specified in  
17 this section.

18 **SECTION 3473.** 440.26 (5m) (a) 4. of the statutes is amended to read:

19 440.26 (5m) (a) 4. The individual pays to the department the initial credential  
20 fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

21 **SECTION 3474.** 440.26 (5m) (b) of the statutes is amended to read:

22 440.26 (5m) (b) The renewal dates for permits issued under this subsection are  
23 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
24 department on a form provided by the department and shall include the renewal fee  
25 specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).



1           **SECTION 3476.** 440.42 (1) (c) of the statutes is amended to read:

2           440.42 (1) (c) The department shall issue a certificate of registration to each  
3 charitable organization that is registered under this subsection. Renewal  
4 applications shall be submitted to the department, on a form provided by the  
5 department, on or before the expiration date specified in s. 440.08 (2) (a) and shall  
6 include a registration statement that complies with sub. (2) and the renewal fee  
7 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

8           **SECTION 3477.** 440.43 (1) (c) of the statutes is amended to read:

9           440.43 (1) (c) The department shall issue a certificate of registration to each  
10 fund-raising counsel that is registered under this subsection. Renewal applications  
11 shall be submitted to the department, on a form provided by the department, on or  
12 before the date specified in s. 440.08 (2) (a) and shall include the renewal fee ~~specified~~  
13 ~~in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence  
14 satisfactory to the department that the fund-raising counsel maintains a bond that  
15 is approved under sub. (2).

16           **SECTION 3478.** 440.43 (5) of the statutes is amended to read:

17           440.43 (5) DEPARTMENT DISCLOSURE. The department shall not disclose  
18 information under sub. (4) (c) 1. except to the extent necessary for investigative or  
19 law enforcement purposes and except that the department may, if requested under  
20 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
21 financial information related to an individual to the department of ~~workforce~~  
22 ~~development~~ children and families or a county child support agency under s. 59.53  
23 (5).

24           **SECTION 3479.** 440.44 (1) (c) of the statutes is amended to read:

1           440.44 (1) (c) The department shall issue a certificate of registration to each  
2 professional fund-raiser that is registered under this subsection. Renewal  
3 applications shall be submitted to the department, on a form provided by the  
4 department, on or before the date specified in s. 440.08 (2) (a) and shall include the  
5 renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
6 440.03 (9) (a) and evidence satisfactory to the department that the professional  
7 fund-raiser maintains a bond that is approved under sub. (2).

8           **SECTION 3480.** 440.44 (10) of the statutes is amended to read:

9           440.44 (10) NONDISCLOSURE. The department may not disclose information  
10 under sub. (9) (a) 1. to any person except to the extent necessary for investigative or  
11 law enforcement purposes and except that the department may, if requested under  
12 s. 49.22 (2m), disclose information regarding the name, address or employer of or  
13 financial information related to an individual to the department of workforce  
14 development children and families or a county child support agency under s. 59.53  
15 (5).

16           **SECTION 3481.** 440.62 (2) (a) of the statutes is amended to read:

17           440.62 (2) (a) An application for initial licensure or renewal or reinstatement  
18 of a license under this section shall be submitted to the department on a form  
19 provided by the department and shall be accompanied by the applicable fee ~~specified~~  
20 ~~in s. 440.05 (1) or 440.08~~ determined by the department under s. 440.03 (9) (a). Each  
21 application shall be accompanied by a surety bond acceptable to the department in  
22 the minimum sum of \$25,000 for each location.

23           **SECTION 3482.** 440.63 (2) of the statutes is amended to read:

24           440.63 (2) APPLICATIONS; CERTIFICATION PERIOD. An application for initial  
25 certification or renewal or reinstatement of a certificate under this section shall be

1 submitted to the department on a form provided by the department. An application  
2 for initial certification shall include the initial credential fee specified in s. 440.05 (1)  
3 determined by the department under s. 440.03 (9) (a). Renewal applications shall  
4 be submitted to the department on a form provided by the department on or before  
5 the applicable renewal date specified under s. 440.08 (2) (a) and shall include the  
6 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
7 under s. 440.03 (9) (a), and the applicable penalty for late renewal under s. 440.08  
8 (3) if the application is submitted late.

9 **SECTION 3483.** 440.71 (2) (a) of the statutes is amended to read:

10 440.71 (2) (a) Pays the initial credential fee specified in s. 440.05 (1) determined  
11 by the department under s. 440.03 (9) (a).

12 **SECTION 3484.** 440.71 (3) of the statutes is amended to read:

13 440.71 (3) RENEWAL. Renewal applications shall be submitted to the  
14 department on a form provided by the department on or before the applicable  
15 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
16 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
17 440.03 (9) (a).

18 **SECTION 3485.** 440.88 (4) of the statutes is amended to read:

19 440.88 (4) APPLICATIONS; CERTIFICATION PERIOD. An application for certification  
20 as a substance abuse counselor, clinical supervisor, or prevention specialist under  
21 this section shall be made on a form provided by the department and filed with the  
22 department and shall be accompanied by the initial credential fee ~~specified in s.~~  
23 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date  
24 and renewal fee for certification as a substance abuse counselor, clinical supervisor,  
25 or prevention specialist ~~are~~ is specified under s. 440.08 (2) (a) and the renewal fee for

1 such certifications is determined by the department under s. 440.03 (9) (a). Renewal  
2 of certification as a substance abuse counselor-in-training, a clinical  
3 supervisor-in-training, or a prevention specialist-in-training may be made only  
4 twice.

5 **SECTION 3486.** 440.91 (1) (b) 2. of the statutes is amended to read:

6 440.91 (1) (b) 2. The cemetery authority pays the initial credential fee specified  
7 ~~in s. 440.05 (1)~~ determined by the department under s. 440.03 (9) (a).

8 **SECTION 3487.** 440.91 (1) (c) 1. of the statutes is amended to read:

9 440.91 (1) (c) 1. The renewal dates ~~and renewal fees~~ for licenses granted under  
10 par. (b) are specified in s. 440.08 (2) (a) and the renewal fees for such licenses are  
11 determined by the department under s. 440.03 (9) (a), except that a licensed cemetery  
12 authority is not required to renew its license if the cemetery authority sells less than  
13 20 cemetery lots or mausoleum spaces at a cemetery during a calendar year, or that  
14 has less than \$100,000 in preneed trust fund accounts for a cemetery.

15 **SECTION 3488.** 440.91 (2) (intro.) of the statutes is amended to read:

16 440.91 (2) (intro.) Except as provided in sub. (10), every person that sells or  
17 solicits the sale of, or that expects to sell or solicit the sale of, 20 or more cemetery  
18 lots or mausoleum spaces per year during 2 consecutive calendar years shall be  
19 licensed by the board. A person may not be licensed as a cemetery salesperson except  
20 upon the written request of a cemetery authority and the payment of the initial  
21 credential fee ~~specified in s. 440.05 (1)~~ determined by the department under s. 440.03  
22 (9) (a). The cemetery authority shall certify in writing to the board that the person  
23 is competent to act as a cemetery salesperson. An applicant for licensure as a  
24 cemetery salesperson shall furnish to the board, in such form as the board prescribes,  
25 all of the following information:

1           **SECTION 3489.** 440.91 (4) of the statutes is amended to read:

2           440.91 (4) Renewal applications shall be submitted to the department on a  
3 form provided by the department on or before the applicable renewal date specified  
4 under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under~~  
5 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

6           **SECTION 3490.** 440.92 (1) (b) 2. of the statutes is amended to read:

7           440.92 (1) (b) 2. Pays the initial credential fee under s. 440.05 (1) determined  
8 by the department under s. 440.03 (9) (a).

9           **SECTION 3491.** 440.92 (1) (c) of the statutes is amended to read:

10          440.92 (1) (c) Renewal applications shall be submitted to the department on  
11 a form provided by the department on or before the applicable renewal date specified  
12 under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under~~  
13 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

14          **SECTION 3492.** 440.92 (6) (d) of the statutes is amended to read:

15          440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained  
16 by the board are confidential and are not available for inspection or copying under  
17 s. 19.35 (1). This paragraph does not apply to any information regarding the name,  
18 address or employer of or financial information related to an individual that is  
19 requested under s. 49.22 (2m) by the department of ~~workforce development~~ children  
20 and families or a county child support agency under s. 59.53 (5).

21          **SECTION 3493.** 440.966 (1) of the statutes is amended to read:

22          440.966 (1) The renewal date ~~and fees~~ for a certificate of registration issued  
23 under this subchapter ~~are~~ is specified in s. 440.08 (2) (a), and the renewal fee for such  
24 certificate of registration is determined by the department under s. 440.03 (9) (a).

25          **SECTION 3494.** 440.972 (2) of the statutes is amended to read:

1           440.972 (2) The renewal date ~~and renewal fee~~ for certificates granted under  
2 this section are is specified under s. 440.08 (2) (a) 38g., and the renewal fee for such  
3 certificates is determined by the department under s. 440.03 (9) (a).

4           **SECTION 3495.** 440.98 (6) of the statutes is amended to read:

5           440.98 (6) APPLICATIONS. An application for a sanitarian registration under this  
6 section shall be made on a form provided by the department and filed with the  
7 department and shall be accompanied by the initial credential fee ~~specified in s.~~  
8 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date  
9 ~~and renewal fee~~ for a sanitarian registration are is specified under s. 440.08 (2) (a),  
10 and the renewal fee for such registration is determined by the department under s.  
11 440.03 (9) (a).

12           **SECTION 3496.** 440.982 (1m) (b) of the statutes is amended to read:

13           440.982 (1m) (b) The person pays the initial credential fee ~~specified in s. 440.05~~  
14 (1) determined by the department under s. 440.03 (9) (a).

15           **SECTION 3497.** 440.983 (1) of the statutes is amended to read:

16           440.983 (1) The renewal date for licenses granted under this subchapter is  
17 specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the  
18 department on a form provided by the department and shall include the renewal fee  
19 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

20           **SECTION 3498.** 440.992 (1) of the statutes is amended to read:

21           440.992 (1) Except as otherwise provided in sub. (2), the department shall issue  
22 a certificate of registration to an individual who complies with s. 440.9915 (1) or  
23 whose application has been accepted under s. 440.9915 (2), if the individual has paid  
24 the initial credential fee ~~specified in s. 440.05 (1) (a)~~ determined by the department  
25 under s. 440.03 (9) (a).

1           **SECTION 3499.** 440.9935 of the statutes is amended to read:

2           **440.9935 Renewal.** The renewal date and fee for certificates of registration  
3 issued under this subchapter ~~are~~ is specified in s. 440.08 (2) (a), and the renewal fee  
4 for such certificates is determined by the department under s. 440.03 (9) (a).  
5 Renewal applications shall be submitted to the department on a form provided by the  
6 department.

7           **SECTION 3500.** 441.06 (3) of the statutes is amended to read:

8           441.06 (3) A registered nurse practicing for compensation shall, on or before  
9 the applicable renewal date specified under s. 440.08 (2) (a), submit to the board on  
10 furnished forms a statement giving name, residence, and other facts that the board  
11 requires, with the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined  
12 by the department under s. 440.03 (9) (a).

13           **SECTION 3501.** 441.10 (3) (b) of the statutes is amended to read:

14           441.10 (3) (b) On or before the applicable renewal date specified under s. 440.08  
15 (2) (a), a licensed practical nurse practicing for compensation shall submit to the  
16 board, on forms furnished by the department, an application for license renewal,  
17 together with a statement giving name, residence, nature and extent of practice as  
18 a licensed practical nurse during the prior year and prior unreported years, and  
19 other facts bearing upon current competency that the board requires, accompanied  
20 by the applicable license renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by  
21 the department under s. 440.03 (9) (a).

22           **SECTION 3502.** 441.15 (3) (a) 2. of the statutes is amended to read:

23           441.15 (3) (a) 2. Pays the initial credential fee ~~specified under s. 440.05 (1)~~  
24 determined by the department under s. 440.03 (9) (a).

25           **SECTION 3503.** 441.15 (3) (b) of the statutes is amended to read:

1           441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08  
2           (2) (a), a person issued a license under par. (a) and practicing nurse-midwifery shall  
3           submit to the board on furnished forms a statement giving his or her name,  
4           residence, and other information that the board requires by rule, with the applicable  
5           renewal fee specified under s. 440.08 (2) (a). If applicable, the person shall also  
6           submit evidence satisfactory to the board that he or she has in effect the malpractice  
7           liability insurance required under the rules promulgated under sub. (5) (bm). The  
8           board shall grant to a person who pays the fee specified under s. 440.08 (2) (a) for  
9           renewal of a license to practice nurse-midwifery and who satisfies the requirements  
10           of this paragraph the renewal of his or her license to practice nurse-midwifery and  
11           the renewal of his or her license to practice as a registered nurse.

12           **SECTION 3503b.** 441.15 (3) (b) of the statutes, as affected by 2007 Wisconsin Act  
13           .... (this act), is amended to read:

14           441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08  
15           (2) (a), a person issued a license under par. (a) and practicing nurse-midwifery shall  
16           submit to the board on furnished forms a statement giving his or her name,  
17           residence, and other information that the board requires by rule, with the applicable  
18           renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
19           440.03 (9) (a). If applicable, the person shall also submit evidence satisfactory to the  
20           board that he or she has in effect the malpractice liability insurance required under  
21           the rules promulgated under sub. (5) (bm). The board shall grant to a person who  
22           pays the fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
23           440.03 (9) (a) for renewal of a license to practice nurse-midwifery and who satisfies  
24           the requirements of this paragraph the renewal of his or her license to practice



1 nurse-midwifery and the renewal of his or her license to practice as a registered  
2 nurse.

3 **SECTION 3504.** 442.08 (1) of the statutes is amended to read:

4 442.08 (1) The department shall issue a license to an individual who holds an  
5 unrevoked certificate as a certified public accountant, submits an application for the  
6 license on a form provided by the department, and pays the initial credential fee  
7 specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

8 **SECTION 3505.** 442.08 (2) (intro.) of the statutes is amended to read:

9 442.08 (2) (intro.) The department shall issue a license to a firm that submits  
10 an application for the license on a form provided by the department, pays the initial  
11 credential fee specified in s. 440.05 (1) determined by the department under s. 440.03  
12 (9) (a), and does each of the following:

13 **SECTION 3506.** 442.083 of the statutes is amended to read:

14 **442.083 Renewal.** The renewal dates ~~and renewal fees~~ for licenses issued  
15 under this chapter are specified under s. 440.08 (2) (a), and the renewal fees for such  
16 licenses are determined by the department under s. 440.03 (9) (a). The department  
17 may not renew a license issued to a firm unless, at the time of renewal, the firm  
18 satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction  
19 of the department, that the firm has complied with the requirements under s.  
20 442.087.

21 **SECTION 3507.** 442.09 of the statutes is amended to read:

22 **442.09 Fees.** The fees for examination and licenses granted ~~or renewed~~ under  
23 this chapter are specified in ~~ss. s. 440.05 and 440.08.~~ The fee for renewal of such  
24 licenses is determined by the department under s. 440.03 (9) (a).

25 **SECTION 3508.** 443.07 (6) of the statutes is amended to read:

1           443.07 (6) The renewal date and renewal fee for permits under this section are  
2 is specified under s. 440.08 (2) (a), and the fee for renewal of such permits is  
3 determined by the department under s. 440.03 (9) (a).

4           **SECTION 3509.** 443.08 (3) (a) of the statutes is amended to read:

5           443.08 (3) (a) A firm, partnership or corporation desiring a certificate of  
6 authorization shall submit an application to the department on forms provided by  
7 the department, listing the names and addresses of all officers and directors, and all  
8 individuals in its employment registered or granted a permit to practice  
9 architecture, professional engineering or designing in this state who will be in  
10 responsible charge of architecture, professional engineering or designing being  
11 practiced in this state through the firm, partnership or corporation and other  
12 relevant information required by the examining board. A similar type of form shall  
13 also accompany the renewal fee. If there is a change in any of these persons, the  
14 change shall be reported on the same type of form, and filed with the department  
15 within 30 days after the effective date of the change. The examining board shall  
16 grant a certificate of authorization to a firm, partnership or corporation complying  
17 with this subsection upon payment of the initial credential fee specified in s. 440.05  
18 (1) determined by the department under s. 440.03 (9) (a). This subsection does not  
19 apply to firms, partnerships or corporations exempt under s. 443.14 (3) or (5).

20           **SECTION 3510.** 443.08 (3) (b) of the statutes is amended to read:

21           443.08 (3) (b) The renewal date and renewal fee for certificates of authorization  
22 under this section are is specified under s. 440.08 (2) (a), and the fee for renewal of  
23 such certificates is determined by the department under s. 440.03 (9) (a).

24           **SECTION 3511.** 443.10 (2) (b) of the statutes is amended to read:

1           443.10 (2) (b) The fees for examinations and licenses granted ~~or renewed~~ under  
2 this chapter are specified in ss. s. 440.05 and 440.08, and the fee for renewal of such  
3 licenses is determined by the department under s. 440.03 (9) (a).

4           **SECTION 3512.** 443.10 (2) (e) of the statutes is amended to read:

5           443.10 (2) (e) The renewal date ~~and renewal fee~~ for certificates of registration  
6 for architects, landscape architects, and professional engineers ~~are~~ is specified under  
7 s. 440.08 (2) (a), and the fee for renewal of such certificates is determined by the  
8 department under s. 440.03 (9) (a).

9           **SECTION 3513.** 443.10 (5) of the statutes is amended to read:

10          443.10 (5) FEES; RENEWALS. The land surveyor's section shall grant a certificate  
11 of registration as a land surveyor to any applicant who has met the applicable  
12 requirements of this chapter. The renewal date ~~and renewal fee~~ for the certificate  
13 ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for the certificate is  
14 determined by the department under s. 440.03 (9) (a).

15          **SECTION 3514.** 445.04 (2) of the statutes is amended to read:

16          445.04 (2) No person may engage in the business of a funeral director, or make  
17 a representation as engaged in such business, in whole or in part, unless first  
18 licensed as a funeral director by the examining board. Application for a license, other  
19 than a renewal, shall be in writing and verified on a form to be furnished by the  
20 department. The application must specify the address at which the applicant  
21 proposes to conduct the business of a funeral director and shall contain such other  
22 information as the examining board requires to determine compliance with the  
23 requirements of this chapter. Accompanying the application shall be the initial  
24 credential fee specified in s. 440.05 (1) determined by the department under s. 440.03  
25 (9) (a), together with affidavits of recommendation from at least 2 persons of the

1 county in which the applicant resides or proposes to conduct the business of a funeral  
2 director.

3 **SECTION 3515.** 445.06 of the statutes is amended to read:

4 **445.06 Renewal of licenses.** The renewal date and renewal fee for a funeral  
5 directors' license are is specified under s. 440.08 (2) (a), and the renewal fee for such  
6 license is determined by the department under s. 440.03 (9) (a). Before any renewal  
7 license is delivered to any licensed funeral director, proof must be furnished by the  
8 applicant, to the satisfaction of the examining board, that the applicant is doing  
9 business at a recognized funeral establishment, except that if such applicant is not  
10 doing business at a recognized funeral establishment at the time of application for  
11 a license, the applicant shall be given a certificate, without additional cost, to the  
12 effect that the applicant is in good standing as a funeral director, and shall be entitled  
13 to a renewal license at any time during that license period, when located at a  
14 recognized funeral establishment, without payment of any additional renewal fee.  
15 The applicant must also furnish proof of completion of at least 15 hours of continuing  
16 education during the previous 2-year licensure period, except that new licensees are  
17 exempt from this requirement during the time between initial licensure and  
18 commencement of a full 2-year licensure period.

19 **SECTION 3516.** 445.105 (3) of the statutes is amended to read:

20 445.105 (3) Applications for funeral establishment permits shall be made on  
21 forms provided by the department and filed with the department and shall be  
22 accompanied by the initial credential fee specified under s. 440.05 (1) determined by  
23 the department under s. 440.03 (9) (a). The renewal date and renewal fee for a  
24 funeral establishment permit are is specified under s. 440.08 (2) (a), and the renewal  
25 fee for such permit is determined by the department under s. 440.03 (9) (a).

1           **SECTION 3517.** 446.02 (4) of the statutes is amended to read:

2           446.02 (4) The renewal date and renewal fee for all licenses granted by the  
3           examining board ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such  
4           licenses is determined by the department under s. 440.03 (9) (a).

5           **SECTION 3518.** 447.05 of the statutes is amended to read:

6           **447.05 Expiration and renewal.** Renewal applications shall be submitted  
7           to the department on a form provided by the department on or before the applicable  
8           renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
9           renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
10          440.03 (9) (a). The examining board may not renew a license to practice dental  
11          hygiene unless the applicant for renewal attests that he or she has complied with s.  
12          447.055 and any rules promulgated by the department under s. 447.055 and that he  
13          or she has a current certification in cardiopulmonary resuscitation.

14          **SECTION 3519.** 448.07 (2) of the statutes is amended to read:

15          448.07 (2) FEES. The fees for examination and licenses granted ~~or renewed~~  
16          under this subchapter are specified in ~~ss. s.~~ s. 440.05, and 440.08 the renewal fee for  
17          such licenses is determined by the department under s. 440.03 (9) (a).

18          **SECTION 3520.** 448.55 (2) of the statutes is amended to read:

19          448.55 (2) The renewal dates for licenses granted under this subchapter, other  
20          than temporary licenses granted under rules promulgated under s. 448.53 (2), are  
21          specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
22          department on a form provided by the department and shall include the renewal fee  
23          ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and  
24          proof of compliance with the requirements established in any rules promulgated  
25          under sub. (3).

1           **SECTION 3521.** 448.65 (2) (a) of the statutes is amended to read:

2           448.65 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
3 department under 440.03 (9) (a).

4           **SECTION 3522.** 448.86 (2) of the statutes is amended to read:

5           448.86 (2) The renewal dates for certificates granted under this subchapter,  
6 other than temporary certificates granted under s. 448.80, are specified under s.  
7 440.08 (2) (a). Renewal applications shall be submitted to the department on a form  
8 provided by the department and shall include the renewal fee ~~specified in s. 440.08~~  
9 ~~(2) (a)~~ determined by the department under s. 440.03 (9) (a).

10          **SECTION 3523.** 448.955 (2) (intro.) of the statutes is amended to read:

11          448.955 (2) (intro.) Renewal applications shall be submitted to the department  
12 on a form provided, subject to sub. (3), by the department and shall include the  
13 renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
14 440.03 (9) (a) and evidence satisfactory to the affiliated credentialing board that the  
15 licensee has all of the following:

16          **SECTION 3524.** 448.967 (2) of the statutes is amended to read:

17          448.967 (2) The renewal dates for licenses granted under this subchapter are  
18 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
19 department on a form provided by the department and shall include the renewal fee  
20 ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and  
21 a statement attesting compliance with the continuing education requirements  
22 established in rules promulgated under s. 448.965 (1) (b).

23          **SECTION 3525.** 449.06 (1) of the statutes is amended to read:

24          449.06 (1) Persons practicing optometry shall, on or before the applicable  
25 renewal date specified under s. 440.08 (2) (a), register with the department, pay the

1 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
2 under s. 440.03 (9) (a), and provide evidence satisfactory to the examining board that  
3 he or she has complied with the rules promulgated under sub. (2m).

4 **SECTION 3526.** 449.17 (8) of the statutes is amended to read:

5 449.17 (8) REIMBURSEMENT PROHIBITED. No optometrist may be reimbursed  
6 under s. 49.46 (2) (a) 3. or 49.471 (11) for any increase in charges or separate charge  
7 which is attributable to the use of topical ocular diagnostic pharmaceutical agents.

8 **SECTION 3527.** 450.06 (2) (c) of the statutes is amended to read:

9 450.06 (2) (c) The initial credential fee ~~under s. 440.05 (1)~~ determined by the  
10 department under s. 440.03 (9) (a) is paid.

11 **SECTION 3528.** 450.065 (2) (d) of the statutes is amended to read:

12 450.065 (2) (d) Pays the initial credential fee ~~under s. 440.05 (1)~~ determined  
13 by the department under s. 440.03 (9) (a).

14 **SECTION 3530at.** 450.07 (1) of the statutes is amended to read:

15 450.07 (1) No person may engage in manufacturing in this state unless the  
16 person obtains a manufacturer's license from the board. For the issuance of a license  
17 under this subsection, the applicant shall pay the initial credential fee ~~specified in~~  
18 s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

19 **SECTION 3531.** 450.08 (2) (a) of the statutes is amended to read:

20 450.08 (2) (a) A pharmacist's license may be renewed by complying with  
21 continuing education requirements under s. 450.085 and paying the applicable fee  
22 ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a)  
23 on or before the applicable renewal date specified under s. 440.08 (2) (a). Failure to  
24 obtain renewal within the time period specified under this paragraph terminates the

1 right of the person to be licensed as a pharmacist, and such right can only be acquired  
2 by passing an examination to the satisfaction of the board.

3 **SECTION 3532.** 450.08 (2) (b) of the statutes is amended to read:

4 450.08 (2) (b) A pharmacy, manufacturer's or distributor's license may be  
5 renewed by paying the applicable fee ~~specified under s. 440.08 (2) (a)~~ determined by  
6 the department under s. 440.03 (9) (a) on or before the applicable renewal date  
7 specified under s. 440.08 (2) (a).

8 **SECTION 3533.** 451.04 (4) of the statutes is amended to read:

9 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted  
10 to the department on a form provided by the department on or before the applicable  
11 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
12 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
13 440.03 (9) (a).

14 **SECTION 3534.** 452.025 (1) (c) of the statutes is amended to read:

15 452.025 (1) (c) Each application for registration as a time-share salesperson  
16 shall be accompanied by an initial credential fee ~~specified in s. 440.05 (1)~~ determined  
17 by the department under s. 440.03 (9) (a) or the applicable renewal fee specified  
18 ~~under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a),  
19 whichever is appropriate.

20 **SECTION 3535.** 452.025 (5) (b) of the statutes is amended to read:

21 452.025 (5) (b) An application to renew a certificate of registration granted  
22 under this section shall be submitted with the applicable renewal fee ~~specified under~~  
23 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) on or before the  
24 applicable renewal date specified under s. 440.08 (2) (a).

25 **SECTION 3536.** 452.10 (3) of the statutes is amended to read:



1           452.10 (3) The fees for examinations and licenses granted ~~or renewed~~ under  
2 this chapter are specified under ~~ss. s.~~ s. 440.05, and 440.08 the renewal fee for such  
3 licenses is determined by the department under s. 440.03 (9) (a).

4           **SECTION 3537.** 452.12 (2) (c) of the statutes is amended to read:

5           452.12 (2) (c) Application for a business entity license shall be made on forms  
6 prescribed by the department, listing the names and addresses of all business  
7 representatives, and shall be accompanied by the initial credential fee specified in  
8 s. 440.05 (1) determined by the department under s. 440.03 (9) (a). If there is a  
9 change in any of the business representatives, the change shall be reported to the  
10 department, on the same form, within 30 days after the effective date of the change.

11           **SECTION 3538.** 452.12 (5) (a) of the statutes is amended to read:

12           452.12 (5) (a) Renewal applications for all licenses shall be submitted with the  
13 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
14 under s. 440.03 (9) (a) on or before the applicable renewal date specified under s.  
15 440.08 (2) (a).

16           **SECTION 3539.** 452.12 (6) (e) 1. of the statutes is amended to read:

17           452.12 (6) (e) 1. If a person has registered as an inactive licensee before  
18 November 1, 1990, the department shall reinstate the person's original license if that  
19 person applies to the department for reinstatement of his or her original license, pays  
20 the fees fee specified under s. 440.05 (1) ~~(a) and (b)~~, passes an examination under s.  
21 452.09 (3) and completes the education requirements established by the department  
22 under par. (f).

23           **SECTION 3540.** 452.12 (6) (e) 2. of the statutes is amended to read:

24           452.12 (6) (e) 2. If a person has registered as an inactive licensee on or after  
25 November 1, 1990, the department shall reinstate the person's original license if that

1 person applies to the department for reinstatement of his or her original license, pays  
2 the renewal fee specified under s. 440.08 (2) (a) determined by the department under  
3 s. 440.03 (9) (a) for the original license and completes 12 hours of continuing  
4 education as established by the department under par. (f). A person who is eligible  
5 for reinstatement of his or her original license under this subdivision shall complete  
6 the requirements for reinstatement under this subdivision before January 1, 1996,  
7 or within 5 years after the date on which the person registered as an inactive licensee,  
8 whichever is later.

9 **SECTION 3541.** 453.062 (1) of the statutes is amended to read:

10 453.062 (1) RENEWAL. The renewal dates ~~and renewal fees~~ for veterinary  
11 licenses and veterinary technician certifications are specified under s. 440.08 (2) (a),  
12 and the renewal fees for such licenses and certifications are determined by the  
13 department under s. 440.03 (9) (a).

14 **SECTION 3542.** 454.06 (1) (a) of the statutes is amended to read:

15 454.06 (1) (a) The applicant pays the initial credential fee specified in s. 440.05  
16 ~~(1) determined by the department under s. 440.03 (9) (a)~~, except as provided in s.  
17 454.13 (1).

18 **SECTION 3543.** 454.06 (8) of the statutes is amended to read:

19 454.06 (8) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
20 licenses issued under subs. (2) to (6) ~~are~~ is specified under s. 440.08 (2) (a), and the  
21 renewal fees for such licenses are determined by the department under s. 440.03 (9)  
22 (a).

23 **SECTION 3544.** 454.08 (3) of the statutes is amended to read:

24 454.08 (3) The examining board shall issue an establishment license to any  
25 person who pays the initial credential fee ~~specified in s. 440.05 (1)~~ determined by the

1 department under s. 440.03 (9) (a) and who satisfies the requirements established  
2 by the examining board by rule, including proof of ownership of the business. Any  
3 change of ownership shall be reported to the examining board by the new owner  
4 within 5 days after the change of ownership.

5 **SECTION 3545.** 454.08 (9) of the statutes is amended to read:

6 454.08 (9) The renewal date ~~and renewal fee~~ for licenses issued under this  
7 section are is specified under s. 440.08 (2) (a), and the renewal fee for such licenses  
8 is determined by the department under s. 440.03 (9) (a).

9 **SECTION 3546.** 455.06 of the statutes is amended to read:

10 **455.06 Renewals.** The renewal date ~~and renewal fee~~ for licenses issued under  
11 s. 455.04 (1) and (4) are is specified under s. 440.08 (2) (a), and the renewal fee for  
12 such licenses is determined by the department under s. 440.03 (9) (a). An applicant  
13 for renewal of a license shall include with his or her application proof of completion  
14 of continuing education programs or courses approved under s. 455.065 (4) for the  
15 minimum number of hours required in the rules promulgated under s. 455.065 (1).

16 **SECTION 3547.** 455.07 (2) of the statutes is amended to read:

17 455.07 (2) The fee for renewal of a license under this chapter is ~~specified under~~  
18 s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

19 **SECTION 3548.** 456.07 (2) of the statutes is amended to read:

20 456.07 (2) The application for a new certificate of registration shall include the  
21 applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department  
22 under s. 440.03 (9) (a) and evidence satisfactory to the examining board that during  
23 the biennial period immediately preceding application for registration the applicant  
24 has attended a continuation education program or course of study. During the time  
25 between initial licensure and commencement of a full 2-year licensure period new

1 licensees shall not be required to meet continuing education requirements. All  
2 registration fees are payable on or before the applicable renewal date specified under  
3 s. 440.08 (2) (a).

4 **SECTION 3549.** 457.20 (3) (a) of the statutes is amended to read:

5 457.20 (3) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
6 department under s. 440.03 (9) (a).

7 **SECTION 3550.** 458.11 of the statutes is amended to read:

8 **458.11 Expiration and renewal.** Renewal applications shall be submitted  
9 to the department on a form provided by the department on or before the applicable  
10 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
11 renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s.  
12 440.03 (9) (a). Renewal of an appraiser certificate automatically renews the  
13 individual's appraiser license without payment of the renewal fee for the appraiser  
14 license or completion of any additional continuing education requirements that  
15 would otherwise be required for renewal of the appraiser license. Renewal  
16 applications shall be accompanied by proof of completion of the continuing education  
17 requirements in s. 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989  
18 stats., and s. 458.08 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew  
19 a certificate that was granted under s. 458.06 (3) or (4) before May 29, 1993, unless  
20 the holder of the certificate submits evidence satisfactory to the department that he  
21 or she has successfully completed the applicable educational requirements specified  
22 in rules promulgated under s. 458.085 (1) and the department may not renew a  
23 certificate that was granted under s. 458.08 (3) before May 29, 1993, unless the  
24 holder of the certificate submits evidence satisfactory to the department that he or

1 she has successfully completed the applicable education and experience  
2 requirements specified in rules promulgated under s. 458.085 (1) and (2).

3 **SECTION 3551.** 459.09 (1) (a) of the statutes is amended to read:

4 459.09 (1) (a) Pay to the department the applicable renewal fee ~~specified under~~  
5 ~~s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

6 **SECTION 3552.** 459.24 (5) (a) of the statutes is amended to read:

7 459.24 (5) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
8 department under s. 440.03 (9) (a).

9 **SECTION 3553.** 460.07 (2) (a) of the statutes is amended to read:

10 460.07 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the  
11 department under s. 440.03 (9) (a).

12 **SECTION 3554.** 470.045 (3) (a) of the statutes is amended to read:

13 470.045 (3) (a) A firm, partnership or corporation desiring a certificate of  
14 authorization shall submit an application to the department on forms provided by  
15 the department, listing the names and addresses of all officers and directors, and all  
16 individuals in its employment licensed to practice professional geology, hydrology or  
17 soil science in this state who will be in responsible charge of professional geology,  
18 hydrology or soil science being practiced in this state through the firm, partnership  
19 or corporation and other relevant information required by the appropriate section of  
20 the examining board. A similar type of form shall also accompany the renewal fee.  
21 If there is a change in any of these persons, the change shall be reported on the same  
22 type of form, and filed with the department within 30 days after the effective date  
23 of the change. The appropriate section of the examining board shall grant a  
24 certificate of authorization to a firm, partnership or corporation complying with this  
25 subsection upon payment of the initial credential fee ~~specified in s. 440.05 (1)~~

1 determined by the department under s. 440.03 (9) (a). This subsection does not apply  
2 to firms, partnerships or corporations exempt under s. 470.025 (3).

3 **SECTION 3555.** 470.045 (3) (b) of the statutes is amended to read:

4 470.045 (3) (b) The renewal date ~~and renewal fee~~ for certificates of  
5 authorization under this section ~~are~~ is specified under s. 440.08 (2) (a), ~~and the~~  
6 renewal fee for such certificates is determined by the department under s. 440.03 (9)  
7 (a).

8 **SECTION 3556.** 470.07 of the statutes is amended to read:

9 **470.07 Renewal of licenses.** The renewal dates for licenses granted under  
10 this chapter are specified under s. 440.08 (2) (a). Renewal applications shall be  
11 submitted to the department on a form provided by the department and shall include  
12 the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s.  
13 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining  
14 board that the applicant has completed any continuing education requirements  
15 specified in rules promulgated under s. 470.03 (2).

16 **SECTION 3557.** 480.08 (3) (b) of the statutes is amended to read:

17 480.08 (3) (b) Pays the initial credential fee ~~specified in s. 440.05 (1)~~ determined  
18 by the department under s. 440.03 (9) (a).

19 **SECTION 3558.** 480.08 (5) of the statutes is amended to read:

20 480.08 (5) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for  
21 certificates granted under this chapter, other than temporary certificates granted  
22 under sub. (7), ~~are~~ is specified under s. 440.08 (2) (a), ~~and the renewal fee for~~  
23 certificates granted under this chapter, other than temporary certificates granted  
24 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal  
25 applications shall include evidence satisfactory to the department that the applicant

1 holds a current permit issued under s. 77.52 (9). A renewal application for an  
2 auctioneer certificate shall be accompanied by proof of completion of continuing  
3 education requirements under sub. (6).

4 **SECTION 3559.** 551.32 (1) (bm) 2. b. of the statutes is amended to read:

5 551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a.  
6 to the department of ~~workforce development~~ children and families in accordance  
7 with a memorandum of understanding under s. 49.857.

8 **SECTION 3560.** 551.32 (1) (bs) 1. of the statutes is amended to read:

9 551.32 (1) (bs) 1. If an applicant for the issuance or renewal of a license under  
10 this section is an individual who does not have a social security number, the  
11 applicant, as a condition of applying for or applying to renew the license, shall submit  
12 a statement made or subscribed under oath or affirmation to the division that the  
13 applicant does not have a social security number. The form of the statement shall  
14 be prescribed by the department of ~~workforce development~~ children and families.

15 **SECTION 3561.** 551.34 (1m) (a) 3. of the statutes is amended to read:

16 551.34 (1m) (a) 3. The applicant is an individual who fails to comply, after  
17 appropriate notice, with a subpoena or warrant issued by the department of  
18 ~~workforce development~~ children and families or a county child support agency under  
19 s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent  
20 in making court-ordered payments of child or family support, maintenance, birth  
21 expenses, medical expenses or other expenses related to the support of a child or  
22 former spouse, as provided in a memorandum of understanding entered into under  
23 s. 49.857. An applicant whose application is denied under this subdivision for  
24 delinquent payments is entitled to a notice and hearing under s. 49.857 but is not  
25 entitled to any other notice or hearing under this section.

1           **SECTION 3562.** 551.34 (1m) (b) of the statutes is amended to read:

2           551.34 **(1m)** (b) Unless s. 551.32 (1) (bs) 1. applies to the licensee, the division  
3 shall restrict or suspend a license under this subchapter if the licensee is an  
4 individual who fails to provide his or her social security number. The division shall  
5 restrict or suspend a license under this subchapter if the licensee is an individual  
6 who fails to comply, after appropriate notice, with a subpoena or warrant issued by  
7 the department of ~~workforce development~~ children and families or a county child  
8 support agency under s. 59.53 (5) and related to paternity or child support  
9 proceedings or who is delinquent in making court-ordered payments of child or  
10 family support, maintenance, birth expenses, medical expenses or other expenses  
11 related to the support of a child or former spouse, as provided in a memorandum of  
12 understanding entered into under s. 49.857. A licensee whose license is restricted  
13 or suspended under this paragraph is entitled to a notice and hearing under s. 49.857  
14 but is not entitled to any other notice or hearing under this section.

15           **SECTION 3563s.** 560.031 of the statutes is amended to read:

16           **560.031 Grants for ethanol production facilities.** Notwithstanding ss.  
17 ~~560.135 (2)~~, 560.138 (2) (a), and 560.17 (3), the department may not make a grant for  
18 an ethanol production facility on which construction begins after July 27, 2005,  
19 unless a competitive bidding process is used for the construction of the ethanol  
20 production facility.

21           **SECTION 3564.** 560.045 (1) of the statutes is amended to read:

22           560.045 **(1)** To the extent allowed under federal law or regulation, the  
23 department shall give priority in the awarding of grants under housing programs to  
24 grants for projects related to the redevelopment of brownfields, as defined in s.  
25 ~~560.60 (1v)~~ 560.13 (1) (a).



1           **SECTION 3564m.** 560.12 of the statutes is repealed.

2           **SECTION 3564p.** 560.125 (3) (c) of the statutes is amended to read:

3           560.125 (3) (c) The applicant pays ~~30~~ 50 percent of the eligible costs for each  
4 idling reduction unit covered by a grant under this section without the use of grants,  
5 loans, or other financial assistance from this state or from a local governmental unit  
6 in this state.

7           **SECTION 3564q.** 560.125 (4) (c) (intro.) of the statutes is amended to read:

8           560.125 (4) (c) (intro.) Subject to par. (d), the department may make ~~a grant~~  
9 grants under this section from July 1, 2007, to June 30, 2011, of ~~70~~ 50 percent of the  
10 eligible costs for a total of not more than the following number of idling reduction  
11 units per applicant:

12           **SECTION 3564r.** 560.125 (4) (c) 6. a. of the statutes is repealed and recreated  
13 to read:

14           560.125 (4) (c) 6. a. Thirty.

15           **SECTION 3564s.** 560.125 (4) (c) 7. of the statutes is renumbered 560.125 (4) (c)  
16 7. (intro.) and amended to read:

17           560.125 (4) (c) 7. (intro.) If the applicant owns and operates more than 2,500  
18 truck tractors with post-1998 diesel truck engines, ~~3~~ the greater of the following:

19           b. Three percent of the number of truck tractors with post-1998 diesel truck  
20 engines that the applicant owns and operates.

21           **SECTION 3564t.** 560.125 (4) (c) 7. a. of the statutes is created to read:

22           560.125 (4) (c) 7. a. One-hundred twenty-five.

23           **SECTION 3564x.** 560.126 of the statutes is created to read:

1           **560.126 Renewable energy grants and loans.** (1) The department may  
2 award a grant or make a loan from the appropriations under s. 20.143 (1) (ie) or (tm)  
3 to a business or researcher to fund any of the following projects:

4           (a) Research and development, including demonstration projects, into  
5 renewable energy technologies.

6           (b) Development of renewable energy sources and infrastructure in Wisconsin,  
7 including the conversion of nonrenewable energy sources to renewable energy  
8 sources.

9           (c) The commercial application of renewable energy technologies.

10          (d) The construction of one or more cellulosic ethanol production plants.

11          **(2)** (a) The department shall consider all of the following criteria to evaluate  
12 applications for a grant or loan under this section:

13           1. The extent to which the project will aid in the research, development, or use  
14 of renewable energy sources in Wisconsin.

15           2. The extent to which the project will improve the competitive position or  
16 enhance the capabilities of Wisconsin's renewable energy industries.

17           3. Whether the project is one in which Wisconsin holds a competitive advantage  
18 over other states.

19           4. The likelihood that the project will lead to the commercial application of new  
20 practices or technologies that involve the development, production, processing, or  
21 distribution of renewable energy.

22           5. The extent to which the project will use existing, surplus, or by-products of  
23 natural resources in this state.

1           6. The extent to which the project will strengthen Wisconsin's existing  
2 industries by converting wastes or by-products generated by existing industries into  
3 renewable energy.

4           7. The extent to which the project will develop technologies to increase the  
5 capacity of Wisconsin's manufacturing industries to utilize renewable energy  
6 sources.

7           (b) The department may also consider the following criteria to evaluate  
8 applications for a grant or loan under this section:

9           1. The criteria under ss. 560.602 and 560.605.

10          2. Whether the applicant is a small business, a minority owned business under  
11 s. 560.80 (8), a locally owned business, or a farm.

12          3. The geographical distribution of grants awarded and loans made under this  
13 section.

14          **(3)** A grant under this section may not exceed 50 percent of the costs of an  
15 eligible project.

16          **(4)** In consultation with the department of agriculture, trade and consumer  
17 protection, the department of natural resources, and the public service commission,  
18 the department may promulgate rules necessary to administer this section.

19          **SECTION 3565g.** 560.13 (2) (a) (intro.) of the statutes is amended to read:

20          560.13 **(2)** (a) (intro.) Subject to subs. (4) and (5), from the ~~appropriations~~  
21 appropriation under s. 20.143 (1) ~~(br)~~ and (qm) the department may make a grant  
22 to a person if all of the following apply:

23          **SECTION 3566m.** 560.135 of the statutes is repealed.

24          **SECTION 3568.** 560.14 (1) (ar) of the statutes is amended to read:

1           560.14 (1) (ar) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13 (1)  
2           (a).

3           **SECTION 3569.** 560.145 of the statutes is repealed.

4           **SECTION 3570.** 560.147 of the statutes is repealed.

5           **SECTION 3571.** 560.15 (2) (d) of the statutes is repealed.

6           **SECTION 3572.** 560.16 of the statutes is repealed.

7           **SECTION 3573.** 560.17 (1) (am) of the statutes is amended to read:

8           560.17 (1) (am) “Brownfields” has the meaning given in s. ~~560.60 (1v)~~ 560.13  
9           (1) (a).

10          **SECTION 3574.** 560.17 (1) (bm) of the statutes is amended to read:

11          560.17 (1) (bm) “Job” ~~has the meaning given in s. 560.60 (10)~~ means a position  
12          providing full-time equivalent employment. “Job” does not include initial training  
13          before an employment position begins.

14          **SECTION 3575.** 560.175 of the statutes is repealed.

15          **SECTION 3577.** 560.204 of the statutes is created to read:

16          **560.204 Hardware and software used to maintain medical records. (1)**

17          The department shall implement a program to certify health care providers as  
18          eligible for the electronic medical records credit under ss. 71.07 (5i), 71.28 (5i), and  
19          71.47 (5i).

20          **(2)** If the department certifies a health care provider under sub. (1), the  
21          department shall determine the amount of credits to allocate to the health care  
22          provider. The total amount of electronic medical records credits allocated to health  
23          care providers in any year may not exceed \$10,000,000.

1           **(3)** The department shall inform the department of revenue of every health  
2 care provider certified under sub. (1) and the amount of credits allocated to the health  
3 care provider.

4           **(4)** The department, in consultation with the department of revenue, shall  
5 promulgate rules to administer this section.

6           **SECTION 3577k.** 560.205 (1) (g) of the statutes is amended to read:

7           560.205 **(1)** (g) It is not engaged in real estate development, insurance,  
8 banking, lending, lobbying, political consulting, professional services provided by  
9 attorneys, accountants, business consultants, physicians, or health care  
10 consultants, wholesale or retail trade, leisure, hospitality, transportation, or  
11 construction, except construction of power production plants that derive energy from  
12 a renewable resource, as defined in s. 196.378 (1) (h).

13           **SECTION 3578.** 560.205 (3) (d) of the statutes is amended to read:

14           560.205 **(3)** (d) *Rules.* The department of commerce, in consultation with the  
15 department of revenue, shall promulgate rules to administer this section. The rules  
16 shall further define “bona fide angel investment” for purposes of s. 71.07 (5d) (a) 1.  
17 The rules shall limit the aggregate amount of tax credits under s. 71.07 (5d) that may  
18 be claimed for investments in businesses certified under sub. (1) at \$3,000,000 per  
19 calendar year for calendar years beginning after December 31, 2004.—The, and  
20 \$5,500,000 per calendar year for calendar years beginning after December 31, 2007.  
21 The rules shall also limit the aggregate amount of the tax credits under ss. 71.07 (5b),  
22 71.28 (5b), and 71.47 (5b) that may be claimed for investments paid to fund managers  
23 certified under sub. (2) at \$3,500,000 per calendar year for calendar years beginning  
24 after December 31, 2004, and \$6,000,000 per calendar year for calendar years  
25 beginning after December 31, 2007. The rules shall also provide that, for calendar

1 years beginning after December 31, 2007, no person may receive a credit under ss.  
2 71.07 (5b) and (5d), 71.28 (5b), or 71.47 (5b) unless the person's investment is kept  
3 in a certified business, or with a certified fund manager, for no less than 3 years.

4 **SECTION 3578h.** 560.207 of the statutes is created to read:

5 **560.207 Dairy manufacturing facility investment credit.** (1) The  
6 department of commerce shall implement a program to certify taxpayers as eligible  
7 for the dairy manufacturing facility investment credit under ss. 71.07 (3p), 71.28  
8 (3p), and 71.47 (3p).

9 (2) If the department of commerce certifies a taxpayer under sub. (1), the  
10 department of commerce shall determine the amount of credits to allocate to that  
11 taxpayer. The total amount of dairy manufacturing facility investment credits  
12 allocated to taxpayers in fiscal year 2007–08 may not exceed \$600,000 and the total  
13 amount of dairy manufacturing facility investment credits allocated to taxpayers in  
14 fiscal year 2008–09, and in each fiscal year thereafter, may not exceed \$700,000.

15 (3) The department of commerce shall inform the department of revenue of  
16 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
17 taxpayer.

18 (4) The department of commerce, in consultation with the department of  
19 revenue, shall promulgate rules to administer this section.

20 **SECTION 3580.** 560.26 of the statutes is repealed.

21 **SECTION 3581.** 560.275 (4) (e) of the statutes is amended to read:

22 560.275 (4) (e) *Entrepreneurial and technology transfer grants.* The total  
23 amount of grants under sub. (2) (e) may not exceed ~~\$500,000~~ \$600,000 in any fiscal  
24 year.

1           **SECTION 3581a.** Subchapter II (title) of chapter 560 [precedes 560.30] of the  
2 statutes is renumbered 560.29 (title).

3           **SECTION 3581b.** 560.30 (intro.) of the statutes is renumbered 560.29 (1) (intro.)  
4 and amended to read:

5           **560.29 Certified capital companies. (1) DEFINITIONS.** (intro.) In this  
6 subchapter section:

7           **SECTION 3581c.** 560.30 (1) of the statutes is repealed.

8           **SECTION 3581d.** 560.30 (2) of the statutes is renumbered 560.29 (1) (a) and  
9 amended to read:

10           560.29 (1) (a) “Certified capital company” means a person that has been  
11 certified by the department under s. 560.31, 2005 stats., and that has not been  
12 decertified under s. 560.37 (3) or (3m), 2005 stats.

13           **SECTION 3581e.** 560.30 (3) of the statutes is repealed.

14           **SECTION 3581f.** 560.30 (4) of the statutes is renumbered 560.29 (1) (b) and  
15 amended to read:

16           560.29 (1) (b) “Certified capital investment” means an investment in a certified  
17 capital company that is certified under s. 560.32 (2), 2005 stats., and that fully funds  
18 either the investor’s equity interest in a certified capital company, a qualified debt  
19 instrument that a certified capital company issues, or both.

20           **SECTION 3581g.** 560.30 (5) of the statutes is renumbered 560.29 (1) (c).

21           **SECTION 3581h.** 560.30 (6) of the statutes is renumbered 560.29 (1) (d).

22           **SECTION 3581i.** 560.30 (7) of the statutes is renumbered 560.29 (1) (e).

23           **SECTION 3581j.** 560.30 (8) of the statutes is renumbered 560.29 (1) (f) and  
24 amended to read:

1           560.29 (1) (f) “Qualified business” means a business which is a qualified  
2 business under s. 560.33, 2005 stats.

3           **SECTION 3581k.** 560.30 (9) of the statutes is repealed.

4           **SECTION 3581L.** 560.30 (10) of the statutes is repealed.

5           **SECTION 3581m.** 560.30 (11) of the statutes is renumbered 560.29 (1) (g) and  
6 amended to read:

7           560.29 (1) (g) “Qualified investment” means an investment in a qualified  
8 business by a certified capital company that meets the requirements under s. 560.34  
9 (1), 2005 stats.

10          **SECTION 3581n.** 560.31 of the statutes is repealed.

11          **SECTION 3581o.** 560.32 of the statutes is repealed.

12          **SECTION 3581p.** 560.33 of the statutes is repealed.

13          **SECTION 3581q.** 560.34 of the statutes is repealed.

14          **SECTION 3581r.** 560.35 (title) of the statutes is renumbered 560.29 (2) (title).

15          **SECTION 3581s.** 560.35 (1) (intro.) of the statutes is renumbered 560.29 (2) (a)  
16 (intro.).

17          **SECTION 3581t.** 560.35 (1m) of the statutes is renumbered 560.29 (2) (b) and  
18 amended to read:

19           560.29 (2) (b) *Violation of agreements by qualified businesses.* As soon as  
20 practicable after the receipt of information by the certified capital company that a  
21 qualified business has violated an agreement made under s. 560.34 (1) (b) to (e), 2005  
22 stats., the certified capital company shall notify the department of the violation and  
23 the facts giving rise to the violation.

24          **SECTION 3581u.** 560.35 (2) of the statutes is renumbered 560.29 (2) (c).



1           **SECTION 3581v.** 560.35 (3) of the statutes is renumbered 560.29 (2) (d) and  
2 amended to read:

3           560.29 (2) (d) *Financial statements.* Within 90 days of the end of the certified  
4 capital company's fiscal year, the certified capital company shall provide to the  
5 department a copy of its annual audited financial statements, including the opinion  
6 of an independent certified public accountant. The audit shall address the methods  
7 of operation and conduct of the business of the certified capital company to determine  
8 whether the certified capital company is complying with this ~~subchapter~~ section and  
9 the rules promulgated under ~~this subchapter~~ subchapter II of ch. 560, 2005 stats.,  
10 including whether certified capital has been invested in the manner required under  
11 s. 560.34, 2005 stats. The financial statements provided under this subsection shall  
12 be segregated by investment pool and shall be separately audited on that basis to  
13 allow the department to determine whether the certified capital company is in  
14 compliance with s. 560.34 (1m), 2005 stats.

15           **SECTION 3581w.** 560.35 (4) of the statutes is renumbered 560.29 (2) (e) and  
16 amended to read:

17           560.29 (2) (e) *Fees.* On or before January 31 annually, a certified capital  
18 company shall pay a nonrefundable certification fee of \$5,000 to the department,  
19 unless January 31 falls within 6 months of the date on which the certified capital  
20 company was certified under s. 560.31, 2005 stats.

21           **SECTION 3581x.** 560.35 (5) of the statutes is renumbered 560.29 (2) (f).

22           **SECTION 3581y.** 560.36 of the statutes is repealed.

23           **SECTION 3581z.** 560.37 of the statutes is repealed.

24           **SECTION 3581za.** 560.38 of the statutes is repealed.

25           **SECTION 3582.** 560.60 (1m) of the statutes is repealed.

1           **SECTION 3583.** 560.60 (1v) of the statutes is repealed.

2           **SECTION 3584.** 560.60 (3) of the statutes is repealed.

3           **SECTION 3585.** 560.60 (3m) of the statutes is created to read:

4           560.60 **(3m)** “Eligible activities” means any of the following:

5           (a) Capital financing.

6           (b) Worker training.

7           (c) Entrepreneurial development.

8           (d) Providing assistance to technology-based businesses or to businesses at a  
9 foreign trade show or event.

10          (e) Promoting urban or regional economic development.

11          (f) Establishing revolving loan funds.

12          (g) Providing working capital.

13          (h) Promoting employee ownership through all of the following:

14           1. Conducting feasibility studies to investigate the reorganization or new  
15 incorporation of existing businesses as employee-owned businesses.

16           2. Implementing feasibility studies under subd. 1.

17          **SECTION 3586.** 560.60 (4) of the statutes is amended to read:

18          560.60 **(4)** “Eligible recipient” means a governing body or a person who is  
19 eligible to receive a grant or loan under s. ~~560.62, a grant or loan under s. 560.63 or~~  
20 ~~a grant or loan under s. 560.65~~ 560.61.

21          **SECTION 3587.** 560.60 (8) of the statutes is repealed.

22          **SECTION 3588.** 560.60 (10) of the statutes is repealed.

23          **SECTION 3589.** 560.60 (11) of the statutes is repealed.

24          **SECTION 3590.** 560.60 (13) of the statutes is repealed.

25          **SECTION 3591.** 560.60 (15) of the statutes is amended to read:

1           560.60 (15) “Small business” means a business ~~operating for profit~~, with 250  
2    or fewer than 100 employees, including employees of any subsidiary or affiliated  
3    organization.

4           **SECTION 3592.** 560.60 (17) of the statutes is repealed.

5           **SECTION 3593.** 560.60 (18m) of the statutes is repealed.

6           **SECTION 3594.** 560.605 (1) (intro.) of the statutes is amended to read:

7           560.605 (1) (intro.) The Upon receipt of an application by an eligible recipient,  
8    the board may consider any of the following in determining whether to award a grant  
9    or loan under s. 560.61 ~~upon the receipt and consideration of an application by an~~  
10   ~~eligible recipient for a project under ss. 560.62 to 560.66, if the board determines all~~  
11   ~~of the following:~~

12          **SECTION 3595.** 560.605 (1) (a) of the statutes is amended to read:

13          560.605 (1) (a) The Whether the project serves a public purpose.

14          **SECTION 3596.** 560.605 (1) (b) of the statutes is amended to read:

15          560.605 (1) (b) The Whether the project will retain or increase employment in  
16    this state.

17          **SECTION 3597.** 560.605 (1) (c) of the statutes is amended to read:

18          560.605 (1) (c) The Whether the project is not likely to might not occur without  
19    the grant or loan.

20          **SECTION 3598.** 560.605 (1) (d) of the statutes is amended to read:

21          560.605 (1) (d) ~~Financing~~ Whether financing is unavailable available from any  
22    ~~other another~~ source on reasonably equivalent terms.

23          **SECTION 3599.** 560.605 (1) (e) of the statutes is amended to read:

24          560.605 (1) (e) ~~Except as provided in s. 560.68 (6), the eligible recipient~~  
25    ~~receiving the grant or loan will contribute, from~~ The extent to which the project will

1 be financed with funds not provided by this state, ~~not less than 25%~~ of the cost of the  
2 project.

3 **SECTION 3600.** 560.605 (1) (f) of the statutes is repealed.

4 **SECTION 3601.** 560.605 (1) (g) of the statutes is amended to read:

5 560.605 (1) (g) Funds Whether funds from the grant or loan under s. 560.62,  
6 560.63, 560.65 or 560.66 will not be used to pay overhead costs, ~~except as provided~~  
7 in s. 560.65 (1m) (b), or to replace funds from ~~any other~~ another source.

8 **SECTION 3602.** 560.605 (1) (h) of the statutes is amended to read:

9 560.605 (1) (h) ~~The~~ Whether the project will not displace any workers in this  
10 state.

11 **SECTION 3603.** 560.605 (1) (i) of the statutes is repealed.

12 **SECTION 3604.** 560.605 (1) (p) of the statutes is amended to read:

13 560.605 (1) (p) For an ethanol production facility on which construction begins  
14 after July 27, 2005, whether a competitive bidding process is used for the  
15 construction of the ethanol production facility.

16 **SECTION 3605.** 560.605 (2) (intro.) of the statutes is repealed.

17 **SECTION 3606.** 560.605 (2) (a) of the statutes is renumbered 560.605 (1) (j).

18 **SECTION 3607.** 560.605 (2) (b) of the statutes is renumbered 560.605 (1) (k).

19 **SECTION 3608.** 560.605 (2) (c) of the statutes is renumbered 560.605 (1) (L).

20 **SECTION 3609.** 560.605 (2) (d) of the statutes is renumbered 560.605 (1) (m) and  
21 amended to read:

22 560.605 (1) (m) The financial soundness of the business eligible recipient.

23 **SECTION 3610.** 560.605 (2) (e) of the statutes is renumbered 560.605 (1) (n).

24 **SECTION 3611.** 560.605 (2) (f) of the statutes is renumbered 560.605 (1) (o).

25 **SECTION 3612.** 560.605 (2m) (intro.) of the statutes is amended to read:

1           560.605 (2m) (intro.) When considering whether a project under s. 560.62,  
2           560.63 or 560.66 will be located in a targeted area, the board shall may consider all  
3           any of the following:

4           **SECTION 3613.** 560.605 (2m) (c) of the statutes is repealed.

5           **SECTION 3614.** 560.605 (2m) (d) of the statutes is repealed.

6           **SECTION 3615.** 560.605 (2m) (e) of the statutes is repealed.

7           **SECTION 3616.** 560.605 (4) of the statutes is repealed.

8           **SECTION 3617.** 560.605 (5) of the statutes is repealed.

9           **SECTION 3618.** 560.605 (5m) of the statutes is repealed.

10          **SECTION 3619.** 560.605 (6) of the statutes is repealed.

11          **SECTION 3621.** 560.607 (1) of the statutes is amended to read:

12          560.607 (1) Evaluations of proposed technical research projects under s.  
13          560.62.

14          **SECTION 3622.** 560.61 (intro.) and (1) of the statutes are consolidated,  
15          renumbered 560.61 and amended to read:

16          **560.61 Wisconsin development fund.** At the request of the board, the  
17          department shall do all of the following: ~~(1) Make may make a grant or loan to an~~  
18          eligible recipient for a project that meets the criteria for funding under s. 560.605 (1)  
19          and ~~(2) and under s. 560.62, 560.63, 560.65 or 560.66, whichever is appropriate,~~ from  
20          the appropriations under s. 20.143 (1) (c) and (ie).

21          **SECTION 3623.** 560.61 (3) of the statutes is repealed.

22          **SECTION 3624.** 560.62 of the statutes is repealed.

23          **SECTION 3625.** 560.63 of the statutes is repealed.

24          **SECTION 3626.** 560.65 of the statutes is repealed.

25          **SECTION 3627.** 560.66 of the statutes is repealed.

1           **SECTION 3628.** 560.68 (1m) of the statutes is created to read:

2           560.68 **(1m)** The department shall establish criteria for the award of grants  
3 and loans under s. 560.61, including the types of projects that are eligible for funding  
4 and the types of eligible projects that will receive priority.

5           **SECTION 3629.** 560.68 (2m) of the statutes is created to read:

6           560.68 **(2m)** The department shall determine conditions applicable to a grant  
7 or loan under s. 560.61.

8           **SECTION 3630.** 560.68 (3) of the statutes is amended to read:

9           560.68 **(3)** The department may charge a grant or loan recipient an origination  
10 fee of ~~up to~~ not more than 2% of the grant or loan amount if the grant or loan equals  
11 or exceeds \$200,000 ~~and is awarded under s. 560.63 or 560.66~~. The department shall  
12 deposit all origination fees collected under this subsection in the appropriation  
13 account under s. 20.143 (1) (gm).

14           **SECTION 3631.** 560.68 (5) of the statutes is renumbered 560.68 (5) (intro.) and  
15 amended to read:

16           560.68 **(5)** (intro.) The department, with the approval of the board, shall  
17 develop procedures ~~to evaluate~~ related to grants and loans under s. 560.61 for all of  
18 the following:

19           (b) Evaluating applications, monitor,

20           (c) Monitoring project performance and audit,

21           (d) Auditing the grants and loans awarded under this subchapter.

22           **SECTION 3632.** 560.68 (5) (a) of the statutes is created to read:

23           560.68 **(5)** (a) Submitting applications for grants and loans.

24           **SECTION 3633.** 560.68 (6) of the statutes is amended to read:

1           560.68 (6) ~~If appropriate, the~~ The board may shall require that ~~more, as a~~  
2           condition of a grant or loan, that a recipient contribute to a project an amount that  
3           is not less than 25% of the cost of any project or category of projects be paid from funds  
4           ~~not provided by this state~~ amount of the grant or loan.

5           **SECTION 3634.** 560.68 (7) (a) of the statutes is amended to read:

6           560.68 (7) (a) Publish and disseminate information about the projects under  
7           ~~ss. 560.62 to 560.66~~ that may be funded by a grant or loan under s. 560.61 and the  
8           about procedures for applying for grants and loans under s. 560.61.

9           **SECTION 3635.** 560.795 (2) (a) of the statutes is amended to read:

10          560.795 (2) (a) Except as provided in par. (d), the designation of each area under  
11          sub. (1) (a), (b), and (c) as a development opportunity zone shall be effective for 36  
12          months, with the designation of the areas under sub. (1) (a) and (b) beginning on  
13          April 23, 1994, and the designation of the area under sub. (1) (c) beginning on  
14          April 28, 1995. Except as provided in par. (d), the designation of each area under sub.  
15          (1) (d), and (e), ~~and~~ (f) as a development opportunity zone shall be effective for 84  
16          months, with the designation of the area under sub. (1) (d) beginning on  
17          January 1, 2000, and the ~~designations~~ designation of the areas area under sub. (1)  
18          (e) and (f) beginning on September 1, 2001. Except as provided in par. (d), the  
19          designation of the area under sub. (1) (f) as a development opportunity zone shall be  
20          effective for 108 months, with the designation of the area under sub. (1) (f) beginning  
21          on September 1, 2001.

22          **SECTION 3636.** 560.795 (2) (b) 6. of the statutes is amended to read:

23          560.795 (2) (b) 6. The limit for tax benefits for the development opportunity  
24          zone under sub. (1) (f) is \$4,700,000 \$6,700,000.

25          **SECTION 3637.** 560.799 (6) (e) of the statutes is created to read:

1           560.799 (6) (e) The department shall determine the maximum amount of the  
2 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business  
3 may claim and shall notify the department of revenue of this amount.

4           **SECTION 3638.** 560.799 (6) (f) of the statutes is created to read:

5           560.799 (6) (f) The department shall annually verify the information submitted  
6 to the department under ss. 71.07 (3w), 71.28 (3w), or 71.47 (3w).

7           **SECTION 3639.** 560.9806 (1) (a) 3. of the statutes is amended to read:

8           560.9806 (1) (a) 3. A community action agency under s. ~~46.30~~ 49.265.

9           **SECTION 3640.** 562.05 (1e) of the statutes is amended to read:

10          562.05 (1e) If an applicant for a license under this section is an individual who  
11 does not have a social security number, the applicant shall submit to the department  
12 with his or her application a statement made or subscribed under oath or affirmation  
13 that the applicant does not have a social security number. The form of the statement  
14 shall be prescribed by the department of ~~workforce development~~ children and  
15 families. A license issued in reliance upon a false statement submitted under this  
16 subsection is invalid.

17          **SECTION 3641.** 562.05 (5) (a) 9. of the statutes is amended to read:

18          562.05 (5) (a) 9. The person is delinquent in making court-ordered payments  
19 of child or family support, maintenance, birth expenses, medical expenses or other  
20 expenses related to the support of a child or former spouse, or fails to comply, after  
21 appropriate notice, with a subpoena or warrant issued by the department of  
22 ~~workforce development~~ children and families or a county child support agency under  
23 s. 59.53 (5) and relating to paternity or child support proceedings, as provided in a  
24 memorandum of understanding entered into under s. 49.857.

25          **SECTION 3642.** 562.05 (8) (d) of the statutes is amended to read:



1           562.05 (8) (d) If required in a memorandum of understanding entered into  
2           under s. 49.857, the department shall suspend or restrict or not renew the license of  
3           any person who is delinquent in making court-ordered payments of child or family  
4           support, maintenance, birth expenses, medical expenses or other expenses related  
5           to the support of a child or former spouse or who has failed to comply, after  
6           appropriate notice, with a subpoena or warrant issued by the department of  
7           ~~workforce development~~ children and families or a county child support agency under  
8           s. 59.53 (5) and relating to paternity or child support proceedings.

9           **SECTION 3643.** 562.05 (8m) (a) of the statutes is amended to read:

10          562.05 (8m) (a) If the applicant for any license is an individual, the department  
11          shall disclose his or her social security number to the department of ~~workforce~~  
12          ~~development~~ children and families for the purpose of administering s. 49.22 and to  
13          the department of revenue for the purpose of requesting certifications under s.  
14          73.0301.

15          **SECTION 3644.** 562.06 (3) of the statutes is amended to read:

16          562.06 (3) DAY CARE. Nothing in this section prohibits a licensee from operating  
17          a day care area at a track if the day care area is licensed by the department of ~~health~~  
18          ~~and family services~~ children and families under s. 48.65.

19          **SECTION 3645.** 563.28 (1) of the statutes is amended to read:

20          563.28 (1) If required in a memorandum of understanding entered into under  
21          s. 49.857, the department shall suspend or restrict the supplier's license of any  
22          person who is delinquent in making court-ordered payments of child or family  
23          support, maintenance, birth expenses, medical expenses or other expenses related  
24          to the support of a child or former spouse or who has failed to comply, after  
25          appropriate notice, with a subpoena or warrant issued by the department of

1 ~~workforce development~~ children and families or a county child support agency under  
2 s. 59.53 (5) and relating to paternity or child support proceedings.

3 **SECTION 3646.** 563.28 (2) of the statutes is amended to read:

4 563.28 (2) The department shall disclose the social security number of any  
5 applicant for a supplier's license to the department of ~~workforce development~~  
6 children and families for the purpose of administering s. 49.22.

7 **SECTION 3649.** 565.30 (5) of the statutes is amended to read:

8 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS  
9 OWED THE STATE. The administrator shall report the name, address and social security  
10 number or federal income tax number of each winner of a lottery prize equal to or  
11 greater than \$1,000 and the name, address and social security number or federal  
12 income tax number of each person to whom a lottery prize equal to or greater than  
13 \$1,000 has been assigned to the department of revenue to determine whether the  
14 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
15 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child  
16 support or has a debt owing to the state. Upon receipt of a report under this  
17 subsection, the department of revenue shall first ascertain based on certifications by  
18 the department of workforce development or its designee under s. 49.855 (1) whether  
19 any person named in the report is currently delinquent in court-ordered payment  
20 of child support and shall next certify to the administrator whether any person  
21 named in the report is delinquent in court-ordered payment of child support or  
22 payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this certification by  
23 the department of revenue or upon court order the administrator shall withhold the  
24 certified amount and send it to the department of revenue for remittance to the  
25 appropriate agency or person. ~~At the time of remittance, the~~ The department of

1 revenue shall charge ~~its~~ the winner or assignee of the lottery prize for the department  
2 of revenue's administrative expenses associated with withholding and remitting to  
3 the debt owed to a state agency that has received the remittance and may withhold  
4 the amount of the administrative expenses from the prize payment. The  
5 administrative expenses received or withheld by the department of revenue shall be  
6 credited to the appropriation under s. 20.566 (1) (h). In instances in which the payee  
7 or assignee of the prize is delinquent both in payments for state taxes and in  
8 court-ordered payments of child support, or is delinquent in one or both of these  
9 payments and has a debt owing to the state, the amount remitted to the appropriate  
10 agency or person shall be in proportion to the prize amount as is the delinquency or  
11 debt owed by the payee or assignee.

12 **SECTION 3650.** 565.30 (5) of the statutes, as affected by 2007 Wisconsin Act ....  
13 (this act), is amended to read:

14 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS  
15 OWED THE STATE. The administrator shall report the name, address and social security  
16 number or federal income tax number of each winner of a lottery prize equal to or  
17 greater than \$1,000 and the name, address and social security number or federal  
18 income tax number of each person to whom a lottery prize equal to or greater than  
19 \$1,000 has been assigned to the department of revenue to determine whether the  
20 payee or assignee of the prize is delinquent in the payment of state taxes under ch.  
21 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child  
22 support or has a debt owing to the state. Upon receipt of a report under this  
23 subsection, the department of revenue shall first ascertain based on certifications by  
24 the department of ~~workforce development~~ children and families or its designee under  
25 s. 49.855 (1) whether any person named in the report is currently delinquent in

1 court-ordered payment of child support and shall next certify to the administrator  
2 whether any person named in the report is delinquent in court-ordered payment of  
3 child support or payment of state taxes under ch. 71, 72, 76, 77, 78 or 139. Upon this  
4 certification by the department of revenue or upon court order the administrator  
5 shall withhold the certified amount and send it to the department of revenue for  
6 remittance to the appropriate agency or person. The department of revenue shall  
7 charge the winner or assignee of the lottery prize for the department of revenue's  
8 administrative expenses associated with withholding and remitting debt owed to a  
9 state agency and may withhold the amount of the administrative expenses from the  
10 prize payment. The administrative expenses received or withheld by the department  
11 of revenue shall be credited to the appropriation under s. 20.566 (1) (h). In instances  
12 in which the payee or assignee of the prize is delinquent both in payments for state  
13 taxes and in court-ordered payments of child support, or is delinquent in one or both  
14 of these payments and has a debt owing to the state, the amount remitted to the  
15 appropriate agency or person shall be in proportion to the prize amount as is the  
16 delinquency or debt owed by the payee or assignee.

17 **SECTION 3651.** 565.30 (5m) (a) of the statutes is amended to read:

18 565.30 **(5m)** (a) The administrator shall report to the department of workforce  
19 ~~development~~ children and families the name, address and social security number of  
20 each winner of a lottery prize that is payable in installments and the name, address  
21 and social security number or federal income tax number of the person who has been  
22 assigned a lottery prize that is payable in installments. Upon receipt of the report,  
23 the department of ~~workforce development~~ children and families shall certify to the  
24 administrator whether any payee or assignee named in the report is obligated to  
25 provide child support, spousal support, maintenance or family support under s.

1 767.001 (1) (f) or (g), 767.225, 767.34, 767.511, 767.531, 767.56, 767.805 (4), 767.85,  
2 767.863 (3), 767.89 (3), 767.893 (2m) or 948.22 (7) or ch. 769 and the amount required  
3 to be withheld from the lottery prize under s. 767.75. Subject to par. (b), the  
4 administrator shall withhold the certified amount from each payment made to the  
5 winner or assignee and remit the certified amount to the department of workforce  
6 development children and families.

7 **SECTION 3652.** 601.32 (1) of the statutes is amended to read:

8 601.32 (1) If the moneys credited to s. 20.145 (1) (g) 1. under other sections of  
9 the statutes prove inadequate for the office's supervision of insurance industry  
10 program, the commissioner may increase any or all of the fees imposed by s. 601.31,  
11 or may in any year levy a special assessment on all domestic insurers, or both, for the  
12 general operation of that program.

13 **SECTION 3652m.** 601.415 (8) of the statutes is created to read:

14 601.415 (8) LONG-TERM CARE PARTNERSHIP PROGRAM. The commissioner shall  
15 provide the certifications required under s. 49.45 (31) (b) 5. and shall cooperate with  
16 the department of health and family services in approving the training program  
17 under s. 49.45 (31) (c) for agents who sell long-term care insurance policies.

18 **SECTION 3653.** 601.45 (3) of the statutes is amended to read:

19 601.45 (3) DEPOSIT. The commissioner may require any examinee, before or  
20 from time to time during an examination, to deposit with the secretary of  
21 administration such deposits as the commissioner deems necessary to pay the costs  
22 of the examination. Any deposit and any payment made under subs. (1) and (2) shall  
23 be credited to the appropriation account under s. 20.145 (1) (g) 1. in the percentage  
24 specified in that paragraph subdivision.

25 **SECTION 3654.** 601.45 (4) of the statutes is amended to read:

1           601.45 (4) EXEMPTIONS. On the examinee's request or on the commissioner's  
2 own motion, the commissioner may pay all or part of the costs of an examination from  
3 the appropriation under s. 20.145 (1) (g) 1, whenever the commissioner finds that  
4 because of the frequency of examinations or other factors, imposition of the costs  
5 would place an unreasonable burden on the examinee. The commissioner shall  
6 include in his or her annual report information about any instance in which the  
7 commissioner applied this subsection.

8           **SECTION 3655.** 601.47 (1) of the statutes is amended to read:

9           601.47 (1) GENERAL. The commissioner may prepare books, pamphlets, and  
10 other publications relating to insurance and sell them in the manner and at the  
11 prices the commissioner determines. The cost of publication and distribution may  
12 be paid from the appropriation under s. 20.145 (1) (g) 1.

13           **SECTION 3656.** 601.47 (3) of the statutes is amended to read:

14           601.47 (3) FREE DISTRIBUTION. The commissioner may furnish free copies of the  
15 publications prepared under subs. (1) and (2) to public officers and libraries in this  
16 state and elsewhere. The cost of free distribution shall be charged to the  
17 appropriation under s. 20.145 (1) (g) 1.

18           **SECTION 3657.** 601.48 (1) of the statutes is amended to read:

19           601.48 (1) NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS. The  
20 commissioner and the office of the commissioner shall maintain close relations with  
21 the commissioners of other states and shall participate in the activities and affairs  
22 of the National Association of Insurance Commissioners and other organizations so  
23 far as it will, in the judgment of the commissioner, enhance the purposes of chs. 600  
24 to 655. The actual and necessary expenses incurred thereby shall be reimbursed out  
25 of the appropriation under s. 20.145 (1) (g) 1.

1           **SECTION 3658.** 601.62 (4) of the statutes is amended to read:

2           601.62 (4) FEES IN INVESTIGATIONS AND HEARINGS. The fees for stenographic  
3 services in investigations, examinations, and hearings may not exceed the sum  
4 provided for like services in the circuit court. The fees of officers, witnesses,  
5 interpreters, and stenographers on behalf of the commissioner or the state shall be  
6 paid by the secretary of administration, authorized by the certificate of the  
7 commissioner, and shall be charged to the appropriation under s. 20.145 (1) (g) 1.

8           **SECTION 3659.** 604.04 (3) of the statutes is amended to read:

9           604.04 (3) EXPENSES. No full-time state officer or employee may receive  
10 additional compensation for services under chs. 604 to 607. Appropriate portions of  
11 the salaries of such persons who do work for the funds or supervise them, and other  
12 expenses including reasonable charges for state-owned or state-rented office space  
13 and the use of state-owned or state-rented office equipment shall be charged against  
14 each fund. Each fund shall pay to the commissioner amounts charged for  
15 organizational support services, which shall be credited to the appropriation account  
16 under s. 20.145 (1) (g) 2. Each fund shall also be charged a sum equivalent to the state  
17 premium tax that would be paid by a domestic mutual insurer organized or operating  
18 under ch. 611 and doing the same kind of insurance business, except that no such  
19 charge shall be made for the insurance of governmental units.

20           **SECTION 3660c.** 609.87 of the statutes is created to read:

21           **609.87 Coverage of treatment for autism spectrum disorders.** Defined  
22 network plans are subject to s. 632.895 (15).

23           **SECTION 3660g.** 616.10 of the statutes is amended to read:

24           **616.10 Exemption from taxation.** Every mutual designated a school benefit  
25 insurer under s. 616.03, every plan authorized under s. 616.06, and every corporation

1 organized under s. 616.08 is declared to be a charitable and benevolent corporation,  
2 and its property, real, personal and mixed, and its income and property transferred  
3 to it, are exempt from taxation as provided in ss. 70.11, 71.26 (1) (a) and 71.45 (1) (a).

4 **SECTION 3661.** 628.095 (4) (a) of the statutes is amended to read:

5 628.095 (4) (a) The commissioner shall disclose a social security number  
6 obtained under sub. (1) or (3) to the department of ~~workforce development~~ children  
7 and families in the administration of s. 49.22, as provided in a memorandum of  
8 understanding entered into under s. 49.857.

9 **SECTION 3662.** 628.095 (5) of the statutes is amended to read:

10 628.095 (5) IF APPLICANT OR INTERMEDIARY HAS NO SOCIAL SECURITY NUMBER. If an  
11 applicant who is a natural person does not have a social security number, the  
12 applicant shall provide to the commissioner, along with the application for a license  
13 and on a form prescribed by the department of ~~workforce development~~ children and  
14 families, a statement made or subscribed under oath or affirmation that the  
15 applicant does not have a social security number. If an intermediary who is a natural  
16 person does not have a social security number, the intermediary shall provide to the  
17 commissioner, each time that the annual fee is paid under s. 601.31 (1) (m) and on  
18 a form prescribed by the department of ~~workforce development~~ children and  
19 families, a statement made or subscribed under oath or affirmation that the  
20 applicant does not have a social security number.

21 **SECTION 3663.** 628.097 (1m) of the statutes is amended to read:

22 628.097 (1m) FOR FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR  
23 WARRANT. The commissioner shall refuse to issue to a natural person a license,  
24 including a temporary license, under this subchapter if the natural person is  
25 delinquent in court-ordered payments of child or family support, maintenance, birth



1 expenses, medical expenses or other expenses related to the support of a child or  
2 former spouse, or if the natural person fails to comply, after appropriate notice, with  
3 a subpoena or warrant issued by the department of ~~workforce development~~ children  
4 and families or a county child support agency under s. 59.53 (5) and related to  
5 paternity or child support proceedings, as provided in a memorandum of  
6 understanding entered into under s. 49.857.

7 **SECTION 3664.** 628.10 (2) (c) of the statutes is amended to read:

8 628.10 (2) (c) *For failure to pay support or to comply with subpoena or warrant.*

9 The commissioner shall suspend or limit the license of an intermediary who is a  
10 natural person, or a temporary license of a natural person under s. 628.09, if the  
11 natural person is delinquent in court-ordered payments of child or family support,  
12 maintenance, birth expenses, medical expenses or other expenses related to the  
13 support of a child or former spouse, or if the natural person fails to comply, after  
14 appropriate notice, with a subpoena or warrant issued by the department of  
15 ~~workforce development~~ children and families or a county child support agency under  
16 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
17 memorandum of understanding entered into under s. 49.857.

18 **SECTION 3664c.** 628.348 of the statutes is created to read:

19 **628.348 Sale of long-term care insurance. (1) TRAINING REQUIREMENT.** No  
20 person may solicit, negotiate, or sell long-term care insurance unless the person is  
21 a licensed intermediary and he or she completes the initial training portion of the  
22 training program under s. 49.45 (31) (c) by January 1, 2009, and completes the  
23 ongoing training under s. 49.45 (31) (c) every 24 months after completing the initial  
24 training.

1           **(2) INSURER VERIFICATION.** Insurers providing long-term care insurance shall  
2 do all of the following:

3           (a) Obtain from intermediaries selling long-term care insurance on behalf of  
4 the insurer verification that the intermediary is in compliance with the training  
5 requirements under sub. (1).

6           (b) Maintain records related to the verifications obtained under par. (a).

7           (c) Make the records under par. (b) available to the commissioner upon request.

8           **SECTION 3666.** 632.48 (3) of the statutes is created to read:

9           632.48 **(3) NOTICE OF CHANGES.** An insurer that receives a request from the  
10 department of health and family services under s. 49.47 (4) (cr) 2. for notification  
11 shall comply with the request and notify the department of any changes to or  
12 payments made under the annuity contract to which the request for notification  
13 relates.

14           **SECTION 3667.** 632.68 (2) (b) 3m. of the statutes is amended to read:

15           632.68 **(2) (b) 3m.** If a natural person who does not have a social security  
16 number, provides on a form prescribed by the department of ~~workforce development~~  
17 children and families a statement made or subscribed under oath or affirmation that  
18 the applicant does not have a social security number.

19           **SECTION 3668.** 632.68 (2) (bc) 1. of the statutes is amended to read:

20           632.68 **(2) (bc) 1.** The commissioner shall disclose a social security number  
21 obtained under par. (b) to the department of ~~workforce development~~ children and  
22 families in the administration of s. 49.22, as provided in a memorandum of  
23 understanding entered into under s. 49.857.

24           **SECTION 3669.** 632.68 (2) (bm) 1. of the statutes is amended to read:

1           632.68 (2) (bm) 1. Notwithstanding par. (b), the commissioner may not issue  
2 a license under this subsection to a natural person who is delinquent in  
3 court-ordered payments of child or family support, maintenance, birth expenses,  
4 medical expenses or other expenses related to the support of a child or former spouse,  
5 or who fails to comply, after appropriate notice, with a subpoena or warrant issued  
6 by the department of ~~workforce development~~ children and families or a county child  
7 support agency under s. 59.53 (5) and related to paternity or child support  
8 proceedings, as provided in a memorandum of understanding entered into under s.  
9 49.857.

10           **SECTION 3670.** 632.68 (2) (e) of the statutes is amended to read:

11           632.68 (2) (e) Except as provided in sub. (3), a license issued under this  
12 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
13 s. 601.31 (1) (mp) and upon providing the licensee's social security number, unless  
14 the licensee does not have a social security number, or federal employer  
15 identification number, as applicable, if not previously provided on the application for  
16 the license or at a previous renewal of the license. If the licensee is a natural person  
17 who does not have a social security number, the license shall be renewed annually  
18 on July 1 upon payment of the fee specified in s. 601.31 (1) (mp) and upon providing  
19 to the commissioner a statement made or subscribed under oath or affirmation, on  
20 a form prescribed by the department of ~~workforce development~~ children and  
21 families, that the licensee does not have a social security number.

22           **SECTION 3671.** 632.68 (3) (b) 1. of the statutes is amended to read:

23           632.68 (3) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
24 viatical settlement provider license issued to a natural person if the natural person  
25 is delinquent in court-ordered payments of child or family support, maintenance,

1 birth expenses, medical expenses or other expenses related to the support of a child  
2 or former spouse, or if the natural person fails to comply, after appropriate notice,  
3 with a subpoena or warrant issued by the department of ~~workforce development~~  
4 children and families or a county child support agency under s. 59.53 (5) and related  
5 to paternity or child support proceedings, as provided in a memorandum of  
6 understanding entered into under s. 49.857.

7 **SECTION 3672.** 632.68 (4) (b) of the statutes is amended to read:

8 632.68 (4) (b) A person may apply to the commissioner for a viatical settlement  
9 broker license on a form prescribed by the commissioner for that purpose. The  
10 application form shall require the applicant to provide the applicant's social security  
11 number, if the applicant is a natural person unless the applicant does not have a  
12 social security number, or the applicant's federal employer identification number, if  
13 the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall  
14 accompany the application. The commissioner may not issue a license under this  
15 subsection unless the applicant provides his or her social security number, unless the  
16 applicant does not have a social security number, or its federal employer  
17 identification number, whichever is applicable. If the applicant is a natural person  
18 who does not have a social security number, the commissioner may not issue a license  
19 under this subsection unless the applicant provides, on a form prescribed by the  
20 department of ~~workforce development~~ children and families, a statement made or  
21 subscribed under oath or affirmation that the applicant does not have a social  
22 security number.

23 **SECTION 3673.** 632.68 (4) (bc) 1. of the statutes is amended to read:

24 632.68 (4) (bc) 1. The commissioner shall disclose a social security number  
25 obtained under par. (b) to the department of ~~workforce development~~ children and

1 families in the administration of s. 49.22, as provided in a memorandum of  
2 understanding entered into under s. 49.857.

3 **SECTION 3674.** 632.68 (4) (bm) 1. of the statutes is amended to read:

4 632.68 (4) (bm) 1. The commissioner may not issue a license under this  
5 subsection to a natural person who is delinquent in court-ordered payments of child  
6 or family support, maintenance, birth expenses, medical expenses or other expenses  
7 related to the support of a child or former spouse, or who fails to comply, after  
8 appropriate notice, with a subpoena or warrant issued by the department of  
9 ~~workforce development~~ children and families or a county child support agency under  
10 s. 59.53 (5) and related to paternity or child support proceedings, as provided in a  
11 memorandum of understanding entered into under s. 49.857.

12 **SECTION 3675.** 632.68 (4) (c) of the statutes is amended to read:

13 632.68 (4) (c) Except as provided in sub. (5), a license issued under this  
14 subsection shall be renewed annually on July 1 upon payment of the fee specified in  
15 s. 601.31 (1) (ms) and upon providing the licensee's social security number, unless the  
16 licensee does not have a social security number, or federal employer identification  
17 number, as applicable, if not previously provided on the application for the license  
18 or at a previous renewal of the license. If the licensee is a natural person who does  
19 not have a social security number, the license shall be renewed annually, except as  
20 provided in sub. (5), on July 1 upon payment of the fee specified in s. 601.31 (1) (ms)  
21 and upon providing to the commissioner a statement made or subscribed under oath  
22 or affirmation, on a form prescribed by the department of ~~workforce development~~  
23 children and families, that the licensee does not have a social security number.

24 **SECTION 3676.** 632.68 (5) (b) 1. of the statutes is amended to read:

1           632.68 (5) (b) 1. The commissioner shall suspend, limit or refuse to renew a  
2           viatical settlement broker license issued to a natural person if the natural person is  
3           delinquent in court-ordered payments of child or family support, maintenance, birth  
4           expenses, medical expenses or other expenses related to the support of a child or  
5           former spouse, or if the natural person fails to comply, after appropriate notice, with  
6           a subpoena or warrant issued by the department of ~~workforce development~~ children  
7           and families or a county child support agency under s. 59.53 (5) and related to  
8           paternity or child support proceedings, as provided in a memorandum of  
9           understanding entered into under s. 49.857.

10           **SECTION 3677c.** 632.726 of the statutes is created to read:

11           **632.726 Current procedural terminology code changes.** (1) In this  
12           section, “current procedural terminology code” means a number established by the  
13           American Medical Association that a health care provider puts on a health insurance  
14           claim form to describe the services that he or she performed.

15           (2) If an insurer changes a current procedural terminology code that was  
16           submitted by a health care provider on a health insurance claim form, the insurer  
17           shall include on the explanation of benefits form the reason for the change to the  
18           current procedural terminology code and shall cite on the explanation of benefits  
19           form the source for the change.

20           **SECTION 3678.** 632.745 (6) (a) 2m. of the statutes is amended to read:

21           632.745 (6) (a) 2m. A family long-term care district under s. 46.2895.

22           **SECTION 3679.** 632.746 (7m) (b) 1. of the statutes is amended to read:

23           632.746 (7m) (b) 1. The employee or dependent is eligible for benefits under the  
24           Medical Assistance program under s. 49.471 or 49.472 or for coverage under the  
25           Badger Care health care program under s. 49.665.

1           **SECTION 3685f.** 632.857 of the statutes is created to read:

2           **632.857 Explanation required for restriction or termination of**  
3 **coverage.** If an insurer restricts or terminates an insured's coverage for the  
4 treatment of a condition or complaint and, as a result, the insured becomes liable for  
5 payment for all of his or her treatment for the condition or complaint, the insurer  
6 shall provide on the explanation of benefits form a detailed explanation of the clinical  
7 rationale and of the basis in the policy, plan, or contract or in applicable law for the  
8 insurer's restriction or termination of coverage.

9           **SECTION 3686w.** 632.875 (2) (g) of the statutes is amended to read:

10           632.875 (2) (g) A reasonable detailed explanation of the ~~factual~~ basis clinical  
11 rationale and of the basis in the policy, plan, or contract or in applicable law for the  
12 insurer's restriction or termination of coverage.

13           **SECTION 3687r.** 632.895 (15) of the statutes is created to read:

14           632.895 (15) TREATMENT FOR AUTISM SPECTRUM DISORDERS. (a) In this subsection,  
15 "autism spectrum disorder" means any of the following:

- 16           1. Autism disorder.  
17           2. Asperger's syndrome.  
18           3. Pervasive developmental disorder not otherwise specified.

19           (b) Except as provided in par. (d), every disability insurance policy, and every  
20 self-insured health plan of the state or a county, city, town, village, or school district,  
21 shall provide coverage for an insured of treatment for an autism spectrum disorder  
22 if the treatment is provided by any of the following:

- 23           1. A psychiatrist, as defined in s. 146.34 (1) (h).  
24           2. A person who practices psychology, as described in s. 455.01 (5).

1           3. A social worker, as defined in s. 252.15 (1) (er), who is certified or licensed  
2 to practice psychotherapy, as defined in s. 457.01 (8m).

3           4. A speech–language pathologist, as defined in s. 459.20 (4).

4           5. A paraprofessional working under the supervision of a provider listed under  
5 subds. 1. to 4.

6           6. A professional working under the supervision of an outpatient mental health  
7 clinic certified under s. 51.038.

8           (c) The coverage required under par. (b) may be subject to any limitations,  
9 exclusions, and cost–sharing provisions that apply generally under the disability  
10 insurance policy or self–insured health plan.

11           (d) This subsection does not apply to any of the following:

12           1. A disability insurance policy that covers only certain specified diseases.

13           2. A health care plan offered by a limited service health organization, as defined  
14 in s. 609.01 (3), or by a preferred provider plan, as defined in s. 609.01 (4), that is not  
15 a defined network plan, as defined in s. 609.01 (1b).

16           3. A long–term care insurance policy.

17           4. A medicare replacement policy or a medicare supplement policy.

18           **SECTION 3689.** 632.897 (10) (am) 2. of the statutes is amended to read:

19           632.897 (10) (am) 2. Provide family coverage under the group policy or  
20 individual policy for the individual’s child, if eligible for coverage, upon application  
21 by the individual, the child’s other parent, the department of ~~workforce development~~  
22 children and families or the county child support agency under s. 59.53 (5).

23           **SECTION 3690.** 633.14 (1) (e) of the statutes is amended to read:

24           633.14 (1) (e) If an individual who does not have a social security number,  
25 provides on a form prescribed by the department of ~~workforce development~~ children



1 and families a statement made or subscribed under oath or affirmation that he or she  
2 does not have a social security number.

3 **SECTION 3691.** 633.14 (2c) (a) of the statutes is amended to read:

4 633.14 **(2c)** (a) The commissioner shall disclose a social security number  
5 obtained under sub. (1) (d) to the department of ~~workforce development~~ children and  
6 families in the administration of s. 49.22, as provided in a memorandum of  
7 understanding entered into under s. 49.857.

8 **SECTION 3692.** 633.14 (2m) (a) of the statutes is amended to read:

9 633.14 **(2m)** (a) Notwithstanding sub. (1), the commissioner may not issue a  
10 license under this section if the individual applying for the license is delinquent in  
11 court-ordered payments of child or family support, maintenance, birth expenses,  
12 medical expenses or other expenses related to the support of a child or former spouse,  
13 or if the individual fails to comply, after appropriate notice, with a subpoena or  
14 warrant issued by the department of ~~workforce development~~ children and families  
15 or a county child support agency under s. 59.53 (5) and related to paternity or child  
16 support proceedings, as provided in a memorandum of understanding entered into  
17 under s. 49.857.

18 **SECTION 3693.** 633.15 (1m) of the statutes is amended to read:

19 633.15 **(1m)** SOCIAL SECURITY NUMBER, FEDERAL EMPLOYER IDENTIFICATION  
20 NUMBER OR STATEMENT. At an annual renewal, an administrator shall provide his or  
21 her social security number, if the administrator is an individual unless he or she does  
22 not have a social security number, or its federal employer identification number, if  
23 the administrator is a corporation, limited liability company or partnership, if the  
24 social security number or federal employer identification number was not previously  
25 provided on the application for the license or at a previous renewal of the license. If

1 an administrator who is an individual does not have a social security number, the  
2 individual shall provide to the commissioner, at each annual renewal and on a form  
3 prescribed by the department of ~~workforce development~~ children and families, a  
4 statement made or subscribed under oath or affirmation that the administrator does  
5 not have a social security number.

6 **SECTION 3694.** 633.15 (2) (c) of the statutes is amended to read:

7 633.15 (2) (c) *Failure to pay support or to comply with subpoena or warrant.*

8 The commissioner shall suspend, limit or refuse to renew a license issued under this  
9 section to an individual if the individual is delinquent in court-ordered payments of  
10 child or family support, maintenance, birth expenses, medical expenses or other  
11 expenses related to the support of a child or former spouse, or if the individual fails  
12 to comply, after appropriate notice, with a subpoena or warrant issued by the  
13 department of ~~workforce development~~ children and families or a county child  
14 support agency under s. 59.53 (5) and related to paternity or child support  
15 proceedings, as provided in a memorandum of understanding entered into under s.  
16 49.857.

17 **SECTION 3695.** 645.09 (2) (a) of the statutes is amended to read:

18 645.09 (2) (a) *Causes of delinquency.* The commissioner may include in his or  
19 her annual report, not later than the 2nd annual report following the initiation of any  
20 formal proceedings under this chapter, a detailed analysis of the basic causes and the  
21 contributing factors making the initiation of formal proceedings necessary, and may  
22 make recommendations for remedial legislation. For this purpose the commissioner  
23 may appoint a special assistant qualified in insurance, finance, and accounting to  
24 conduct the study and prepare the analysis, and may determine the special

1 assistant's compensation, which shall be paid from the appropriation under s. 20.145  
2 (1) (g) 1.

3 **SECTION 3696.** 645.09 (2) (b) of the statutes is amended to read:

4 645.09 (2) (b) *Final study.* The commissioner may include in his or her annual  
5 report, not later than the 2nd annual report following discharge of the receiver, a  
6 detailed study of the delinquency proceeding for each insurer subjected to a formal  
7 proceeding, with an analysis of the problems faced and their solutions. The  
8 commissioner may also suggest alternative solutions, as well as other material of  
9 interest, for the purpose of assisting and guiding liquidators or rehabilitators in the  
10 future. For this purpose the commissioner may appoint a special assistant qualified  
11 to conduct the study and prepare the analysis, and may determine his or her  
12 compensation, which shall be paid from the appropriation under s. 20.145 (1) (g) 1.

13 **SECTION 3697.** 645.46 (4) of the statutes is amended to read:

14 645.46 (4) Defray all expenses of taking possession of, conserving, conducting,  
15 liquidating, disposing of, or otherwise dealing with the business and property of the  
16 insurer. If the property of the insurer does not contain sufficient cash or liquid assets  
17 to defray the costs incurred, the liquidator may advance the costs so incurred out of  
18 the appropriation under s. 20.145 (1) (g) 1. Any amounts so paid shall be deemed  
19 expense of administration and shall be repaid for the credit of the office of the  
20 commissioner of insurance out of the first available moneys of the insurer.

21 **SECTION 3698.** 647.02 (2) (g) of the statutes is amended to read:

22 647.02 (2) (g) The figure to be used by the provider as the actual or projected  
23 length of a resident's stay in the facility in the formula in the contract provision  
24 required under s. 647.05 (~~9~~) (1m) (i) and supporting information showing how the  
25 figure was determined.

1           **SECTION 3699.** 647.04 (5) of the statutes is amended to read:

2           647.04 **(5)** Inform the commissioner of any change in the figure used by the  
3 provider as the actual or projected length of a resident's stay in the facility in the  
4 formula in the contract provision required under s. 647.05 (9) (1m) (i) within 30 days  
5 after the change is made and submit supporting information showing how the  
6 change was determined.

7           **SECTION 3700.** 647.05 of the statutes is renumbered 647.05 (1m), and 647.05  
8 (1m) (g), as renumbered, is amended to read:

9           647.05 **(1m)** (g) Provides that if a resident dies or the continuing care contract  
10 is terminated after the first 30 days of occupancy, but within the first 90 days of  
11 occupancy, the provider will refund at least 90% of the amount computed under sub.  
12 ~~(6)~~ par. (f).

13           **SECTION 3701.** 647.05 (2m) of the statutes is created to read:

14           647.05 **(2m)** Subject to s. 49.455, a continuing care contract may require that,  
15 before a resident applies for medical assistance, the resident must spend on his or  
16 her care the resources declared for purposes of admission to the facility.

17           **SECTION 3702.** 655.27 (2) of the statutes is amended to read:

18           655.27 **(2)** FUND ADMINISTRATION AND OPERATION. Management of the fund shall  
19 be vested with the board of governors. The commissioner shall either provide staff  
20 services necessary for the operation of the fund or, with the approval of the board of  
21 governors, contract for all or part of these services. Such a contract is subject to ss.  
22 16.753 and 16.765, but is otherwise exempt from subch. IV of ch. 16. The  
23 commissioner shall adopt rules governing the procedures for creating and  
24 implementing these contracts before entering into the contracts. At least annually,  
25 the contractor shall report to the commissioner and to the board of governors

1 regarding all expenses incurred and subcontracting arrangements. If the board of  
2 governors approves, the contractor may hire legal counsel as needed to provide staff  
3 services. The cost of contracting for staff services shall be funded from the  
4 appropriation under s. 20.145 (2) (u). The fund shall pay to the commissioner  
5 amounts charged for organizational support services, which shall be credited to the  
6 appropriation account under s. 20.145 (1) (g) 2.

7 **SECTION 3703.** 701.06 (5) (intro.) of the statutes is amended to read:

8 701.06 (5) CLAIMS FOR PUBLIC SUPPORT. (intro.) Notwithstanding any provision  
9 in the creating instrument or subs. (1) and (2), if the settlor is legally obligated to pay  
10 for the public support of a beneficiary under s. 46.10, 49.345, or 301.12 or the  
11 beneficiary is legally obligated to pay for the beneficiary's public support or that  
12 furnished the beneficiary's spouse or minor child under s. 46.10, 49.345, or 301.12,  
13 upon application by the appropriate state department or county official, the court  
14 may:

15 **SECTION 3703g.** 703.02 (10) of the statutes is amended to read:

16 703.02 (10) "~~Limited common elements~~" ~~mean those~~ element means a common  
17 elements element identified in a declaration or on a condominium plat as reserved  
18 for the exclusive use of one or more but less than all of the unit owners.

19 **SECTION 3703r.** 703.38 (1) of the statutes is amended to read:

20 703.38 (1) Except as otherwise provided in this section and s. 30.1335, this  
21 chapter is applicable to all condominiums, whether established before or after  
22 August 1, 1978. However, with respect to condominiums existing on August 1, 1978,  
23 the declaration, bylaws or condominium plat need not be amended to comply with  
24 the requirements of this chapter.

25 **SECTION 3704.** 751.15 (1) of the statutes is amended to read:

1           751.15 (1) The supreme court is requested to enter into a memorandum of  
2 understanding with the department of ~~workforce development~~ children and families  
3 under s. 49.857.

4           **SECTION 3705.** 751.15 (2) of the statutes is amended to read:

5           751.15 (2) The supreme court is requested to promulgate rules that require  
6 each person who has a social security number, as a condition of membership in the  
7 state bar, to provide the board of bar examiners with his or her social security  
8 number, that require each person who does not have a social security number, as a  
9 condition of membership in the state bar, to provide the board of bar examiners with  
10 a statement made or subscribed under oath or affirmation on a form prescribed by  
11 the department of ~~workforce development~~ children and families that the person does  
12 not have a social security number, and that prohibit the disclosure of that number  
13 to any person except the department of ~~workforce development~~ children and families  
14 for the purpose of administering s. 49.22.

15           **SECTION 3706.** 751.15 (3) of the statutes is amended to read:

16           751.15 (3) The supreme court is requested to promulgate rules that deny,  
17 suspend, restrict or refuse to renew a license to practice law if the applicant or  
18 licensee fails to provide the information required under rules promulgated under  
19 sub. (2) or fails to comply, after appropriate notice, with a subpoena or warrant issued  
20 by the department of ~~workforce development~~ children and families or a county child  
21 support agency under s. 59.53 (5) and related to paternity or child support  
22 proceedings or if the department of ~~workforce development~~ children and families  
23 certifies that the applicant or licensee has failed to pay court-ordered payments of  
24 child or family support, maintenance, birth expenses, medical expenses or other  
25 expenses related to the support of a child or former spouse. The supreme court is also

1 requested to promulgate rules that invalidate a license to practice law if issued in  
2 reliance upon a statement made or subscribed under oath or affirmation under rules  
3 promulgated under sub. (2) that is false.

4 **SECTION 3706g.** 753.06 (2) (a) of the statutes is amended to read:

5 753.06 (2) (a) Kenosha County. The circuit has 7 branches. Commencing  
6 August 1, 2009, the circuit has 8 branches.

7 **SECTION 3707b.** 753.06 (6) (e) of the statutes is amended to read:

8 753.06 (6) (e) Juneau County. The circuit has one branch. Commencing August  
9 1, 2008, the circuit has 2 branches.

10 **SECTION 3707e.** 757.83 (4) of the statutes is amended to read:

11 757.83 (4) STAFF. The judicial commission shall hire an executive director, and  
12 may hire one staff member, in the unclassified service. The executive director shall  
13 be a member of the State Bar of Wisconsin and shall provide staff services to the  
14 judicial commission ~~and the judicial council.~~

15 **SECTION 3707p.** 758.13 (1) (a) 7. of the statutes is amended to read:

16 758.13 (1) (a) 7. ~~The revisor of statutes or an assistant designated by the revisor~~  
17 chief of the legislative reference bureau or his or her designee.

18 **SECTION 3707r.** 758.13 (1) (b) of the statutes is amended to read:

19 758.13 (1) (b) The names of the judicial council members shall be certified to  
20 the secretary of state by the ~~executive secretary of the judicial commission~~ judicial  
21 council attorney. Members shall hold office until their successors have been selected.  
22 Members shall receive no compensation, but shall be reimbursed from the  
23 appropriation made by s. ~~20.665 (1)~~ 20.670 (1) for expenses necessarily incurred by  
24 members in attending council meetings.

25 **SECTION 3707s.** 758.13 (3) (g) of the statutes is created to read:

1           758.13 (3) (g) 1. In this paragraph:

2           a. “Candidate” has the meaning given in s. 11.01 (1).

3           b. “Contribution” has the meaning given in s. 11.01 (6).

4           c. “Local office” has the meaning given in s. 5.02 (9).

5           d. “State office” has the meaning give in s. 5.02 (23).

6           2. The judicial council may appoint outside of the classified service an attorney,  
7 who is a member in good standing of the State Bar of Wisconsin, who shall be strictly  
8 nonpartisan, and who shall not make a contribution to a candidate for state office or  
9 local office while employed by the judicial council, to provide staff services to the  
10 council.

11           **SECTION 3708.** 758.19 (4m) of the statutes is created to read:

12           758.19 (4m) The director of state courts may establish and charge fees for  
13 electronic filing of court documents under the circuit court automated information  
14 systems created under this section. The secretary of administration shall credit all  
15 moneys collected under this subsection to the appropriation account under s. 20.680  
16 (2) (j).

17           **SECTION 3709g.** 758.19 (5) (a) (intro.) of the statutes is amended to read:

18           758.19 (5) (a) (intro.) In this subsection, “:

19           1d. “Circuit court costs” means one or more of the following costs:

20           **SECTION 3709m.** 758.19 (5) (a) 1. and 2. of the statutes are renumbered 758.19  
21 (5) (a) 1d. a. and b.

22           **SECTION 3709p.** 758.19 (5) (a) 1g., 1m. and 1r. of the statutes are created to  
23 read:



1           758.19 (5) (a) 1g. “Judicial officer need” means the total need for judicial officers  
2 as calculated by the director of state courts using the weighted caseload formula  
3 based on case filings in the previous calendar year.

4           1m. “Judicial officers” means circuit court commissioners and circuit court  
5 judges.

6           1r. “Weighted caseload formula” means the formula utilized by the director of  
7 state courts to determine the number of cases filed in a calendar year and the judicial  
8 officer time needed to process those cases.

9           **SECTION 3710m.** 758.19 (5) (a) 3. of the statutes is renumbered 758.19 (5) (a)  
10 1d. c. and amended to read:

11           758.19 (5) (a) 1d. c. Witness fees set under s. 814.67 (1) (b) 1. and (c) for  
12 witnesses called by the circuit court on its own motion or called by, or subpoenaed at  
13 the request of, a district attorney, the state public defender or a private attorney  
14 appointed under s. 977.08. Nothing in this subdivision affects the determination of  
15 who is obligated to pay for fees set under s. 814.67 (1) (b) 1. and (c) for witnesses called  
16 by, or subpoenaed at the request of the state public defender or a private attorney  
17 appointed under s. 977.08.

18           **SECTION 3711m.** 758.19 (5) (a) 4m. of the statutes is renumbered 758.19 (5) (a)  
19 1d. d. and amended to read:

20           758.19 (5) (a) 1d. d. Fees for expert witnesses appointed under s. 907.06 by the  
21 circuit court on its own motion or by the circuit court at the request of the district  
22 attorney, the state public defender or a private attorney appointed under s. 977.08  
23 or by the circuit court upon agreement of the district attorney, the state public  
24 defender or a private attorney appointed under s. 977.08. Nothing in this subdivision

1 affects the determination of who is obligated to pay fees for an expert witness  
2 appointed under s. 907.06.

3 **SECTION 3712m.** 758.19 (5) (a) 5. of the statutes is renumbered 758.19 (5) (a)  
4 1d. e. and amended to read:

5 758.19 (5) (a) 1d. e. Fees for witnesses or expert witnesses subpoenaed by the  
6 circuit court at the request of the district attorney, coroner or medical examiner  
7 under s. 979.06 (1) and (2).

8 **SECTION 3712p.** 758.19 (5) (a) 6. of the statutes is renumbered 758.19 (5) (a)  
9 1d. f.

10 **SECTION 3713m.** 758.19 (5) (a) 8. of the statutes is renumbered 758.19 (5) (a)  
11 1d. g. and amended to read:

12 758.19 (5) (a) 1d. g. Any other circuit court costs, except costs related to  
13 courtroom security, including security personnel, and costs related to rent, utilities,  
14 maintenance, rehabilitation and construction of circuit court facilities.

15 **SECTION 3714.** 758.19 (5) (am) of the statutes is created to read:

16 758.19 (5) (am) The director of state courts may create a uniform chart of  
17 accounts that each county shall be required to use for the recording of all financial  
18 transactions relating to the operation of circuit courts and may audit the information  
19 submitted under par. (e). If the director of state courts decides to create a uniform  
20 chart of accounts, he or she shall consult with the department of revenue regarding  
21 the creation of that chart.

22 **SECTION 3717.** 758.19 (5) (e) of the statutes is amended to read:

23 758.19 (5) (e) No later than ~~July 1, 1994, and no later than July 1~~ May 15, 2009,  
24 and no later than May 15 of each year thereafter, each county shall submit to the  
25 director of state courts, in a format that is established by the director of state courts,

1 and in a manner that comports with the uniform chart of accounts under par. (am),  
2 information regarding the amount of actual circuit court costs that the county  
3 incurred in the previous calendar year ~~for each of the court costs listed in par. (a) 1-~~  
4 ~~to 8~~ and revenues collected or received by the circuit court in the previous calendar  
5 year.

6 **SECTION 3718.** 758.19 (5) (f) of the statutes is amended to read:

7 758.19 (5) (f) A county that fails to meet the requirements under par. (e) is not  
8 eligible for a payment under par. (b) for one fiscal year, as defined in s. 237.01 (3),  
9 after the ~~July 1~~ May 15 that the information was not provided, or until the  
10 information is provided, whichever is earlier. Except as provided in this paragraph  
11 and par. (g), the information regarding the amount of actual costs reported under par.  
12 (e) does not affect the amount paid to a county under par. (b).

13 **SECTION 3719.** 758.19 (5) (g) of the statutes is amended to read:

14 758.19 (5) (g) Beginning with the submittal of information under par. (e) on  
15 July 1, 1995, if the director of state courts determines, based on the information  
16 submitted under par. (e), that the payment made to a county under par. (b) for any  
17 calendar year exceeds the circuit court costs incurred by the county for that calendar  
18 year, the director of state courts shall deduct the difference from the next payment  
19 under par. (b) made to that county after the director's determination. The difference  
20 shall be apportioned as provided in par. (c) among the other counties for payment  
21 under par. (b) to the other counties on that payment date. For purposes of this  
22 paragraph, the director of state courts shall treat the period beginning on August 13,  
23 1993, and ending on December 31, 1994, as a calendar year and determine from the  
24 information submitted under par. (e) on July 1, 1994, and July 1, 1995, whether the  
25 payment to a county under par. (b) on January 1, 1994, exceeds the circuit court costs

1 incurred by the county for the period beginning on August 13, 1993, and ending on  
2 December 31, 1994.

3 **SECTION 3720.** 767.001 (1d) of the statutes is amended to read:

4 767.001 (1d) “Department” means the department of ~~workforce development~~  
5 children and families.

6 **SECTION 3721.** 767.001 (2) (b) of the statutes is amended to read:

7 767.001 (2) (b) With respect to the department of ~~health and family services~~  
8 or a county agency specified in s. 48.56 (1) or a licensed child welfare agency granted  
9 legal custody of a child, the rights and responsibilities specified under s. 48.02 (12).

10 **SECTION 3722.** 767.205 (2) (a) 3. of the statutes is amended to read:

11 767.205 (2) (a) 3. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
12 49.19, or 49.45 is provided on behalf of a dependent child or benefits are provided to  
13 the child’s custodial parent under ss. 49.141 to 49.161.

14 **SECTION 3723.** 767.205 (2) (a) 4. of the statutes is amended to read:

15 767.205 (2) (a) 4. Whenever aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645,  
16 49.19, or 49.45 has, in the past, been provided on behalf of a dependent child, or  
17 benefits have, in the past, been provided to the child’s custodial parent under ss.  
18 49.141 to 49.161, and the child’s family is eligible for continuing child support  
19 services under 45 CFR 302.33.

20 **SECTION 3724.** 767.217 (1) of the statutes is amended to read:

21 767.217 (1) NOTICE OF PLEADING OR MOTION. In an action affecting the family in  
22 which either party is a recipient of benefits under ss. 49.141 to 49.161 or aid under  
23 s. ~~46.261~~, 48.645, 49.19, or 49.45, each party shall, either within 20 days after serving  
24 the opposite party with a motion or pleading requesting the court to order or to  
25 modify a previous order relating to child support, maintenance, or family support,

1 or before filing the motion or pleading in court, serve a copy of the motion or pleading  
2 on the county child support agency under s. 59.53 (5) of the county in which the action  
3 is begun.

4 **SECTION 3725.** 767.407 (1) (c) 1. of the statutes is amended to read:

5 767.407 (1) (c) 1. Aid is provided under s. ~~46.261~~, 48.57 (3m) or (3n), ~~48.645~~,  
6 49.19, or 49.45 on behalf of the child, or benefits are provided to the child's custodial  
7 parent under ss. 49.141 to 49.161, but the state and its delegate under s. 49.22 (7)  
8 are barred by a statute of limitations from commencing an action under s. 767.80 on  
9 behalf of the child.

10 **SECTION 3726.** 767.41 (3) (a) of the statutes is amended to read:

11 767.41 (3) (a) If the interest of any child demands it, and if the court finds that  
12 neither parent is able to care for the child adequately or that neither parent is fit and  
13 proper to have the care and custody of the child, the court may declare the child to  
14 be in need of protection or services and transfer legal custody of the child to a relative  
15 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
16 48.02 (2g), ~~or to a licensed child welfare agency, or, in a county having a population~~  
17 of 500,000 or more, the department of health and family services. If the court  
18 transfers legal custody of a child under this subsection, in its order the court shall  
19 notify the parents of any applicable grounds for termination of parental rights under  
20 s. 48.415. If the court transfers legal custody under this section to an agency, the  
21 court shall also refer the matter to the court intake worker, as defined in s. 48.02 (3),  
22 who shall conduct an inquiry under s. 48.24 to determine whether a petition should  
23 be filed under s. 48.13.

24 **SECTION 3727.** 767.41 (3) (a) of the statutes, as affected by 2007 Wisconsin Act  
25 .... (this act), is amended to read:

1           767.41 (3) (a) If the interest of any child demands it, and if the court finds that  
2 neither parent is able to care for the child adequately or that neither parent is fit and  
3 proper to have the care and custody of the child, the court may declare the child to  
4 be in need of protection or services and transfer legal custody of the child to a relative  
5 of the child, as defined in s. 48.02 (15), to a county department, as defined under s.  
6 48.02 (2g), to a licensed child welfare agency, or, in a county having a population of  
7 500,000 or more, the department of ~~health and family services~~ children and families.  
8 If the court transfers legal custody of a child under this subsection, in its order the  
9 court shall notify the parents of any applicable grounds for termination of parental  
10 rights under s. 48.415. If the court transfers legal custody under this section to an  
11 agency, the court shall also refer the matter to the court intake worker, as defined in  
12 s. 48.02 (3), who shall conduct an inquiry under s. 48.24 to determine whether a  
13 petition should be filed under s. 48.13.

14           **SECTION 3728.** 767.41 (3) (am) of the statutes is created to read:

15           767.41 (3) (am) If the court transfers legal custody of a child under this  
16 subsection, the order transferring custody shall include a finding that placement of  
17 the child in his or her home would be contrary to the welfare of the child and a finding  
18 that reasonable efforts have been made to prevent the removal of the child from the  
19 home, while assuring that the health and safety of the child are the paramount  
20 concerns, unless any of the circumstances specified in s. 48.355 (2d) (b) 1. to 5.  
21 applies. If the legal custodian appointed under par. (a) is a county department, the  
22 court shall order the child into the placement and care responsibility of the county  
23 department as required under 42 USC 672 (a) (2) and shall assign the county  
24 department primary responsibility for providing services to the child. The court  
25 shall make the findings specified in this paragraph on a case-by-case basis based

1 on circumstances specific to the child and shall document or reference the specific  
2 information on which those findings are based in the court order. A court order that  
3 merely references this paragraph without documenting or referencing that specific  
4 information in the court order or an amended court order that retroactively corrects  
5 an earlier court order that does not comply with this paragraph is not sufficient to  
6 comply with this paragraph.

7 **SECTION 3729.** 767.451 (7) of the statutes is amended to read:

8 767.451 (7) **TRANSFER TO DEPARTMENT.** The court may order custody transferred  
9 to the department of health and family services only if that department agrees to  
10 accept custody. If the court orders custody transferred to the department of health  
11 and family services, the order transferring custody shall include the findings and  
12 order specified in s. 767.41 (3) (am).

13 **SECTION 3730.** 767.451 (7) of the statutes, as affected by 2007 Wisconsin Act  
14 .... (this act), is amended to read:

15 767.451 (7) **TRANSFER TO DEPARTMENT.** The court may order custody transferred  
16 to the department of ~~health and family services~~ only if ~~that~~ the department agrees  
17 to accept custody. If the court orders custody transferred to the department of ~~health~~  
18 ~~and family services~~, the order transferring custody shall include the findings and  
19 order specified in s. 767.41 (3) (am).

20 **SECTION 3731.** 767.521 (intro.) of the statutes is amended to read:

21 **767.521 Action by state for child support.** (intro.) The state or its delegate  
22 under s. 49.22 (7) shall bring an action for support of a minor child under s. 767.001  
23 (1) (f) or for paternity determination and child support under s. 767.80 if the child's  
24 right to support is assigned to the state under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b)

1 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775 (2) (bm) and all of the  
2 following apply:

3 **SECTION 3732.** 767.55 (3) (a) 2. of the statutes is amended to read:

4 767.55 (3) (a) 2. The child's right to support is assigned to the state under s.  
5 ~~46.261 (3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b.

6 **SECTION 3733.** 767.57 (1e) (title) of the statutes is amended to read:

7 767.57 (1e) (title) RECEIVING AND DISBURSING FEE FEES.

8 **SECTION 3734.** 767.57 (1e) (a) of the statutes is amended to read:

9 767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
10 family support payments, including payments in arrears, and for maintaining the  
11 records required under ~~par. (e) sub. (1) (c)~~, the department or its designee shall collect  
12 an annual fee of ~~\$35~~ \$65 from a party ordered to make payments. The court shall  
13 order each party ordered to make payments to pay the fee in each year for which  
14 payments are ordered or in which an arrearage in any of those payments is owed.  
15 In directing the manner of payment, the court shall order that the fee be withheld  
16 from income and sent to the department or its designee, as provided under s. 767.75.  
17 Fees under this paragraph shall be deposited in the appropriation account under s.  
18 20.445 (3) (ja). At the time of ordering payment of the fee, the court shall notify each  
19 party ordered to make payments of the requirement to pay, and the amount of, the  
20 fee. If the fee under this paragraph is not paid when due, the department or its  
21 designee may not deduct the fee from any maintenance, child or family support, or  
22 arrearage payment, but may move the court for a remedial sanction under ch. 785.

23 **SECTION 3735.** 767.57 (1e) (a) of the statutes, as affected by 2007 Wisconsin Act  
24 .... (this act), is amended to read:



1           767.57 (1e) (a) For receiving and disbursing maintenance, child support, or  
2 family support payments, including payments in arrears, and for maintaining the  
3 records required under sub. (1) (c), the department or its designee shall collect an  
4 annual fee of \$65 from a party ordered to make payments. The court shall order each  
5 party ordered to make payments to pay the fee in each year for which payments are  
6 ordered or in which an arrearage in any of those payments is owed. In directing the  
7 manner of payment, the court shall order that the fee be withheld from income and  
8 sent to the department or its designee, as provided under s. 767.75. Fees under this  
9 paragraph shall be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437  
10 (2) (ja). At the time of ordering payment of the fee, the court shall notify each party  
11 ordered to make payments of the requirement to pay, and the amount of, the fee. If  
12 the fee under this paragraph is not paid when due, the department or its designee  
13 may not deduct the fee from any maintenance, child or family support, or arrearage  
14 payment, but may move the court for a remedial sanction under ch. 785.

15           **SECTION 3736.** 767.57 (1e) (b) 1m. of the statutes is amended to read:

16           767.57 (1e) (b) 1m. The department or its designee may collect any unpaid fees  
17 under s. 814.61 (12) (b), 1997 stats., that are shown on the department's automated  
18 payment and collection system on December 31, 1998, and shall deposit all fees  
19 collected under this subdivision in the appropriation account under s. ~~20.445 (3)~~  
20 20.437 (2) (ja). The department or its designee may collect unpaid fees under this  
21 subdivision through income withholding under s. 767.75 (2m). If the department or  
22 its designee determines that income withholding is inapplicable, ineffective, or  
23 insufficient for the collection of any unpaid fees under this subdivision, the  
24 department or its designee may move the court for a remedial sanction under ch. 785.  
25 The department or its designee may contract with or employ a collection agency or

1 other person for the collection of any unpaid fees under this subdivision and,  
2 notwithstanding s. 20.930, may contract with or employ an attorney to appear in any  
3 action in state or federal court to enforce the payment obligation. The department  
4 or its designee may not deduct the amount of unpaid fees from any maintenance,  
5 child or family support, or arrearage payment.

6 **SECTION 3737.** 767.57 (1e) (c) of the statutes is created to read:

7 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
8 from every individual receiving child support or family support payments. In  
9 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
10 (B). The department or its designee may deduct the fee from maintenance, child or  
11 family support, or arrearage payments. Fees collected under this paragraph shall  
12 be deposited in the appropriation account under s. 20.445 (3) (ja).

13 **SECTION 3737d.** 767.57 (1e) (c) of the statutes, as created by 2007 Wisconsin  
14 Act .... (this act), is amended to read:

15 767.57 (1e) (c) The department or its designee shall collect an annual fee of \$25  
16 from every individual receiving child support or family support payments. In  
17 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)  
18 (B). The department or its designee may deduct the fee from maintenance, child or  
19 family support, or arrearage payments. Fees collected under this paragraph shall  
20 be deposited in the appropriation account under s. ~~20.445 (3)~~ 20.437 (2) (ja).

21 **SECTION 3738.** 767.57 (1m) (c) of the statutes is amended to read:

22 767.57 (1m) (c) The party entitled to the support or maintenance money or a  
23 minor child of the party has applied for or is receiving aid under s. ~~46.261~~ 48.645 or  
24 public assistance under ch. 49 and there is an assignment to the state under s. ~~46.261~~

1     48.645 (3) or 49.19 (4) (h) 1. b. of the party's right to the support or maintenance  
2     money.

3             **SECTION 3739.** 767.57 (2) of the statutes is amended to read:

4             767.57 (2) PROCEDURE IF RECIPIENT ON PUBLIC ASSISTANCE. If a party entitled to  
5     maintenance or support, or both, is receiving public assistance under ch. 49, the  
6     party may assign the party's right to support or maintenance to the county  
7     department under s. 46.215, 46.22, or 46.23 granting the assistance. The assignment  
8     shall be approved by order of the court granting the maintenance or support. The  
9     assignment may not be terminated if there is a delinquency in the amount to be paid  
10    to the assignee of maintenance and support previously ordered without the written  
11    consent of the assignee or upon notice to the assignee and a hearing. When an  
12    assignment of maintenance or support, or both, has been approved by the order, the  
13    assignee shall be deemed a real party in interest within s. 803.01 solely for the  
14    purpose of securing payment of unpaid maintenance or support ordered to be paid,  
15    by participating in proceedings to secure the payment of unpaid amounts.  
16    Notwithstanding assignment under this subsection, and without further order of the  
17    court, the department or its designee, upon receiving notice that a party or a minor  
18    child of the parties is receiving aid under s. ~~46.261~~ 48.645 or public assistance under  
19    ch. 49 or that a kinship care relative or long-term kinship care relative of the minor  
20    child is receiving kinship care payments or long-term kinship care payments for the  
21    minor child, shall forward all support assigned under s. ~~46.261~~ (3), 48.57 (3m) (b) 2.  
22    or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19) to the assignee under s. ~~46.261~~  
23    ~~(3)~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h) 1., or 49.45 (19).

24             **SECTION 3740.** 767.57 (4) of the statutes is amended to read:

1           767.57 (4) PROCEDURE FOR CERTAIN CHILD RECIPIENTS. If an order or judgment  
2 providing for the support of one or more children not receiving aid under s. ~~46.261~~,  
3 48.57 (3m) or (3n), 48.645, or 49.19 includes support for a minor who is the  
4 beneficiary of aid under s. ~~46.261~~, 48.57 (3m) or (3n), 48.645, or 49.19, any support  
5 payment made under the order or judgment is assigned to the state under s. ~~46.261~~  
6 (~~3~~), 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), or 49.19 (4) (h) 1. b. in the amount that  
7 is the proportionate share of the minor receiving aid under s. ~~46.261~~, 48.57 (3m) or  
8 (3n), 48.645, or 49.19, except as otherwise ordered by the court on the motion of a  
9 party.

10           **SECTION 3741.** 767.59 (1c) (a) (intro.) of the statutes is amended to read:

11           767.59 (1c) (a) (intro.) On the petition, motion, or order to show cause of either  
12 of the parties, the department, a county department under s. 46.215, 46.22, or 46.23,  
13 or a county child support agency under s. 59.53 (5) if an assignment has been made  
14 under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.19 (4) (h), or 49.45 (19)  
15 or if either party or their minor children receive aid under s. 48.57 (3m) or (3n) or  
16 48.645 or ch. 49, a court may, except as provided in par. (b), do any of the following:

17           **SECTION 3742.** 767.59 (1f) (b) 4. of the statutes is amended to read:

18           767.59 (1f) (b) 4. A difference between the amount of child support ordered by  
19 the court to be paid by the payer and the amount that the payer would have been  
20 required to pay based on the percentage standard established by the department  
21 under s. 49.22 (9) if the court did not use the percentage standard in determining the  
22 child support payments and did not provide the information required under s. 46.10  
23 (14) (d), 49.345 (14) (d), 301.12 (14) (d), or 767.511 (1n), whichever is appropriate.

24           **SECTION 3743.** 767.59 (2) (c) of the statutes is amended to read:

1           767.59 (2) (c) If the court revises a judgment or order providing for child support  
2 that was entered under s. 48.355 (2) (b) 4., 48.357 (5m) (a), 48.363 (2), 938.183 (4),  
3 938.355 (2) (b) 4., 938.357 (5m) (a) or 938.363 (2), the court shall determine child  
4 support in the manner provided in s. ~~46.10~~ 49.345 (14) or 301.12 (14), whichever is  
5 applicable.

6           **SECTION 3744.** 767.59 (2s) of the statutes is amended to read:

7           767.59 (2s) STIPULATION FOR REVISION OF SUPPORT. In an action under sub. (1c),  
8 the court may not approve a stipulation for the revision of a judgment or order with  
9 respect to an amount of child support or family support unless the stipulation  
10 provides for payment of an amount of child support or family support that is  
11 determined in the manner required under s. 46.10 (14), 49.345 (14), 301.12 (14),  
12 767.511, 767.805 (4), or 767.89, whichever is appropriate.

13           **SECTION 3745.** 767.87 (2m) of the statutes is amended to read:

14           767.87 (2m) ADMISSIBILITY OF CERTAIN MEDICAL AND GENETIC INFORMATION.  
15 Medical and genetic information filed with the department of health and family  
16 services or the court under s. 48.425 (1) (am) or (2) is not admissible to prove the  
17 paternity of the child.

18           **SECTION 3746.** 767.87 (6) (a) of the statutes is amended to read:

19           767.87 (6) (a) Whenever the state brings the action to determine paternity  
20 pursuant to an assignment under s. ~~46.261~~, 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3),  
21 49.19 (4) (h) 1., or 49.45 (19), or receipt of benefits under s. 49.148, 49.155, 49.157,  
22 or 49.159, the natural mother of the child may not be compelled to testify about the  
23 paternity of the child if it has been determined that the mother has good cause for  
24 refusing to cooperate in establishing paternity as provided in 42 USC 602 (a) (26) (B)  
25 and the federal regulations promulgated pursuant to this statute, as of July 1, 1981,

1 and pursuant to any rules promulgated by the department which define good cause  
2 in accordance with the federal regulations, as authorized by 42 USC 602 (a) (26) (B)  
3 in effect on July 1, 1981.

4 **SECTION 3746h.** 767.89 (2) of the statutes is renumbered 767.89 (2) (a).

5 **SECTION 3746i.** 767.89 (2) (b) of the statutes is created to read:

6 767.89 (2) (b) If the clerk of court or county child support agency is unable to  
7 collect any of the following fees under par. (a), the department shall pay the fee and  
8 may not require the county or county child support agency to reimburse the  
9 department for the cost:

10 1. A fee for omitting the father's name on a birth certificate under s. 69.15 (3)

11 (a) 1.

12 2. A fee for changing the father's name on a birth certificate under s. 69.15 (3)

13 (a) 2.

14 3. A fee for inserting the father's name on a birth certificate under s. 69.15 (3)

15 (a) 3.

16 **SECTION 3747.** 769.201 (7) of the statutes is amended to read:

17 769.201 (7) The individual asserted parentage in a declaration of paternal  
18 interest filed with the department of ~~health and family services~~ children and families  
19 under s. 48.025 or in a statement acknowledging paternity filed with the state  
20 registrar under s. 69.15 (3) (b) 1. or 3.

21 **SECTION 3748.** 769.31 (1) of the statutes is amended to read:

22 769.31 (1) The department of ~~workforce development~~ children and families is  
23 the state information agency under this chapter.

24 **SECTION 3751.** 801.02 (1) of the statutes is amended to read:

1           801.02 (1) ~~A~~ Except as provided in s. 20.931 (5) (b), a civil action in which a  
2 personal judgment is sought is commenced as to any defendant when a summons and  
3 a complaint naming the person as defendant are filed with the court, provided service  
4 of an authenticated copy of the summons and of the complaint is made upon the  
5 defendant under this chapter within 90 days after filing.

6           **SECTION 3752.** 803.03 (2) (c) of the statutes is amended to read:

7           803.03 (2) (c) *Scheduling and pretrial conferences.* At the scheduling  
8 conference and pretrial conference, the judge to whom the case has been assigned  
9 shall inquire concerning the existence of and joinder of persons with subrogated,  
10 derivative or assigned rights and shall make such orders as are necessary to  
11 effectuate the purposes of this section. If the case is an action to recover damages  
12 based on alleged criminally injurious conduct, the court shall inquire to see if an  
13 award has been made under subch. I of ch. 949 and if the department of justice is  
14 subrogated to the cause of action under s. 949.15.

15           **SECTION 3753.** 803.09 (1) and (2) of the statutes are amended to read:

16           803.09 (1) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone  
17 shall be permitted to intervene in an action when the movant claims an interest  
18 relating to the property or transaction which is the subject of the action and the  
19 movant is so situated that the disposition of the action may as a practical matter  
20 impair or impede the movant's ability to protect that interest, unless the movant's  
21 interest is adequately represented by existing parties.

22           (2) ~~Upon~~ Except as provided in s. 20.931, upon timely motion anyone may be  
23 permitted to intervene in an action when a movant's claim or defense and the main  
24 action have a question of law or fact in common. When a party to an action relies for  
25 ground of claim or defense upon any statute or executive order or rule administered

1 by a federal or state governmental officer or agency or upon any regulation, order,  
2 rule, requirement or agreement issued or made pursuant to the statute or executive  
3 order, the officer or agency upon timely motion may be permitted to intervene in the  
4 action. In exercising its discretion the court shall consider whether the intervention  
5 will unduly delay or prejudice the adjudication of the rights of the original parties.

6 **SECTION 3754.** 804.01 (2) (intro.) of the statutes is amended to read:

7 804.01 (2) SCOPE OF DISCOVERY. (intro.) ~~Unless~~ Except as provided in s. 20.931  
8 (9), and unless otherwise limited by order of the court in accordance with the  
9 provisions of this chapter, the scope of discovery is as follows:

10 **SECTION 3755.** 805.04 (1) of the statutes is amended to read:

11 805.04 (1) BY PLAINTIFF; BY STIPULATION. ~~An~~ Except as provided in sub. (2m), an  
12 action may be dismissed by the plaintiff without order of court by serving and filing  
13 a notice of dismissal at any time before service by an adverse party of responsive  
14 pleading or motion or by the filing of a stipulation of dismissal signed by all parties  
15 who have appeared in the action. Unless otherwise stated in the notice of dismissal  
16 or stipulation, the dismissal is not on the merits, except that a notice of dismissal  
17 operates as an adjudication on the merits when filed by a plaintiff who has once  
18 dismissed in any court an action based on or including the same claim.

19 **SECTION 3756.** 805.04 (2m) of the statutes is created to read:

20 805.04 (2m) FALSE CLAIMS. An action filed under s. 20.931 may be dismissed  
21 only by order of the court. In determining whether to dismiss the action filed under  
22 s. 20.931, the court shall take into account the best interests of the parties and the  
23 purposes of s. 20.931.

24 **SECTION 3757.** 806.025 (2) (am) of the statutes is amended to read:



1           806.025 (2) (am) If money remains after the payment of all unpaid orders and  
2 judgments under par. (a), order reimbursement to the department of justice for an  
3 award made under subch. I of ch. 949 for which the department is subrogated under  
4 s. 949.15.

5           **SECTION 3758.** 809.105 (13) of the statutes is amended to read:

6           809.105 (13) CERTAIN PERSONS BARRED FROM PROCEEDINGS. No parent, or  
7 guardian or legal custodian, if one has been appointed, or foster parent or treatment  
8 foster parent, if the minor has been placed in a foster home or treatment foster home,  
9 and the minor's parent has signed a waiver granting the department of ~~health and~~  
10 ~~family services~~ children and families, a county department under s. 46.215, 46.22,  
11 or 46.23, the foster parent or the treatment foster parent the authority to consent to  
12 medical services or treatment on behalf of the minor, or adult family member, as  
13 defined in s. 48.375 (2) (b), of any minor who has initiated an appeal under this  
14 section may attend or intervene in any proceeding under this section.

15           **SECTION 3759.** 809.30 (2) (d) of the statutes is amended to read:

16           809.30 (2) (d) *Indigency redetermination.* Except as provided in this  
17 paragraph, whenever a person whose trial counsel is appointed by the state public  
18 defender files a notice under par. (b) requesting public defender representation for  
19 purposes of postconviction or postdisposition relief, the prosecutor may, within 5  
20 days after the notice is served and filed, file in the circuit court and serve upon the  
21 state public defender a request that the person's indigency be redetermined before  
22 counsel is appointed or transcripts are requested. This paragraph does not apply to  
23 a ~~child or juvenile~~ person who is entitled to be represented by counsel under s. 48.23,  
24 51.60 (1), 55.105, or 938.23.

25           **SECTION 3760.** 813.12 (5) (b) of the statutes is amended to read:

1           813.12 (5) (b) The clerk of circuit court shall provide the simplified forms  
2 provided under s. ~~46.95~~ 49.165 (3) (c) to help a person file a petition.

3           **SECTION 3761.** 813.122 (6) (b) of the statutes is amended to read:

4           813.122 (6) (b) Upon request, the clerk of circuit court shall provide, without  
5 cost, the simplified forms obtained under s. ~~46.03~~ 48.47 (7) (d) to a petitioner.

6           **SECTION 3763.** 814.61 (13) of the statutes is amended to read:

7           814.61 (13) SUPPORT OR MAINTENANCE PETITION. For the cost of court services,  
8 whenever a person not receiving benefits under s. 49.148 or 49.155 or aid under s.  
9 49.19, 49.46, 49.465, 49.468 ~~or~~, 49.47, or 49.471 files a petition requesting child  
10 support, maintenance or family support payments, \$10 in addition to any other fee  
11 required under this section. This subsection does not apply to a petition filed by the  
12 state or its delegate.

13           **SECTION 3764.** 814.69 (1) (a) of the statutes is amended to read:

14           814.69 (1) (a) For a transcript under SCR 71.04, a fee at the rate of \$1.50 per  
15 25-line page for the original and 50 cents per 25-line page for the duplicate. Except  
16 as provided in s. 967.06 (3), the fee shall be paid by the county treasurer upon the  
17 certificate of the clerk of court.

18           **SECTION 3765.** 814.75 (22m) of the statutes is amended to read:

19           814.75 (22m) The supplemental food enforcement surcharge under s. ~~253.06~~  
20 49.17 (4) (c).

21           **SECTION 3766.** 814.76 (15m) of the statutes is amended to read:

22           814.76 (15m) The supplemental food enforcement surcharge under s. ~~253.06~~  
23 49.17 (4) (c).

24           **SECTION 3767.** 814.80 (11) of the statutes is amended to read:

1           814.80 **(11)** The supplemental food enforcement surcharge under s. ~~253.06~~  
2           49.17 (4) (c).

3           **SECTION 3768.** 859.07 (2) (a) (intro.) of the statutes is amended to read:

4           859.07 **(2)** (a) (intro.) The personal representative shall provide notice of the  
5           date set under s. 859.01 to the department of health and family services, the  
6           department of children and families, or the department of corrections, as applicable,  
7           and to the county clerk of the decedent's county of residence, as defined in s. 49.001  
8           (6) if, at any time prior to or at the time of the decedent's death, any of the following  
9           applied:

10          **SECTION 3769.** 859.07 (2) (a) 2. of the statutes is amended to read:

11          859.07 **(2)** (a) 2. The decedent was responsible for any obligation owing to the  
12          state or a county under s. 46.03 (18), 46.10, 48.36, 49.32 (1), 49.345, 301.03 (18),  
13          301.12, or 938.36.

14          **SECTION 3770.** 859.15 of the statutes is amended to read:

15          **859.15 Effect of statute of limitations.** Except as provided in ss. 46.10 (11),  
16          49.08 and, 49.195 (1), 49.345 (11), and 301.12 (11), a claim shall not be allowed ~~which~~  
17          that was barred by any statute of limitations at the time of the decedent's death. A  
18          claim shall not be barred by statutes of limitation ~~which~~ that was not barred at the  
19          time of the decedent's death if the claim is filed against the decedent's estate in the  
20          court on or before the deadline for filing a claim under s. 859.01.

21          **SECTION 3771.** 885.01 (5) of the statutes is amended to read:

22          885.01 **(5)** By the department of ~~workforce development~~ children and families  
23          or a county child support agency under s. 59.53 (5) in the administration of ss. 49.145,  
24          49.19, 49.22, 49.46 and 49.47 and programs carrying out the purposes of 7 USC 2011  
25          to 2029.

1           **SECTION 3772.** 885.01 (5) of the statutes, as affected by 2007 Wisconsin Act ...  
2 (this act), is amended to read:

3           885.01 (5) By the department of children and families or a county child support  
4 agency under s. 59.53 (5) in the administration of ss. 49.145, 49.19, 49.22, 49.46 and,  
5 49.47, and 49.471 and programs carrying out the purposes of 7 USC 2011 to 2029.

6           **SECTION 3773.** 885.38 (3) (a) (intro.) of the statutes is amended to read:

7           885.38 (3) (a) (intro.) ~~In criminal proceedings and in proceedings under ch. 48,~~  
8 ~~51, 55, or 938, if~~ If the court determines that the person has limited English  
9 proficiency and that an interpreter is necessary, the court shall advise the person  
10 that he or she has the right to a qualified interpreter ~~and that, if the person cannot~~  
11 ~~afford one, an interpreter will be provided~~ at the public's expense if the person is one  
12 of the following:

13           **SECTION 3774.** 885.38 (8) (a) (intro.) of the statutes is amended to read:

14           885.38 (8) (a) (intro.) Except as provided in par. (b), the necessary expenses of  
15 providing qualified interpreters to indigent persons with limited English proficiency  
16 under this section shall be paid as follows:

17           **SECTION 3775.** 893.981 of the statutes is created to read:

18           **893.981 False claims.** An action or claim under s. 20.931 shall be commenced  
19 within 10 years after the cause of the action or claim accrues or be barred.

20           **SECTION 3776.** 895.45 (1) (a) of the statutes is amended to read:

21           895.45 (1) (a) “Abusive conduct” means domestic abuse, as defined under s.  
22 ~~46.95~~ 49.165 (1) (a), 813.12 (1) (am), or 968.075 (1) (a), harassment, as defined under  
23 s. 813.125 (1), sexual exploitation by a therapist under s. 940.22, sexual assault  
24 under s. 940.225, child abuse, as defined under s. 813.122 (1) (a), or child abuse under  
25 ss. 948.02 to 948.11.

1           **SECTION 3777.** 895.4803 of the statutes is amended to read:

2           **895.4803 Civil liability exemption; information concerning paternity.**

3           Any member of the staff of a hospital who is designated by the hospital and trained  
4           by the department of ~~workforce development~~ children and families under s. 69.14 (1)  
5           (cm) and who in good faith provides to a child's available parents written information  
6           that is provided by the department of ~~workforce development~~ children and families  
7           and oral information or an audio or video presentation about the form that is  
8           prescribed by the state registrar under s. 69.15 (3) (b) 3. and about the significance  
9           and benefits of, and alternatives to, establishing paternity, under the requirements  
10          of s. 69.14 (1) (cm), is immune from civil liability for his or her acts or omissions in  
11          providing that oral information or audio or video presentation and written  
12          information.

13          **SECTION 3778.** 895.485 (4) (a) of the statutes is amended to read:

14          895.485 (4) (a) The agency has failed to provide the foster, treatment foster, or  
15          family-operated group home parent with any information relating to a medical,  
16          physical, mental, or emotional condition of the child that it is required to disclose  
17          under this paragraph. The department of ~~health and family services~~ children and  
18          families shall promulgate rules specifying the kind of information that an agency  
19          shall disclose to a foster, treatment foster, or family-operated group home parent  
20          which relates to a medical, physical, mental, or emotional condition of the child.

21          **SECTION 3778m.** 895.507 (7m) of the statutes is amended to read:

22          895.507 (7m) **EFFECT OF FEDERAL LEGISLATION.** If the joint committee on  
23          administrative rules determines that the federal government has enacted legislation  
24          that imposes notice requirements substantially similar to the requirements of this  
25          section and determines that the legislation does not preempt this section, the joint

1 committee on administrative rules shall submit to the ~~revisor of statutes~~ legislative  
2 reference bureau for publication in the Wisconsin administrative register a notice of  
3 its determination. This section does not apply after publication of a notice under this  
4 subsection.

5 **SECTION 3779.** 905.15 (1) of the statutes is amended to read:

6 905.15 (1) An employee of the department of health and family services, the  
7 department of ~~workforce development~~ children and families or a county department  
8 under s. 46.215, 46.22 or 46.23 or a member of a governing body of a federally  
9 recognized American Indian tribe who is authorized by federal law to have access to  
10 or awareness of the federal tax return information of another in the performance of  
11 duties under s. 49.19 or 49.45 or 7 USC 2011 to 2049 may claim privilege to refuse  
12 to disclose the information and the source or method by which he or she received or  
13 otherwise became aware of the information.

14 **SECTION 3780.** 938.02 (6) of the statutes is amended to read:

15 938.02 (6) “Foster home” means any facility that is operated by a person  
16 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for  
17 no more than 4 juveniles or, if necessary to enable a sibling group to remain together,  
18 for no more than 6 juveniles or, if the department of ~~health and family services~~  
19 children and families promulgates rules permitting a different number of juveniles,  
20 for the number of juveniles permitted under those rules.

21 **SECTION 3781.** 938.02 (7) of the statutes is amended to read:

22 938.02 (7) “Group home” means any facility operated by a person required to  
23 be licensed by the department of ~~health and family services~~ children and families  
24 under s. 48.625 for the care and maintenance of 5 to 8 juveniles.

25 **SECTION 3782.** 938.02 (17) of the statutes is amended to read:

1           938.02 (17) "Shelter care facility" means a nonsecure place of temporary care  
2           and physical custody for juveniles, including a holdover room, licensed by the  
3           department of ~~health and family services~~ children and families under s. 48.66 (1) (a).

4           **SECTION 3783.** 938.06 (1) (b) of the statutes is amended to read:

5           938.06 (1) (b) Notwithstanding par. (a), the county board of supervisors may  
6           make changes in the administration of services to the children's court center in order  
7           to qualify for the maximum amount of federal and state aid as provided in sub. (4)  
8           and ~~s. ss. 46.495 and 48.569.~~

9           **SECTION 3784.** 938.06 (4) of the statutes is amended to read:

10          938.06 (4) STATE AID. State aid to any county for juvenile delinquency-related  
11          court services under this section shall be at the same net effective rate that each  
12          county is reimbursed for county administration under s. ~~46.495~~ 48.569, except as  
13          provided in s. 301.26. Counties having a population of less than 500,000 may use  
14          funds received under ss. ~~46.495~~ 48.569 (1) (d) and 301.26, including county or federal  
15          revenue sharing funds allocated to match funds received under s. ~~46.495~~ 48.569 (1)  
16          (d), for the cost of providing court attached intake services in amounts not to exceed  
17          50% of the cost of providing court attached intake services or \$30,000 per county per  
18          calendar year, whichever is less.

19          **SECTION 3786.** 938.21 (5) (b) 1. of the statutes is renumbered 938.21 (5) (b) 1.

20          a. and amended to read:

21          938.21 (5) (b) 1. a. A finding that continued placement of the juvenile in his or  
22          her home would be contrary to the welfare of the juvenile. ~~Unless the court finds that~~  
23          ~~any of the circumstances specified in s. 938.355 (2d) (b) 1. to 4. applies, the order shall~~  
24          ~~in addition include a-~~

1           **b.** A finding as to whether the person who took the juvenile into custody and  
2           the intake worker have made reasonable efforts to prevent the removal of the  
3           juvenile from the home, while assuring that the juvenile's health and safety are the  
4           paramount concerns, ~~and a-~~ unless the court finds that any of the circumstances  
5           specified in s. 938.355 (2d) (b) 1. to 4. applies.

6           **c.** A finding as to whether the person who took the juvenile into custody and  
7           the intake worker have made reasonable efforts to make it possible for the juvenile  
8           to return safely home.

9           **1m.** If for good cause shown sufficient information is not available for the court  
10          to make a finding as to whether ~~those~~ reasonable efforts were made to prevent the  
11          removal of the juvenile from the home, ~~the order shall include~~ while assuring that  
12          the juvenile's health and safety are the paramount concerns, a finding as to whether  
13          ~~those~~ reasonable efforts were made to make it possible for the juvenile to return  
14          safely home and an order for the county department or agency primarily responsible  
15          for providing services to the juvenile under the custody order to file with the court  
16          sufficient information for the court to make a finding as to whether those reasonable  
17          efforts were made to prevent the removal of the juvenile from the home by no later  
18          than 5 days, excluding Saturdays, Sundays, and legal holidays, after the date of on  
19          which the order is granted.

20           **SECTION 3787.** 938.21 (5) (b) 1. d. of the statutes is created to read:

21           938.21 **(5)** (b) 1. d. If the juvenile is under the supervision of the county  
22           department, an order ordering the juvenile into the placement and care  
23           responsibility of the county department as required under 42 USC 672 (a) (2) and  
24           assigning the county department primary responsibility for providing services to the  
25           juvenile.



1           **SECTION 3788.** 938.21 (5) (c) of the statutes is amended to read:

2           938.21 (5) (c) The court shall make the findings specified in par. (b) 1., 1m., and  
3           3. on a case-by-case basis based on circumstances specific to the juvenile and shall  
4           document or reference the specific information on which those findings are based in  
5           the custody order. A custody order that merely references par. (b) 1., 1m., or 3.  
6           without documenting or referencing that specific information in the custody order  
7           or an amended custody order that retroactively corrects an earlier custody order that  
8           does not comply with this paragraph is not sufficient to comply with this paragraph.

9           **SECTION 3789.** 938.22 (1) (a) of the statutes is amended to read:

10          938.22 (1) (a) Subject to s. 48.66 (1) (b), the county board of supervisors of a  
11          county may establish a juvenile detention facility in accordance with ss. 301.36 and  
12          301.37 or the county boards of supervisors for 2 or more counties may jointly  
13          establish a juvenile detention facility in accordance with ss. 46.20, 301.36, and  
14          301.37. The county board of supervisors of a county may establish a shelter care  
15          facility in accordance with ss. ~~46.16 and 46.17~~ 48.576 and 48.578 or the county boards  
16          of supervisors for 2 or more counties may jointly establish a shelter care facility in  
17          accordance with ss. ~~46.16, 46.17, and 46.20~~, 48.576, and 48.578. A private entity may  
18          establish a juvenile detention facility in accordance with ss. 301.36 and 301.37 and  
19          contract with one or more county boards of supervisors under s. 938.222 to hold  
20          juveniles in the private juvenile detention facility.

21          **SECTION 3790.** 938.22 (2) (a) of the statutes is amended to read:

22          938.22 (2) (a) Counties shall submit plans for a juvenile detention facility or  
23          juvenile portion of the county jail to the department of corrections and submit plans  
24          for a shelter care facility to the department of ~~health and family services~~ children and  
25          families. A private entity that proposes to establish a juvenile detention facility shall

1 submit plans for the facility to the department of corrections. The applicable  
2 department shall review the submitted plans. A county or a private entity may not  
3 implement a plan unless the applicable department has approved the plan. The  
4 department of corrections shall promulgate rules establishing minimum  
5 requirements for the approval and operation of juvenile detention facilities and the  
6 juvenile portion of county jails. The plans and rules shall be designed to protect the  
7 health, safety, and welfare of the juveniles placed in those facilities.

8 **SECTION 3791.** 938.22 (7) (a) of the statutes is amended to read:

9 938.22 (7) (a) No person may establish a shelter care facility without first  
10 obtaining a license under s. 48.66 (1) (a). To obtain a license under s. 48.66 (1) (a) to  
11 operate a shelter care facility, a person must meet the minimum requirements for a  
12 license established by the department of ~~health and family services~~ children and  
13 families under s. 48.67, meet the requirements specified in s. 48.685, and pay the  
14 license fee under par. (b). A license issued under s. 48.66 (1) (a) to operate a shelter  
15 care facility is valid until revoked or suspended, but shall be reviewed every 2 years  
16 as provided in s. 48.66 (5).

17 **SECTION 3792.** 938.22 (7) (b) of the statutes is amended to read:

18 938.22 (7) (b) Before the department of ~~health and family services~~ children and  
19 families may issue a license under s. 48.66 (1) (a) to operate a shelter care facility,  
20 the shelter care facility shall pay to that department a biennial fee of \$60.50, plus  
21 a biennial fee of \$18.15 per juvenile, based on the number of juveniles that the shelter  
22 care facility is licensed to serve. A shelter care facility that wishes to continue a  
23 license issued under s. 48.66 (1) (a) shall pay the fee by the continuation date of the  
24 license. A new shelter care facility shall pay the fee by no later than 30 days before  
25 the opening of the shelter care facility.

1           **SECTION 3793.** 938.235 (4) (b) of the statutes is amended to read:

2           938.235 (4) (b) The court shall order the agency identified under s. 938.355 (2)  
3           ~~(b) 1.~~ 938.33 (1) (c) as primarily responsible for the provision of services to notify the  
4           guardian ad litem, if any, regarding actions to be taken under par. (a).

5           **SECTION 3795.** 938.30 (6) (b) of the statutes is amended to read:

6           938.30 (6) (b) If it appears to the court that disposition of the case may include  
7           placement of the juvenile outside the juvenile's home, the court shall order the  
8           juvenile's parent to provide a statement of the income, assets, debts, and living  
9           expenses of the juvenile and the juvenile's parent to the court or the designated  
10          agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
11          dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
12          provide, without charge, to any parent ordered to provide that statement a document  
13          setting forth the percentage standard established by the department of workforce  
14          development children and families under s. 49.22 (9) and listing the factors that a  
15          court may consider under s. 301.12 (14) (c).

16          **SECTION 3796.** 938.31 (7) (b) of the statutes is amended to read:

17          938.31 (7) (b) If it appears to the court that disposition of the case may include  
18          placement of the juvenile outside the juvenile's home, the court shall order the  
19          juvenile's parent to provide a statement of the income, assets, debts, and living  
20          expenses of the juvenile and the juvenile's parent, to the court or the designated  
21          agency under s. 938.33 (1) at least 5 days before the scheduled date of the  
22          dispositional hearing or as otherwise ordered by the court. The clerk of court shall  
23          provide, without charge, to any parent ordered to provide the statement a document  
24          setting forth the percentage standard established by the department of workforce

1 development children and families under s. 49.22 (9) and listing the factors that a  
2 court may consider under s. 301.12 (14) (c).

3 **SECTION 3797.** 938.315 (2m) (a) of the statutes is amended to read:

4 938.315 (2m) (a) The court making an initial finding under s. 938.21 (5) (b) 1.  
5 or 1m., 938.355 (2) (b) 6., or 938.357 (2v) (a) 1. that reasonable efforts have been made  
6 to prevent the removal of the juvenile from the home, while assuring that the  
7 juvenile's health and safety are the paramount concerns, or an initial finding under  
8 s. 938.21 (5) (b) 3., 938.355 (2) (b) 6r., or 938.357 (2v) (a) 3. that those efforts were not  
9 required to be made because a circumstance specified in s. 938.355 (2d) (b) 1. to 4.  
10 applies, more than 60 days after the date on which the juvenile was removed from  
11 the home.

12 **SECTION 3798.** 938.32 (1) (c) 1. d. of the statutes is created to read:

13 938.32 (1) (c) 1. d. If the juvenile's placement or other living arrangement is  
14 under the supervision of the county department, an order ordering the juvenile into  
15 the placement and care responsibility of the county department as required under  
16 42 USC 672 (a) (2) and assigning the county department primary responsibility for  
17 providing services to the juvenile.

18 **SECTION 3806.** 938.346 (1) (h) 3. of the statutes is amended to read:

19 938.346 (1) (h) 3. The right to compensation, as provided under subch. I of ch.  
20 949.

21 **SECTION 3807.** 938.355 (2) (b) 1. of the statutes is amended to read:

22 938.355 (2) (b) 1. The specific services ~~or continuum of services~~ to be provided  
23 to the juvenile and the juvenile's family, ~~the identity of the agencies that are~~  
24 ~~primarily responsible for the provision of the services, the identity of the person or~~  
25 ~~agency that will provide case management or coordination of services, if any, and, if~~

1 custody is to be transferred to effect the treatment plan, the identity of the legal  
2 custodian.

3 **SECTION 3808.** 938.355 (2) (b) 6g. of the statutes is created to read:

4 938.355 (2) (b) 6g. If the juvenile is placed outside the home under the  
5 supervision of the county department, an order ordering the juvenile into the  
6 placement and care responsibility of the county department as required under 42  
7 USC 672 (a) (2) and assigning the county department primary responsibility for  
8 providing services to the juvenile.

9 **SECTION 3809.** 938.355 (2b) of the statutes is amended to read:

10 938.355 (2b) CONCURRENT REASONABLE EFFORTS PERMITTED. A county  
11 department or the agency primarily responsible for providing services to a juvenile  
12 under a court order may, at the same time as the county department or agency is  
13 making the reasonable efforts required under sub. (2) (b) 6. to prevent the removal  
14 of the juvenile from the home or to make it possible for the juvenile to return safely  
15 to his or her home, work with the department of health and family services children  
16 and families, a county department under s. 48.57 (1) (e) or (hm), or a child welfare  
17 agency licensed under s. 48.61 (5) in making reasonable efforts to place the juvenile  
18 for adoption, with a guardian, with a fit and willing relative, or in some other  
19 alternative permanent placement.

20 **SECTION 3810.** 938.355 (6) (d) 1. of the statutes is amended to read:

21 938.355 (6) (d) 1. Placement of the juvenile in a secure detention facility or  
22 juvenile portion of a county jail that meets the standards promulgated by the  
23 department by rule or in a place of nonsecure custody, for not more than 10 days and  
24 the provision of educational services consistent with his or her current course of  
25 study during the period of placement. The juvenile shall be given credit against the

1 period of detention or nonsecure custody imposed under this subdivision for all time  
2 spent in secure detention in connection with the course of conduct for which the  
3 detention or nonsecure custody was imposed. If the court orders placement of the  
4 juvenile in a place of nonsecure custody under the supervision of the county  
5 department, the court shall order the juvenile into the placement and care  
6 responsibility of the county department as required under 42 USC 672 (a) (2) and  
7 shall assign the county department primary responsibility for providing services to  
8 the juvenile.

9 **SECTION 3812.** 938.355 (6m) (a) 1g. of the statutes is amended to read:

10 938.355 (**6m**) (a) 1g. Placement of the juvenile in a secure detention facility or  
11 juvenile portion of a county jail that meets the standards promulgated by the  
12 department by rule or in a place of nonsecure custody, for not more than 10 days and  
13 the provision of educational services consistent with his or her current course of  
14 study during the period of placement. The juvenile shall be given credit against the  
15 period of detention or nonsecure custody imposed under this subdivision for all time  
16 spent in secure detention in connection with the course of conduct for which the  
17 detention or nonsecure custody was imposed. The use of placement in a secure  
18 detention facility or in a juvenile portion of a county jail as a sanction under this  
19 subdivision is subject to the adoption of a resolution by the county board of  
20 supervisors under s. 938.06 (5) authorizing the use of those placements as a sanction.  
21 If the court orders placement of the juvenile in a place of nonsecure custody under  
22 the supervision of the county department, the court shall order the juvenile into the  
23 placement and care responsibility of the county department as required under 42  
24 USC 672 (a) (2) and shall assign the county department primary responsibility for  
25 providing services to the juvenile.

1           **SECTION 3814.** 938.357 (1) (am) 3. of the statutes is amended to read:

2           938.357 (1) (am) 3. If the court changes the juvenile's placement from a  
3 placement outside the home to another placement outside the home, the change in  
4 placement order shall contain ~~one of the statements~~ the applicable order under sub.  
5 (2v) (a) 1m. and the applicable statement under sub. (2v) (a) 2.

6           **SECTION 3815.** 938.357 (1) (c) 3. of the statutes is amended to read:

7           938.357 (1) (c) 3. If the court changes the juvenile's placement from a placement  
8 in the juvenile's home to a placement outside the juvenile's home, the change in  
9 placement order shall contain the findings under sub. (2v) (a) 1., ~~one of the~~  
10 ~~statements~~ the applicable order under sub. (2v) (a) 1m., the applicable statement  
11 under sub. (2v) (a) 2., and, if in addition the court finds that any of the circumstances  
12 under s. 938.355 (2d) (b) 1. to 4. applies with respect to a parent, the determination  
13 under sub. (2v) (a) 3.

14           **SECTION 3816.** 938.357 (2m) (c) of the statutes is amended to read:

15           938.357 (2m) (c) ~~In-home to out-of-home placement; findings~~ Findings  
16 required. If the court changes the juvenile's placement from a placement in the  
17 juvenile's home to a placement outside the juvenile's home, the change in placement  
18 order shall contain the findings under sub. (2v) (a) 1., ~~one of the statements~~ the  
19 applicable order under sub. (2v) (a) 1m., the applicable statement under sub. (2v) (a)  
20 2., and, if in addition the court finds that any of the circumstances under s. 938.355  
21 (2d) (b) 1. to 4. applies with respect to a parent, the determination under sub. (2v)  
22 (a) 3. If the court changes the juvenile's placement from a placement outside the  
23 home to another placement outside the home, the change in placement order shall  
24 contain the applicable order under sub. (2v) (a) 1m. and the applicable statement  
25 under sub. (2v) (a) 2.

1           **SECTION 3817.** 938.357 (2v) (a) 1m. of the statutes is created to read:

2           938.357 (2v) (a) 1m. If the change in placement order changes the placement  
3 of a juvenile who is under the supervision of the county department to a placement  
4 outside the juvenile's home, whether from a placement in the home or from another  
5 placement outside the home, an order ordering the juvenile into, or to be continued  
6 in, the placement and care responsibility of the county department as required under  
7 42 USC 672 (a) (2) and assigning the county department primary responsibility, or  
8 continued primary responsibility, for providing services to the juvenile.

9           **SECTION 3818.** 938.357 (4) (a) of the statutes is amended to read:

10          938.357 (4) (a) When the juvenile is placed with the department, the  
11 department may, after an examination under s. 938.50, place the juvenile in a  
12 juvenile correctional facility or a secured residential care center for children and  
13 youth or on aftercare supervision, either immediately or after a period of placement  
14 in a juvenile correctional facility or a secured residential care center for children and  
15 youth. The department shall send written notice of the change in placement to the  
16 parent, guardian, legal custodian, county department designated under s. 938.34  
17 (4n), if any, and committing court. If the department places a juvenile in a Type 2  
18 juvenile correctional facility operated by a child welfare agency, the department shall  
19 reimburse the child welfare agency at the rate established under s. ~~46.037~~ 49.343  
20 that is applicable to the type of placement that the child welfare agency is providing  
21 for the juvenile. A juvenile who is placed in a Type 2 juvenile correctional facility or  
22 a secured residential care center for children and youth remains under the  
23 supervision of the department, remains subject to the rules and discipline of that  
24 department, and is considered to be in custody, as defined in s. 946.42 (1) (a).

25          **SECTION 3819.** 938.357 (4) (b) 2. of the statutes is amended to read:



1           938.357 (4) (b) 2. If a juvenile whom the court has placed in a Type 2 residential  
2     care center for children and youth under s. 938.34 (4d) violates a condition of his or  
3     her placement in the Type 2 residential care center for children and youth, the child  
4     welfare agency operating the Type 2 residential care center for children and youth  
5     shall notify the county department that has supervision over the juvenile and, if the  
6     county department agrees to a change in placement under this subdivision, the child  
7     welfare agency shall notify the department, and the department, after consulting  
8     with the child welfare agency, may place the juvenile in a Type 1 juvenile correctional  
9     facility under the supervision of the department, without a hearing under sub. (1)  
10    (am) 2., for not more than 10 days. If a juvenile is placed in a Type 1 juvenile  
11    correctional facility under this subdivision, the county department that has  
12    supervision over the juvenile shall reimburse the child welfare agency operating the  
13    Type 2 residential care center for children and youth in which the juvenile was  
14    placed at the rate established under s. ~~46.037~~ 49.343, and that child welfare agency  
15    shall reimburse the department at the rate specified in s. 301.26 (4) (d) 2. or 3.,  
16    whichever is applicable, for the cost of the juvenile's care while placed in a Type 1  
17    juvenile correctional facility.

18           **SECTION 3820.** 938.357 (4) (c) 1. of the statutes is amended to read:

19           938.357 (4) (c) 1. If a juvenile is placed in a Type 2 juvenile correctional facility  
20    operated by a child welfare agency under par. (a) and it appears that a less restrictive  
21    placement would be appropriate for the juvenile, the department, after consulting  
22    with the child welfare agency that is operating the Type 2 juvenile correctional  
23    facility, may place the juvenile in a less restrictive placement, and may return the  
24    juvenile to the Type 2 juvenile correctional facility without a hearing under sub. (1)

1 (am) 2. The child welfare agency shall establish a rate for each type of placement in  
2 the manner provided in s. ~~46.037~~ 49.343.

3 **SECTION 3821.** 938.357 (4) (c) 2. of the statutes is amended to read:

4 938.357 (4) (c) 2. If a juvenile is placed in a Type 2 residential care center for  
5 children and youth under s. 938.34 (4d) and it appears that a less restrictive  
6 placement would be appropriate for the juvenile, the child welfare agency operating  
7 the Type 2 residential care center for children and youth shall notify the county  
8 department that has supervision over the juvenile and, if the county department  
9 agrees to a change in placement under this subdivision, the child welfare agency may  
10 place the juvenile in a less restrictive placement. A child welfare agency may also,  
11 with the agreement of the county department that has supervision over a juvenile  
12 who is placed in a less restrictive placement under this subdivision, return the  
13 juvenile to the Type 2 residential care center for children and youth without a  
14 hearing under sub. (1) (am) 2. The child welfare agency shall establish a rate for each  
15 type of placement in the manner provided in s. ~~46.037~~ 49.343.

16 **SECTION 3822.** 938.357 (5m) (a) of the statutes is amended to read:

17 938.357 (5m) (a) If a proposed change in placement would change a juvenile's  
18 placement from a placement in the juvenile's home to a placement outside the  
19 juvenile's home, the court shall order the juvenile's parent to provide a statement of  
20 the income, assets, debts, and living expenses of the juvenile and the juvenile's  
21 parent to the court or the person or agency primarily responsible for implementing  
22 the dispositional order by a date specified by the court. The clerk of court shall  
23 provide, without charge, to any parent ordered to provide that statement a document  
24 setting forth the percentage standard established by the department of workforce  
25 development children and families under s. 49.22 (9) and listing the factors under

1 s. 301.12 (14) (c). If the juvenile is placed outside the juvenile's home, the court shall  
2 determine the liability of the parent in the manner provided in s. 301.12 (14).

3 **SECTION 3823.** 938.36 (1) (b) of the statutes is amended to read:

4 938.36 (1) (b) In determining the amount of support under par. (a), the court  
5 may consider all relevant financial information or other information relevant to the  
6 parent's earning capacity, including information reported under s. 49.22 (2m) to the  
7 department of ~~workforce development~~ children and families, or the county child  
8 support agency, under s. 59.53 (5). If the court has insufficient information with  
9 which to determine the amount of support, the court shall order the juvenile's parent  
10 to furnish a statement of the income, assets, debts, and living expenses of the juvenile  
11 and the juvenile's parent, if the parent has not already done so, to the court within  
12 10 days after the court's order transferring custody or designating an alternative  
13 placement is entered or at such other time as ordered by the court.

14 **SECTION 3824.** 938.363 (1) (c) of the statutes is amended to read:

15 938.363 (1) (c) If the proposed revision is for a change in the amount of child  
16 support to be paid by a parent, the court shall order the juvenile's parent to provide  
17 a statement of the income, assets, debts, and living expenses of the juvenile and the  
18 juvenile's parent to the court and the person or agency primarily responsible for  
19 implementing the dispositional order by a date specified by the court. The clerk of  
20 court shall provide, without charge, to any parent ordered to provide that statement  
21 a document setting forth the percentage standard established by the department of  
22 ~~workforce development~~ children and families under s. 49.22 (9) and listing the  
23 factors that a court may consider under s. 301.12 (14) (c).

24 **SECTION 3825.** 938.38 (2) (intro.) of the statutes is amended to read:

1           938.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),  
2 for each juvenile living in a foster home, treatment foster home, group home,  
3 residential care center for children and youth, juvenile detention facility, or shelter  
4 care facility, the agency that placed the juvenile or arranged the placement or the  
5 agency assigned primary responsibility for providing services to the juvenile under  
6 s. 938.355 (2) (b) 6g. shall prepare a written permanency plan, if any of the following  
7 conditions exists, and, for each juvenile living in the home of a relative other than  
8 a parent, that agency shall prepare a written permanency plan, if any of the  
9 conditions under pars. (a) to (e) exists:

10           **SECTION 3826.** 938.396 (2g) (b) of the statutes is amended to read:

11           938.396 (2g) (b) *Federal program monitoring.* Upon request of the department  
12 of ~~health and family services~~, the department of corrections children and families,  
13 or a federal agency to review court records for the purpose of monitoring and  
14 conducting periodic evaluations of activities as required by and implemented under  
15 45 CFR 1355, 1356, and 1357, the court shall open those records for inspection by  
16 authorized representatives of that department or federal agency.

17           **SECTION 3827.** 938.396 (4) of the statutes is amended to read:

18           938.396 (4) OPERATING PRIVILEGE RECORDS. When a court assigned to exercise  
19 jurisdiction under this chapter and ch. 48 or a municipal court exercising jurisdiction  
20 under s. 938.17 (2) revokes, suspends, or restricts a juvenile's operating privilege  
21 under this chapter, the department of transportation may not disclose information  
22 concerning or relating to the revocation, suspension, or restriction to any person  
23 other than a court assigned to exercise jurisdiction under this chapter and ch. 48, a  
24 municipal court exercising jurisdiction under s. 938.17 (2), a district attorney, county  
25 corporation counsel, or city, village, or town attorney, a law enforcement agency, a

1 driver licensing agency of another jurisdiction, the juvenile whose operating  
2 privilege is revoked, suspended, or restricted, or the juvenile's parent or guardian.  
3 Persons entitled to receive this information may not disclose the information to other  
4 persons or agencies.

5 **SECTION 3828.** 938.538 (6) of the statutes is amended to read:

6 938.538 (6) PURCHASE OF SERVICES. The department of ~~corrections~~ may contract  
7 with the department of health and family services, the department of children and  
8 families, a county department, or any public or private agency for the purchase of  
9 goods, care, and services for participants in the program under this section. The  
10 department of ~~corrections~~ shall reimburse a person from whom it purchases goods,  
11 care, or services under this subsection from the appropriation under s. 20.410 (3) (cg).

12 **SECTION 3829.** 938.547 (2) of the statutes is amended to read:

13 938.547 (2) DEPARTMENT RESPONSIBILITIES. Within the availability of funding  
14 under s. ~~20.435 (7)~~ 20.437 (1) (mb) that is available for the pilot program, the  
15 department of ~~health and family services~~ children and families shall select counties  
16 to participate in the pilot program. Unless a county department of human services  
17 has been established under s. 46.23 in the county that is seeking to implement a pilot  
18 program, the application submitted to the department of ~~health and family services~~  
19 children and families shall be a joint application by the county department that  
20 provides social services and the county department established under s. 51.42 or  
21 51.437. The department of ~~health and family services~~ children and families shall  
22 select counties in accordance with the request-for-proposal procedures established  
23 by that department. The department of ~~health and family services~~ children and  
24 families shall give a preference to county applications that include a plan for case  
25 management.

1           **SECTION 3830.** 938.548 of the statutes is amended to read:

2           **938.548 Multidisciplinary screen and assessment criteria.** The  
3 department of ~~health and family services~~ children and families shall make the  
4 multidisciplinary screen developed under s. 938.547 (3) and the assessment criteria  
5 developed under s. 938.547 (4) available to all counties.

6           **SECTION 3831.** 938.57 (3) (a) (intro.) of the statutes is amended to read:

7           **938.57 (3) (a) (intro.)** From the reimbursement received under s. ~~46.495~~ 48.569  
8 (1) (d), counties may provide funding for the maintenance of any juvenile who meets  
9 all of the following qualifications:

10          **SECTION 3832.** 938.57 (3) (a) 3. of the statutes is amended to read:

11          **938.57 (3) (a) 3.** Received funding under s. ~~46.495~~ 48.569 (1) (d) immediately  
12 prior to his or her 17th birthday.

13          **SECTION 3833.** 938.57 (3) (b) of the statutes is amended to read:

14          **938.57 (3) (b)** The funding provided for the maintenance of a juvenile under par.  
15 (a) shall be in an amount equal to that to which the juvenile would receive under s.  
16 ~~46.495~~ 48.569 (1) (d) if the juvenile were 16 years of age.

17          **SECTION 3834.** 938.78 (2) (h) of the statutes is amended to read:

18          **938.78 (2) (h)** Paragraph (a) does not prohibit the department of ~~health and~~  
19 ~~family services~~ children and families, a county department, or a licensed child  
20 welfare agency from entering the content of any record kept or information received  
21 by that department, county department, or licensed child welfare agency into the  
22 statewide automated child welfare information system established under s. ~~46.03~~  
23 48.47 (7g).

24          **SECTION 3835.** 948.22 (4) (b) of the statutes is amended to read:



1 include procedures to ensure that any limitation of an award is calculated in a fair  
2 and equitable manner.

3 **SECTION 3840.** 949.035 (1) of the statutes is amended to read:

4 949.035 (1) If a Wisconsin resident suffers injury or death in a situation  
5 described in s. 949.03 except that the act occurred outside this state, the resident has  
6 the same rights under this ~~chapter~~ subchapter as if the act had occurred in this state  
7 upon a showing that the state, territory, country or political subdivision of a country  
8 in which the act occurred does not have a compensation of victims of crimes law which  
9 covers the injury or death suffered by the person.

10 **SECTION 3841.** 949.04 (1) (intro.) of the statutes is amended to read:

11 949.04 (1) ELIGIBILITY. (intro.) Any person may apply for an award under this  
12 ~~chapter~~ subchapter.

13 **SECTION 3842.** 949.04 (2) of the statutes is amended to read:

14 949.04 (2) FORMS. The department shall prescribe application forms for awards  
15 under this ~~chapter~~ subchapter and shall furnish law enforcement agencies with the  
16 forms. The law enforcement agency investigating a crime shall provide forms to each  
17 person who may be eligible to file a claim under this subchapter.

18 **SECTION 3843.** 949.06 (1) (intro.) of the statutes is amended to read:

19 949.06 (1) (intro.) In accordance with this ~~chapter~~ subchapter, the department  
20 shall make awards, as appropriate, for any of the following economic losses incurred  
21 as a direct result of an injury:

22 **SECTION 3844.** 949.06 (1m) (b) of the statutes is amended to read:

23 949.06 (1m) (b) In accordance with this ~~chapter~~ subchapter, the department  
24 shall make awards, as appropriate, to persons who, immediately prior to the crime,  
25 lived in the same household with and to family members of a victim of s. 940.01,



1 940.02, 940.05, 940.06, 940.07, 940.08 or 940.09 for any of the economic losses  
2 specified in sub. (1) as a result of the person's or family member's reaction to the  
3 death. A dependent may recover both under sub. (1) and this subsection, subject to  
4 the limitation under sub. (2).

5 **SECTION 3845.** 949.06 (3) (f) of the statutes is created to read:

6 949.06 (3) (f) From an award under s. 949.26.

7 **SECTION 3846.** 949.06 (4) (b) of the statutes is amended to read:

8 949.06 (4) (b) The department may suspend proceedings under this ~~chapter~~  
9 subchapter for a period it deems appropriate on the grounds that a prosecution for  
10 an offense arising out of the act or omission has been commenced or is imminent.

11 **SECTION 3847.** 949.09 of the statutes is amended to read:

12 **949.09 Effect of conviction.** If any person has been convicted of any offense  
13 with respect to an act or omission on which a claim under this ~~chapter~~ subchapter  
14 is based, proof of that conviction shall be taken as conclusive evidence that the  
15 offense has been committed, unless an appeal or any proceeding with regard thereto  
16 is pending.

17 **SECTION 3848.** 949.11 (1) of the statutes is amended to read:

18 949.11 (1) The procedure of ch. 227 for contested cases applies to hearings  
19 under this ~~chapter~~ subchapter except as otherwise provided in this section and ss.  
20 949.12 and 949.14.

21 **SECTION 3849.** 949.11 (2) of the statutes is amended to read:

22 949.11 (2) The division of hearings and appeals in the department of  
23 administration shall appoint hearing examiners to make findings and orders under  
24 s. 227.46 and this ~~chapter~~ subchapter.

25 **SECTION 3850.** 949.115 of the statutes is amended to read:

1           **949.115 Subpoenas.** The department or any of its authorized agents may  
2 issue subpoenas for persons or records for any investigation or hearing conducted  
3 under this ~~chapter~~ subchapter and may enforce compliance with such subpoenas as  
4 provided in s. 885.12.

5           **SECTION 3851.** 949.12 of the statutes is amended to read:

6           **949.12 Condition of claimant.** There is no privilege, except privileges  
7 arising from the attorney-client relationship, as to communications or records  
8 relevant to an issue of the physical, mental or emotional condition of the claimant  
9 or victim in a proceeding under this ~~chapter~~ subchapter in which that condition is  
10 an element.

11           **SECTION 3852.** 949.13 of the statutes is amended to read:

12           **949.13 Agency cooperation.** Upon request by the department, any state or  
13 local agency, including a district attorney or law enforcement agency, shall make  
14 available all reports, files and other appropriate information which the department  
15 requests in order to make a determination that a person is eligible for an award  
16 under this ~~chapter~~ subchapter.

17           **SECTION 3853.** 949.15 (1) of the statutes is amended to read:

18           **949.15 (1)** Whenever the department orders the payment of an award under  
19 this ~~chapter~~ subchapter as a result of the occurrence of an event that creates a cause  
20 of action on the part of a claimant against any person, the department is subrogated  
21 to the rights of the claimant and may bring an action against the person for the  
22 amount of the damages sustained by the claimant. If an amount greater than that  
23 paid under the award order is recovered and collected in any such action, the  
24 department shall pay the balance to the claimant. If the person responsible for the  
25 injury or death has previously made restitution payments to the general fund under

1 s. 973.20, any judgment obtained by the department under this section shall be  
2 reduced by the amount of the restitution payments to the general fund.

3 **SECTION 3854.** 949.16 of the statutes is amended to read:

4 **949.16 Confidentiality of records.** The record of a proceeding before an  
5 examiner or the department under this ~~chapter~~ subchapter is a public record. Any  
6 record or report obtained by an examiner or the department, the confidentiality of  
7 which is protected by any other law or rule, shall remain confidential.

8 **SECTION 3855.** 949.165 (12) of the statutes is amended to read:

9 949.165 (12) PAYMENT IS NOT AN AWARD. Any payment from an escrow account  
10 under this section shall not be considered as an award by the department under this  
11 ~~chapter~~ subchapter.

12 **SECTION 3856.** 949.18 (intro.) of the statutes is amended to read:

13 **949.18 Report by the department.** (intro.) The department's biennial  
14 report under s. 15.04 (1) (d) shall include a report of its activities under this ~~chapter~~  
15 subchapter including:

16 **SECTION 3857.** 949.18 (1) of the statutes is amended to read:

17 949.18 (1) An explanation of the procedures for filing and processing claims  
18 under this ~~chapter~~ subchapter.

19 **SECTION 3858.** 949.18 (4) of the statutes is amended to read:

20 949.18 (4) A copy of the forms utilized under this ~~chapter~~ subchapter.

21 **SECTION 3859.** 949.18 (5) (intro.) of the statutes is amended to read:

22 949.18 (5) (intro.) A complete statistical analysis of the cases handled under  
23 this ~~chapter~~ subchapter, including:

24 **SECTION 3860.** 949.18 (5) (e) of the statutes is amended to read:

25 949.18 (5) (e) A summary of cases handled under this ~~chapter~~ subchapter.



1           **(6)** “Law enforcement agency” has the meaning given in s. 165.83 (1) (b).

2           **(7)** “Sex offense” means an act committed in the state that, if committed by a  
3 competent adult, would be a violation, or an attempted violation, of s. 940.225,  
4 948.02, 948.025, 948.05, 948.06, 948.08, or 948.09.

5           **(8)** “Sexually transmitted disease” has the meaning given in s. 252.11 (1).

6           **(9)** “Victim” means a person against whom a sex offense has been committed.

7           **949.22 Administration.** The department shall administer this subchapter.  
8 The department shall appoint a program director to assist in administering this  
9 subchapter. The department shall promulgate rules for the implementation and  
10 operation of this subchapter. The rules shall include procedures to ensure that any  
11 limitation of an award is calculated in a fair and equitable manner.

12           **949.24 Application for award. (1) ELIGIBILITY.** Any health care provider who  
13 conducts an examination to gather evidence regarding a sex offense may apply for  
14 an award under this subchapter.

15           **(2) FORMS.** The department shall prescribe application forms for awards under  
16 this subchapter and shall furnish health care providers with the forms.

17           **(3) MEDICAL RECORDS.** An applicant shall submit to the department reports  
18 from any physician, physician’s assistant, or nurse who treated or examined the  
19 victim to gather evidence regarding a sex offense, performed any procedure during  
20 that treatment or examination that tests for or prevents a sexually transmitted  
21 disease, or provided or prescribed any medication to prevent or treat a sexually  
22 transmitted disease. The applicant may not submit to the department any other  
23 records than those pertaining to the examination, treatment, procedure, or  
24 medication for which the applicant is seeking an award.

1           **949.26 Computation of awards.** (1) Except as provided in sub. (1m), the  
2 department shall make an award under this section to a health care provider who  
3 conducts an examination to gather evidence regarding a sex offense to reimburse the  
4 health care provider only for the examination costs, as follows:

5           (a) If, under sub. (2) (b), the health care provider is not authorized to seek  
6 payment from insurance or another available source of payment, the award shall be  
7 the examination costs, regardless of whether the victim, or any guardian of the  
8 victim, cooperates with a law enforcement agency regarding the sex offense.

9           (b) If, under sub. (2) (b), the health care provider is authorized to seek payment  
10 from insurance or another available source of payment and the victim, or any  
11 guardian of the victim, does not cooperate with a law enforcement agency regarding  
12 the sex offense, the award shall be the examination costs, reduced by any payment  
13 to be received as a result of the authorization under sub. (2) (b).

14           **(1m)** The department may not make an award under this section if, under sub.  
15 (2) (b), the health care provider is authorized to seek payment and the victim, or any  
16 guardian of the victim, cooperates with a law enforcement agency.

17           **(2)** (a) A health care provider seeking an award under this section may not seek  
18 payment for any examination costs from the victim or any guardian of the victim.

19           (b) A health care provider seeking an award under this section may not seek  
20 payment for any examination costs from insurance or another available source of  
21 payment unless the victim or any guardian of the victim authorizes the health care  
22 provider to seek payment.

23           **(3)** The department may not refuse to make an award under this section  
24 because the victim or the guardian of the victim does not cooperate with a law

1 enforcement agency regarding the sex offense, or due to lack of an investigation or  
2 prosecution of the sex offense.

3 **949.28 Limitations on awards.** (1) No order for the payment of an award  
4 under this subchapter may be made unless the application was made within one year  
5 after the date of the examination. The department may waive the one-year  
6 requirement under this subsection in the interest of justice.

7 (2) The department may not make an award under this subchapter that  
8 exceeds the examination costs of the victim.

9 (3) The department may not make an award under this subchapter for any part  
10 of the examination costs of the victim for which the health care provider seeking the  
11 award has received compensation from any other source.

12 **949.31 Hearings.** (1) The procedure of ch. 227 for contested cases applies to  
13 hearings under this subchapter except as otherwise provided in this section and s.  
14 949.32.

15 (2) The division of hearings and appeals in the department of administration  
16 shall appoint hearing examiners to make findings and orders under s. 227.46 and  
17 this subchapter.

18 (3) All hearings shall be open to the public unless in a particular case the  
19 examiner determines that the hearing, or a portion of the hearing, shall be held in  
20 private having regard to the fact that the offender has not been convicted or to the  
21 interest of the victim.

22 **949.315 Subpoenas.** The department or any of its authorized agents may  
23 issue subpoenas for persons or records for any investigation or hearing conducted  
24 under this subchapter and may enforce compliance with such subpoenas as provided  
25 in s. 885.12.

1           **949.32 Condition of victim.** There is no privilege, except privileges arising  
2 from the attorney-client relationship, as to communications or records relevant to  
3 an issue of the physical condition of the victim in a proceeding under this subchapter  
4 in which that condition is an element.

5           **949.33 Agency cooperation.** Upon request by the department, any state or  
6 local agency, including a district attorney or law enforcement agency, shall make  
7 available all reports, files, and other appropriate information which the department  
8 requests in order to make a determination that a health care provider is eligible for  
9 an award under this subchapter.

10           **949.36 Confidentiality.** If a health care provider seeks an award under this  
11 subchapter, any personally identifiable information, as defined in s. 19.62 (5), of the  
12 victim who received the examination shall remain confidential unless written  
13 consent for the release of any personally identifiable information is provided by one  
14 of the following:

15           (1) Except as provided under sub. (2), the victim.

16           (2) If there is a guardian of the victim, the guardian of the victim.

17           **949.37 Offenses. (1) PROHIBITION.** In connection with an award under this  
18 subchapter, no person may do any of the following:

19           (a) Submit a fraudulent application or claim for an award.

20           (b) Intentionally make or cause to be made any false statement or  
21 representation of a material fact.

22           (c) Intentionally conceal or fail to disclose information affecting the amount of  
23 or the initial or continued right to any such award when reasonably requested to  
24 provide such information by the department.



1           **(2) PENALTIES.** Any person who violates this section shall be fined not more than  
2           \$500 or imprisoned not more than 6 months or both. The person shall forfeit any  
3           benefit received and shall reimburse the state for payments received.

4           **(3) DAMAGES.** The state has a civil cause of action for relief against any person  
5           who violates this section for the amount of damages that the state sustained by  
6           reason of the violation and, in addition, for punitive damages not more than double  
7           the amount of damages that the state may have sustained, together with interest,  
8           and the cost of the suit.

9           **(4) ACTION.** The attorney general may bring any action and has such powers  
10          as may be necessary to enforce this section.

11          **949.38 Report by the department.** The department's biennial report under  
12          s. 15.04 (1) (d) shall include a report of its activities under this subchapter including  
13          all of the following:

14               **(1)** An explanation of the procedures for filing and processing claims under this  
15               subchapter.

16               **(2)** A description of the programs and policies instituted to promote awareness  
17               about the awards under this subchapter.

18               **(3)** An analysis of future needs and suggested program improvements.

19               **(4)** A copy of the forms used under this subchapter.

20               **(5)** A complete statistical analysis of the cases handled under this subchapter,  
21               including all of the following:

22                       **(a)** The number of claims filed.

23                       **(b)** The number of claims approved and the amount of each award.

24                       **(c)** The number of claims denied and the reasons for rejection.

25                       **(d)** A breakdown of claims by geographic area and month.

1           **SECTION 3862.** 950.04 (1v) (f) of the statutes is amended to read:

2           950.04 (1v) (f) To have the parole earned release review commission make a  
3 reasonable attempt to notify the victim of applications for parole, release to extended  
4 supervision, or termination of extended supervision, as provided under s. 304.06 (1).

5           **SECTION 3863.** 950.04 (1v) (rm) of the statutes is amended to read:

6           950.04 (1v) (rm) To compensation, as provided under subch. I of ch. 949.

7           **SECTION 3864.** 950.08 (2g) (b) of the statutes is amended to read:

8           950.08 (2g) (b) The availability of compensation under subch. I of ch. 949 and  
9 the address and telephone number at which to contact the department for  
10 information concerning compensation under subch. I of ch. 949.

11           **SECTION 3865.** 950.08 (2r) (d) of the statutes is amended to read:

12           950.08 (2r) (d) The availability of compensation under subch. I of ch. 949,  
13 including information concerning eligibility for compensation and the procedure for  
14 applying for compensation.

15           **SECTION 3866.** 961.41 (5) (c) of the statutes, as affected by 2005 Wisconsin Act  
16 25, is amended to read:

17           961.41 (5) (c) 1. ~~Two-thirds~~ The first \$850,000 plus two-thirds of all moneys  
18 in excess of \$1,275,000 collected in each fiscal year from drug surcharges under this  
19 subsection shall be credited to the appropriation account under s. 20.435 (6) (gb).

20           2. ~~One-third of all~~ All moneys in excess of \$850,000 and up to \$1,275,000 plus  
21 one-third of moneys in excess of \$1,275,000 collected in each fiscal year from drug  
22 surcharges under this subsection shall be credited to the appropriation account  
23 under s. 20.505 (6) (ku).

24           **SECTION 3869.** 967.06 of the statutes is renumbered 967.06 (1) and amended  
25 to read:

1           967.06 (1) As soon as practicable after a person has been detained or arrested  
2 in connection with any offense which that is punishable by incarceration, or in  
3 connection with any civil commitment proceeding, or in any other situation in which  
4 a person is entitled to counsel regardless of ability to pay under the constitution or  
5 laws of the United States or this state, the person shall be informed of his or her right  
6 to counsel. ~~Persons~~

7           (2) (a) Except as provided in par. (b), a person entitled to counsel under sub.  
8 (1) who indicate indicates at any time that ~~they wish~~ he or she wants to be  
9 represented by a lawyer, and who ~~claim that they are~~ claims that he or she is not able  
10 to pay in full for a lawyer's services, shall immediately be permitted to contact the  
11 authority for indigency determinations specified under s. 977.07 (1). The authority  
12 for indigency determination in each county shall have daily telephone access to the  
13 county jail in order to identify all persons who are being held in the jail. The jail  
14 personnel shall provide by phone information requested by the authority.

15           (3) In any case in which the state public defender provides representation to  
16 an indigent person, the public defender may request that the applicable court  
17 reporter or clerk of circuit court prepare and transmit any transcript or court record.  
18 The request shall be complied with. The state public defender shall, from the  
19 appropriation under s. 20.550 (1) (f), compensate the court reporter or clerk of circuit  
20 court for the cost of preparing, handling, duplicating, and mailing the documents.

21           **SECTION 3870.** 967.06 (2) (b) of the statutes is created to read:

22           967.06 (2) (b) If the person indicating that he or she wants to be represented  
23 by a lawyer is detained under ch. 48, 51, 55, or 938, the person shall be referred for  
24 appointment of counsel as provided under s. 48.23 (4), 51.60, 55.105, or 938.23 (4),  
25 whichever is applicable.

1           **SECTION 3871.** 971.14 (3) (d) of the statutes is amended to read:

2           971.14 (3) (d) If the examiner reports that the defendant lacks competency, the  
3 examiner's opinion regarding the likelihood that the defendant, if provided  
4 treatment, may be restored to competency within the time period permitted under  
5 sub. (5) (a). The examiner shall provide an opinion as to whether the individual's  
6 treatment should occur in an inpatient facility designated by the department of  
7 health and family services, or should be conducted in a jail or a locked unit of a facility  
8 that has entered into a voluntary agreement with the state to serve as a location for  
9 treatment, or as a condition of bail or bond.

10           **SECTION 3872.** 971.14 (5) (a) of the statutes is amended to read:

11           971.14 (5) (a) If the court determines that the defendant is not competent but  
12 is likely to become competent within the period specified in this paragraph if  
13 provided with appropriate treatment, the court shall suspend the proceedings and  
14 commit the defendant to the custody of the department of health and family services  
15 for placement in an appropriate institution for the department to determine whether  
16 treatment shall occur in an appropriate institution designated by the department,  
17 or in a community-based treatment conducted in a jail or a locked unit of a facility  
18 that has entered into a voluntary agreement with the state to serve as a location for  
19 treatment, or as a condition of bail or bond, for a period of time not to exceed 12  
20 months, or the maximum sentence specified for the most serious offense with which  
21 the defendant is charged, whichever is less. Under this subsection, the department  
22 of health and family services may commence services to a person in jail but shall, as  
23 soon as possible, transfer that person to an institution or provide services to the  
24 person in a nonjail setting consistent with this subsection. Days spent in

1 commitment under this paragraph are considered days spent in custody under s.  
2 973.155.

3 **SECTION 3873.** 971.14 (5) (b) of the statutes is amended to read:

4 971.14 (5) (b) The defendant shall be periodically reexamined by the ~~treatment~~  
5 facility department of health and family services examiners. Written reports of  
6 examination shall be furnished to the court 3 months after commitment, 6 months  
7 after commitment, 9 months after commitment and within 30 days prior to the  
8 expiration of commitment. Each report shall indicate either that the defendant has  
9 become competent, that the defendant remains incompetent but that attainment of  
10 competency is likely within the remaining commitment period, or that the defendant  
11 has not made such progress that attainment of competency is likely within the  
12 remaining commitment period. Any report indicating such a lack of sufficient  
13 progress shall include the examiner's opinion regarding whether the defendant is  
14 mentally ill, alcoholic, drug dependent, developmentally disabled or infirm because  
15 of aging or other like incapacities.

16 **SECTION 3874.** 971.14 (5) (c) of the statutes is amended to read:

17 971.14 (5) (c) Upon receiving a report under par. (b), indicating the defendant  
18 has regained competency or is not competent and unlikely to become competent in  
19 the remaining commitment period, the court shall hold a hearing within 14 days of  
20 receipt of the report and the court shall proceed under sub. (4). If the court  
21 determines that the defendant has become competent, the defendant shall be  
22 discharged from commitment and the criminal proceeding shall be resumed. If the  
23 court determines that the defendant is making sufficient progress toward becoming  
24 competent, the commitment shall continue.

25 **SECTION 3875.** 971.17 (3) (e) of the statutes is amended to read:

1           971.17 (3) (e) An order for conditional release places the person in the custody  
2 and control of the department of health and family services. A conditionally released  
3 person is subject to the conditions set by the court and to the rules of the department  
4 of health and family services. Before a person is conditionally released by the court  
5 under this subsection, the court shall so notify the municipal police department and  
6 county sheriff for the area where the person will be residing. The notification  
7 requirement under this paragraph does not apply if a municipal department or  
8 county sheriff submits to the court a written statement waiving the right to be  
9 notified. If the department of health and family services alleges that a released  
10 person has violated any condition or rule, or that the safety of the person or others  
11 requires that conditional release be revoked, he or she may be taken into custody  
12 under the rules of the department. The department of health and family services  
13 shall submit a statement showing probable cause of the detention and a petition to  
14 revoke the order for conditional release to the committing court and the regional  
15 office of the state public defender responsible for handling cases in the county where  
16 the committing court is located within 48 72 hours after the detention, excluding  
17 Saturdays, Sundays, and legal holidays. The court shall hear the petition within 30  
18 days, unless the hearing or time deadline is waived by the detained person. Pending  
19 the revocation hearing, the department of health and family services may detain the  
20 person in a jail or in a hospital, center or facility specified by s. 51.15 (2). The state  
21 has the burden of proving by clear and convincing evidence that any rule or condition  
22 of release has been violated, or that the safety of the person or others requires that  
23 conditional release be revoked. If the court determines after hearing that any rule  
24 or condition of release has been violated, or that the safety of the person or others  
25 requires that conditional release be revoked, it may revoke the order for conditional

1 release and order that the released person be placed in an appropriate institution  
2 under s. 51.37 (3) until the expiration of the commitment or until again conditionally  
3 released under this section.

4 **SECTION 3876.** 971.23 (10) of the statutes is amended to read:

5 971.23 (10) PAYMENT OF PHOTOCOPY COPYING COSTS IN CASES INVOLVING INDIGENT  
6 DEFENDANTS. When the state public defender or a private attorney appointed under  
7 s. 977.08 requests photocopies copies, in any format, of any item that is discoverable  
8 under this section, the state public defender shall pay any fee charged for the  
9 photocopies copies from the appropriation under s. 20.550 (1) (f). If the person  
10 providing photocopies copies under this section charges the state public defender a  
11 fee for the photocopies copies, the fee may not exceed the actual, necessary, and direct  
12 cost of photocopying providing the copies.

13 **SECTION 3877.** 973.01 (4) of the statutes is amended to read:

14 973.01 (4) NO GOOD TIME; EXTENSION OR REDUCTION OF TERM OF IMPRISONMENT. A  
15 person sentenced to a bifurcated sentence under sub. (1) shall serve the term of  
16 confinement in prison portion of the sentence without reduction for good behavior.  
17 The term of confinement in prison portion is subject to extension under s. 302.113 (3)  
18 and, if applicable, to reduction under s. 302.045 (3m), 302.05 (3) (c) 2. a., 302.113 (9g),  
19 304.06 (1) (b), or 973.195 (1r).

20 **SECTION 3878.** 973.01 (7) of the statutes is amended to read:

21 973.01 (7) NO DISCHARGE. The department of corrections may not discharge a  
22 person who is serving a bifurcated sentence from custody, control and supervision  
23 until the person has served the entire bifurcated sentence, except as provided in s.  
24 304.06 (1) (b).

25 **SECTION 3879d.** 973.017 (2) (a) of the statutes is amended to read:

1           973.017 (2) (a) If the offense is a felony, the sentencing guidelines adopted by  
2 the sentencing commission ~~under s. 973.30~~ created under 2001 Wisconsin Act 109,  
3 or, if the sentencing commission has not adopted a guideline for the offense, any  
4 applicable temporary sentencing guideline adopted by the criminal penalties study  
5 committee created under 1997 Wisconsin Act 283.

6           **SECTION 3880.** 973.045 (1) (intro.) of the statutes is amended to read:

7           973.045 (1) (intro.) ~~Except as provided in sub. (1m), if~~ If a court imposes a  
8 sentence or places a person on probation, the court shall impose a crime victim and  
9 witness assistance surcharge calculated as follows:

10          **SECTION 3881.** 973.045 (1m) of the statutes is repealed and recreated to read:

11          973.045 (1m) (a) In this subsection, “civil offense” means an offense punishable  
12 by a forfeiture.

13          (b) If all of the following apply, the court shall impose a crime victim and witness  
14 assistance surcharge in addition to any forfeiture that it imposes:

15           1. The person is charged with one or more crimes in a complaint.

16           2. As a result of the complaint being amended, the person is charged with a civil  
17 offense in lieu of one of those crimes.

18           3. The court finds that the person committed that civil offense on or after the  
19 effective date of this subdivision .... [revisor inserts date].

20          (c) The amount of the surcharge imposed under par. (b) shall be the amount  
21 specified in sub. (1) (a) or (b), depending on whether the crime that was the subject  
22 of the amendment under par. (b) 2. was a misdemeanor or a felony.

23          **SECTION 3882.** 973.045 (1r) (b) of the statutes is created to read:

24          973.045 (1r) (b) The entire amount of any surcharge imposed under sub. (1m)  
25 shall be allocated to part A.



1           **SECTION 3883.** 973.045 (2m) of the statutes is created to read:

2           973.045 **(2m)** The secretary of administration shall credit part A of the crime  
3 victim and witness surcharge to the appropriation account under s. 20.455 (5) (g) and  
4 part B to the appropriation account under s. 20.455 (5) (gc).

5           **SECTION 3884.** 973.045 (3) (a) of the statutes is renumbered 973.045 (1r) (a),  
6 and 973.045 (1r) (a) (intro.), as renumbered, is amended to read:

7           973.045 **(1r)** (a) (intro.) The clerk shall record ~~the~~ any crime victim and witness  
8 surcharge imposed under sub. (1) in 2 parts. ~~Part A is the portion that the secretary~~  
9 ~~of administration shall credit to the appropriation account under s. 20.455 (5) (g) and~~  
10 ~~part B is the portion that the secretary of administration shall credit to the~~  
11 ~~appropriation account under s. 20.455 (5) (gc),~~ as follows:

12           **SECTION 3885.** 973.05 (2m) (r) of the statutes is amended to read:

13           973.05 **(2m)** (r) To payment of the enforcement surcharge under s. ~~253.06~~ 49.17  
14 (4) (c) until paid in full.

15           **SECTION 3885m.** 973.055 (1) (intro.) of the statutes is amended to read:

16           973.055 **(1)** (intro.) If a court imposes a sentence on an adult person or places  
17 an adult person on probation, regardless of whether any fine is imposed, the court  
18 shall impose a domestic abuse surcharge under ch. 814 of \$~~75~~ \$100 for each offense  
19 if:

20           **SECTION 3886.** 973.055 (3) of the statutes is amended to read:

21           973.055 **(3)** All moneys collected from domestic abuse surcharges shall be  
22 deposited by the secretary of administration in s. ~~20.435 (3)~~ 20.437 (1) (hh) and  
23 utilized in accordance with s. ~~46.95~~ 49.165.

24           **SECTION 3887.** 973.09 (1) (b) of the statutes is amended to read:

1           973.09 (1) (b) If the court places the person on probation, the court shall order  
2 the person to pay restitution under s. 973.20, unless the court finds there is  
3 substantial reason not to order restitution as a condition of probation. If the court  
4 does not require restitution to be paid to a victim, the court shall state its reason on  
5 the record. If the court does require restitution, it shall notify the department of  
6 justice of its decision if the victim may be eligible for compensation under subch. I  
7 of ch. 949.

8           **SECTION 3888.** 973.195 (1g) of the statutes is repealed.

9           **SECTION 3889.** 973.195 (1r) (a) of the statutes is amended to read:

10           973.195 (1r) (a) An inmate who is serving a sentence imposed under s. 973.01  
11 for a ~~crime other than a Class B~~ Class C to Class E felony may petition the sentencing  
12 court to adjust the sentence if the inmate has served at least ~~the applicable~~  
13 ~~percentage~~ 85 percent of the term of confinement in prison portion of the sentence.  
14 If an inmate is subject to more than one sentence imposed under this section, the  
15 sentences shall be treated individually for purposes of sentence adjustment under  
16 this subsection.

17           **SECTION 3890.** 973.195 (1r) (d) of the statutes is amended to read:

18           973.195 (1r) (d) If the sentence for which the inmate seeks adjustment is for  
19 an offense under s. 940.225 (2) ~~or (3)~~, 948.02 (2), 948.08, or 948.085, and the district  
20 attorney does not object to the petition within 10 days of receiving notice under par.  
21 (c), the district attorney shall notify the victim, as defined under s. 950.02 (4), of the  
22 inmate's petition. The notice to the victim shall include information on the sentence  
23 adjustment petition process under this subsection, including information on how to  
24 object to the inmate's petition. If the victim objects to adjustment of the inmate's

1 sentence within 45 days of the date on which the district attorney received notice  
2 under par. (c), the court shall deny the inmate's petition.

3 **SECTION 3891.** 973.20 (9) (a) of the statutes is amended to read:

4 973.20 (9) (a) If a crime victim is paid an award under subch. I of ch. 949 for  
5 any loss arising out of a criminal act, the state is subrogated to the rights of the victim  
6 to any restitution required by the court. The rights of the state are subordinate to  
7 the claims of victims who have suffered a loss arising out of the offenses or any  
8 transaction which is part of the same continuous scheme of criminal activity.

9 **SECTION 3892.** 973.20 (9) (b) of the statutes is amended to read:

10 973.20 (9) (b) When restitution is ordered, the court shall inquire to see if an  
11 award has been made under subch. I of ch. 949 and if the department of justice is  
12 subrogated to the cause of action under s. 949.15. If the restitution ordered is less  
13 than or equal to the award under subch. I of ch. 949, the restitution shall be ~~paid only~~  
14 ~~to the general fund~~ credited to the appropriation account under s. 20.455 (5) (hh).  
15 If the restitution ordered is greater than the award under subch. I of ch. 949, the  
16 ~~general fund shall receive~~ an amount equal to the award under subch. I of ch. 949  
17 shall be credited to the appropriation account under s. 20.455 (5) (hh) and the balance  
18 shall be paid to the victim.

19 **SECTION 3893.** 973.30 of the statutes is repealed.

20 **SECTION 3907.** 974.07 (4) (b) of the statutes is amended to read:

21 974.07 (4) (b) Notwithstanding the limitation on the disclosure of mailing  
22 addresses from completed information cards submitted by victims under ss. 51.37  
23 (10) (dx), 301.046 (4) (d), 301.048 (4m) (d), 301.38 (4), 302.105 (4), 304.06 (1) (f),  
24 304.063 (4), 938.51 (2), 971.17 (6m) (d), and 980.11 (4), the department of corrections,  
25 the ~~parole~~ earned release review commission, and the department of health and

1 family services shall, upon request, assist clerks of court in obtaining information  
2 regarding the mailing address of victims for the purpose of sending copies of motions  
3 and notices of hearings under par. (a).

4 **SECTION 3908.** 976.03 (23) (c) of the statutes is amended to read:

5 976.03 (23) (c) The application shall be verified by affidavit, shall be executed  
6 in duplicate and shall be accompanied by 2 certified copies of the indictment  
7 returned, or information and affidavit filed, or of the complaint made to a judge,  
8 stating the offense with which the accused is charged, or of the judgment of  
9 conviction or of the sentence. The prosecuting officer, ~~parole~~ earned release review  
10 commission, warden or sheriff may also attach such further affidavits and other  
11 documents in duplicate as he, she or it deems proper to be submitted with the  
12 application. One copy of the application, with the action of the governor indicated  
13 by endorsement thereon, and one of the certified copies of the indictment, complaint,  
14 information and affidavits, or of the judgment of conviction or of the sentence shall  
15 be filed in the office of the governor to remain of record in that office. The other copies  
16 of all papers shall be forwarded with the governor's requisition.

17 **SECTION 3909.** 977.02 (2m) of the statutes is amended to read:

18 977.02 (2m) Promulgate rules regarding eligibility for legal services under this  
19 chapter, including legal services for ~~children~~ persons who are entitled to be  
20 represented by counsel without a determination of indigency, as provided in s. 48.23  
21 (4), 51.60, 55.105, or 938.23 (4).

22 **SECTION 3910.** 977.02 (3) of the statutes is amended to read:

23 977.02 (3) Promulgate rules regarding the determination of indigency of  
24 persons entitled to be represented by counsel, other than ~~children~~ persons who are  
25 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23,

1 including the time period in which the determination must be made and the criteria  
2 to be used to determine indigency and partial indigency.

3 **SECTION 3911.** 977.05 (4) (gm) of the statutes is amended to read:

4 977.05 (4) (gm) In accordance with the standards under pars. (h) and (i), accept  
5 referrals from judges and courts for the provision of legal services without a  
6 determination of indigency of ~~children~~ persons who are entitled to be represented by  
7 counsel under s. 48.23, 51.60, 55.105, or 938.23, appoint counsel in accordance with  
8 contracts and policies of the board, and inform the referring judge or court of the  
9 name and address of the specific attorney who has been assigned to the case.

10 **SECTION 3912.** 977.05 (4) (h) of the statutes is amended to read:

11 977.05 (4) (h) Accept requests for legal services from ~~children~~ persons who are  
12 entitled to be represented by counsel under s. 48.23, 51.60, 55.105, or 938.23 and  
13 from indigent persons who are entitled to be represented by counsel under s. 967.06  
14 or who are otherwise so entitled under the constitution or laws of the United States  
15 or this state and provide such persons with legal services when, in the discretion of  
16 the state public defender, such provision of legal services is appropriate.

17 **SECTION 3913.** 977.05 (4) (i) 8. of the statutes is amended to read:

18 977.05 (4) (i) 8. Cases involving individuals who are subject to petitions for  
19 protective placement or involuntary administration of psychotropic medication  
20 under ch. 55.

21 **SECTION 3914.** 977.06 (2) (a) of the statutes is amended to read:

22 977.06 (2) (a) A person seeking to have counsel assigned for him or her under  
23 s. 977.08, other than a ~~child~~ person who is entitled to be represented by counsel under  
24 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that he or she has  
25 not disposed of any assets for the purpose of qualifying for that assignment of

1 counsel. If the representative or authority making the indigency determination  
2 finds that any asset was disposed of for less than its fair market value for the purpose  
3 of obtaining that assignment of counsel, the asset shall be counted under s. 977.07  
4 (2) at its fair market value at the time it was disposed of, minus the amount of  
5 compensation received for the asset.

6 **SECTION 3915.** 977.06 (2) (am) of the statutes is amended to read:

7 977.06 (2) (am) A person seeking to have counsel assigned for him or her under  
8 s. 977.08, other than a child person who is entitled to be represented by counsel under  
9 s. 48.23, 51.60, 55.105, or 938.23, shall sign a statement declaring that the  
10 information that he or she has given to determine eligibility for assignment of  
11 counsel he or she believes to be true and that he or she is informed that he or she is  
12 subject to the penalty under par. (b).

13 **SECTION 3916.** 977.06 (4) (bm) of the statutes is amended to read:

14 977.06 (4) (bm) In response to a request for information under s. 49.22 (2m)  
15 made by the department of ~~workforce development~~ children and families or a county  
16 child support agency under s. 59.53 (5), the state public defender shall provide the  
17 name and address of an individual, the name and address of the individual's  
18 employer and financial information related to the individual, if the name, address  
19 or financial information is included in any statement, affidavit or other information  
20 provided by the individual regarding financial eligibility under s. 977.07 and if, at  
21 the time the request for information is made, the individual is represented by the  
22 state public defender or by counsel assigned under s. 977.08.

23 **SECTION 3917.** 977.07 (1) (a) of the statutes is amended to read:

24 977.07 (1) (a) Determination of indigency for persons entitled to counsel shall  
25 be made as soon as possible and shall be in accordance with the rules promulgated

1 by the board under s. 977.02 (3) and the system established under s. 977.06. No  
2 determination of indigency is required for a child person who is entitled to be  
3 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23.

4 **SECTION 3918.** 977.07 (1) (c) of the statutes is amended to read:

5 977.07 (1) (c) For all referrals made under ss. 809.107, 809.30, 974.06 (3) (b)  
6 and 974.07 (11), except a referral of a child person who is entitled to be represented  
7 by counsel under s. 48.23, 51.60, 55.105, or 938.23, a representative of the state  
8 public defender shall determine indigency. For referrals made under ss. 809.107,  
9 809.30 and 974.06 (3) (b), except a referral of a child person who is entitled to be  
10 represented by counsel under s. 48.23, 51.60, 55.105, or 938.23, the representative  
11 of the state public defender may, unless a request for redetermination has been filed  
12 under s. 809.30 (2) (d) or the person's request for representation states that his or her  
13 financial circumstances have materially improved, rely upon a determination of  
14 indigency made for purposes of trial representation under this section.

15 **SECTION 3919.** 977.075 (1g) of the statutes is created to read:

16 977.075 (1g) In this section, "client responsible for payment" means a client of  
17 the state public defender other than a client entitled to legal representation without  
18 a determination of indigency.

19 **SECTION 3920.** 977.075 (3) of the statutes is amended to read:

20 977.075 (3) The board shall establish by rule a fee schedule that sets the  
21 amount that a ~~person, other than a parent~~ subject to s. 48.275 (2) (b) or 938.275 (2)  
22 ~~(b), who is~~ client responsible for payment for legal representation shall pay for the  
23 cost of the legal representation if the ~~person~~ client does not pay the applicable  
24 discount fee under sub. (3m). The schedule shall establish a fee for a given type of

1 case, and the fee for a given type of case shall be based on the average cost, as  
2 determined by the board, for representation for that type of case.

3 **SECTION 3921.** 977.075 (3m) of the statutes is amended to read:

4 977.075 (3m) The board shall establish by rule a fee schedule that sets the  
5 discount amount that a ~~person, other than a parent~~ subject to s. 48.275 (2) (b) or  
6 ~~938.275 (2) (b), who is~~ client responsible for payment for legal representation, may  
7 pay during a time period established by rule instead of paying the applicable fee  
8 under sub. (3). The fee schedule shall establish a discount fee for each type of case  
9 included in the schedule under sub. (3). If a ~~person~~ client responsible for payment  
10 pays the applicable discount fee within the time period established under this  
11 section, the ~~person~~ client may not be held liable for any additional payment for  
12 counsel.

13 **SECTION 3922.** 977.075 (4) of the statutes is created to read:

14 977.075 (4) The board shall establish by rule a fee schedule that sets the  
15 maximum amount that a parent subject to s. 48.275 (2) (b) or 938.275 (2) (b) shall pay  
16 as reimbursement for legal services and sets the maximum amount that a person  
17 subject to s. 51.605 or 55.107 shall pay as reimbursement for legal services. The  
18 maximum amounts under this subsection shall be based on the average cost, as  
19 determined by the board, for each applicable type of case.

20 **SECTION 3923.** 977.08 (1) of the statutes is amended to read:

21 977.08 (1) If the representative or the authority for indigency determinations  
22 specified under s. 977.07 (1) refers a case to or within the office of the state public  
23 defender or if a case is referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4), the  
24 state public defender shall assign counsel according to subs. (3) and (4). If a



1 defendant makes a request for change of attorney assignment, the change of attorney  
2 must be approved by the circuit court.

3 **SECTION 3924.** 977.08 (2) (intro.) of the statutes is amended to read:

4 977.08 (2) (intro.) All attorneys in a county shall be notified in writing by the  
5 state public defender that a set of lists is being prepared of attorneys willing to  
6 represent ~~children~~ persons referred under s. 48.23 (4), 51.60, 55.105, or 938.23 (4)  
7 and indigent clients in the following:

8 **SECTION 3925.** 977.08 (2) (d) of the statutes is repealed.

9 **SECTION 3926.** 977.085 (3) of the statutes is amended to read:

10 977.085 (3) The board shall provide quarterly reports to the joint committee  
11 on finance on the status of reimbursement for or recoupment of payments under ss.  
12 48.275, 51.605, 55.107, 757.66, 938.275, 977.06, 977.07 (2), 977.075 and 977.076,  
13 including the amount of revenue generated by reimbursement and recoupment. The  
14 quarterly reports shall include any alternative means suggested by the board to  
15 improve reimbursement and recoupment procedures and to increase the amount of  
16 revenue generated. The department of justice, district attorneys, circuit courts and  
17 applicable county agencies shall cooperate by providing any necessary information  
18 to the state public defender.

19 **SECTION 3926p.** 978.01 (2) (b) of the statutes is amended to read:

20 978.01 (2) (b) A district attorney serves on a part-time basis if his or her  
21 prosecutorial unit consists of Buffalo, Florence, or Pepin, ~~Trempealeau or Vernon~~  
22 county.

23 **SECTION 3927.** 978.05 (4m) of the statutes is amended to read:

1           978.05 (4m) WELFARE FRAUD INVESTIGATIONS. Cooperate with the departments  
2 of ~~workforce development~~ children and families and health and family services  
3 regarding the fraud investigation programs under ss. 49.197 (1m) and 49.845 (1).

4           **SECTION 3928.** 980.036 (10) of the statutes is amended to read:

5           980.036 (10) PAYMENT OF ~~PHOTOCOPY~~ COPYING COSTS IN CASES INVOLVING INDIGENT  
6 RESPONDENTS. When the state public defender or a private attorney appointed under  
7 s. 977.08 requests ~~photocopies~~ copies, in any format, of any item that is discoverable  
8 under this section, the state public defender shall pay any fee charged for the  
9 ~~photocopies~~ copies from the appropriation under s. 20.550 (1) (a). If the person  
10 providing ~~photocopies~~ copies under this section charges the state public defender a  
11 fee for the ~~photocopies~~ copies, the fee may not exceed the actual, necessary, and,  
12 direct cost of ~~photocopying~~ providing the copies.

13           **SECTION 3929.** 980.08 (9) of the statutes, as created by 2005 Wisconsin Act 431,  
14 is renumbered 980.08 (9) (a).

15           **SECTION 3930.** 980.08 (9) (b) of the statutes is created to read:

16           980.08 (9) (b) The department of corrections may contract for the escort  
17 services under par. (a).

18           **SECTION 3931.** 985.01 (1g) of the statutes is amended to read:

19           985.01 (1g) “Governing body” has the meaning given in s. 345.05 (1) (b) and  
20 includes a ~~family~~ long-term care district board under s. 46.2895.

21           **SECTION 3932.** 985.01 (3) of the statutes is amended to read:

22           985.01 (3) “Municipality” has the meaning in s. 345.05 (1) (c) and includes a  
23 ~~family~~ long-term care district under s. 46.2895.

24           **SECTION 3934.** 995.67 (1) (a) of the statutes is amended to read:

1           995.67 (1) (a) "Domestic abuse" has the meaning given in s. ~~46.95~~ 49.165 (1)  
2 (a).

3           **SECTION 3934b.** 2001 Wisconsin Act 16, section 9107 (13r) is repealed.

4           **SECTION 3935.** 2003 Wisconsin Act 33, section 9159 (4f) is repealed.

5           **SECTION 3936.** 2005 Wisconsin Act 25, section 9101 (4) (b) and (c) is amended  
6 to read:

7           [2005 Wisconsin Act 25] Section 9101 (4) (b) ~~the secretary~~ The department of  
8 administration ~~shall submit a report to the secretary of the building commission~~  
9 ~~containing an inventory of his or her recommendations to offer specified state~~  
10 ~~properties~~ may offer any parcel of state-owned real property for sale under in  
11 accordance with section 16.848 of the statutes, as created by this act, if the property  
12 is eligible for sale under that section and this subsection. If the department of  
13 administration receives an offer to purchase the property, the secretary of  
14 administration may submit a report to the secretary of the building commission  
15 recommending acceptance of the offer. The report shall contain a description of the  
16 property and the reasons therefor. A property may be included in the inventory for  
17 the recommendation. The secretary of administration may recommend the sale of  
18 a property with or without approval of the state agency having jurisdiction of the  
19 property. If, during the period on or before June 30, 2007, or the period beginning  
20 on the effective date of this paragraph and ending on June 30, 2009, the building  
21 commission votes to approve the sale of any offer to purchase the property included  
22 in the inventory, the department of administration may offer sell the property for sale  
23 ~~under section 16.848 of the statutes, as created by this act.~~

1 (c) This subsection does not apply during the period beginning after June 30,  
2 2007 and ending the day before the effective date of this paragraph, nor during the  
3 period after June 30, 2009.

4 **SECTION 3936m.** 2005 Wisconsin Act 25, section 9105 (9) is amended to read:

5 [2005 Wisconsin Act 25] Section 9105 (9) COLUMBIA ST. MARY'S—COLUMBIA  
6 CAMPUS. Notwithstanding section 18.04 (1) and (2) of the statutes, no public debt  
7 authorized for the acquisition and remodeling of the Columbia campus medical  
8 facilities, as enumerated in subsection (1) (h) 1. and 3., may be contracted until after  
9 June 30, ~~2007~~ 2009. Beginning on July 1, ~~2007~~ 2009, and ending on June 30, ~~2009~~  
10 2011, not more than 50 percent of the general fund supported borrowing and 50  
11 percent of the program revenue supported borrowing authorized for the acquisition  
12 and remodeling of the Columbia campus medical facilities may be incurred.  
13 Beginning on July 1, ~~2009~~ 2011, the remainder of the general fund supported  
14 borrowing and program revenue supported borrowing authorized for the acquisition  
15 and remodeling of the Columbia campus medical facilities may be incurred.

16 **SECTION 3937.** 2005 Wisconsin Act 25, section 9152 (5) is amended to read:

17 [2005 Wisconsin Act 25] Section 9152 (5) SALE OF REAL PROPERTY. If the Board  
18 of Regents of the University of Wisconsin System sells any real property under its  
19 jurisdiction during the period prior to July 1, 2007, and the period beginning on the  
20 effective date of this subsection and ending on June 30, 2009, the board shall credit  
21 the net proceeds of the sale to the appropriation account under section 20.285 (1) (iz)  
22 of the statutes, as affected by this act, except that if there is any outstanding public  
23 debt used to finance the acquisition, construction, or improvement of any property  
24 that is sold, the board shall deposit a sufficient amount of the net proceeds from the  
25 sale of the property in the bond security and redemption fund under section 18.09

1 of the statutes to repay the principal and pay the interest on the debt, and any  
2 premium due upon refunding any of the debt. If the property was acquired,  
3 constructed, or improved with federal financial assistance, the board shall pay to the  
4 federal government any of the net proceeds required by federal law. If the property  
5 was acquired by gift or grant or acquired with gift or grant funds, the board shall  
6 adhere to any restriction governing use of the proceeds.

7 **SECTION 3938b.** 2007 Wisconsin Act 1, section 210 (3) is amended to read:

8 [2007 Wisconsin Act 1] Section 210 (3) The unencumbered balance in the  
9 appropriation account under section 20.521 (1) (g) of the statutes is transferred to the  
10 appropriation account under section 20.511 (1) (i) (im) of the statutes, as created by  
11 ~~this act~~ 2007 Wisconsin Act .... (Senate Bill 40).

12 **SECTION 3938c.** 2007 Wisconsin Act 1, section 211 (4) is created to read:

13 [2007 Wisconsin Act 1] Section 211 (4) The treatment of sections 5.05 (11), 7.08  
14 (7), 7.31 (5), 20.510 (intro.) and (1) (title), (a), (b), (bm), (c), (d), (g), (gm), (h), (i), (j),  
15 (q), (t), and (x), 20.511 (1) (h) and (i), and 20.521 (intro.) and (1) (title), (a), (b), (g), (h),  
16 and (i) of the statutes and SECTION 210 (1) to (4) of this act take effect on the initiation  
17 date specified in SECTION 209 (1) or on the day after publication of the 2007 biennial  
18 budget act, whichever is earlier.

19 **SECTION 9101. Nonstatutory provisions; Administration.**

20 (2) EMPLOYEE TRANSFERS TO PUBLIC SERVICE COMMISSION. On the effective date  
21 of this subsection, all incumbent employees holding positions having responsibility  
22 for administering energy conservation and efficiency and renewable resource  
23 programs under section 16.957 of the statutes, as determined by the secretary of  
24 administration, are transferred to the public service commission. The employees  
25 transferred under this subsection have all the rights and the same status under

1 subchapter V of chapter 111 and chapter 230 of the statutes, as affected by this act,  
2 in the public service commission that they enjoyed in the department of  
3 administration immediately before the transfer. Notwithstanding section 230.28 (4)  
4 of the statutes, no employee so transferred who has attained permanent status in  
5 class is required to serve a probationary period.

6 (3) TREATMENT ALTERNATIVES AND DIVERSION GRANT. By December 1, 2007, the  
7 county that has the highest violent crime rate, as reported by the office of justice  
8 assistance, shall submit an application to the office of justice assistance for a grant  
9 under section 16.964 (12) (b) of the statutes. Upon approval of the county's grant  
10 application, the office of justice assistance shall from the appropriation under section  
11 20.505 (6) (b) of the statutes, as affected by this act, award \$375,000 to the county  
12 for the calendar year beginning January 1, 2008.

13 (4) ASSESS, INFORM, AND MEASURE GRANT.

14 (a) By December 1, 2007, the county that has the highest violent crime rate, as  
15 reported by the office of justice assistance, shall submit a plan to the office of justice  
16 assistance for conducting presentencing assessments for the purpose of providing  
17 courts information for sentencing decisions. The plan shall include all of the  
18 following components:

19 1. Identification of a target group of offenders from among persons who are  
20 convicted of a Class F, G, H, or I felony or a misdemeanor whom the county shall  
21 assess.

22 2. Assessment of persons in the target group to determine the risk that they  
23 will commit further crimes, their needs that are directly related to criminal behavior,  
24 the likelihood that they will respond positively to community-based treatment for

1 the assessed needs, as well as an assessment of the availability of community-based  
2 treatment programs to serve the offenders.

3 3. Collection and dissemination of information relating to the accuracy of  
4 assessments performed, the value and usefulness of information contained in the  
5 assessment reports for purposes of making sentencing decisions, the effectiveness of  
6 community-based treatment programs in addressing the assessed needs of  
7 offenders, and the effect of the treatment programs with respect to recidivism.

8 4. Annual evaluation of the plan.

9 (b) Upon approval of a county plan submitted under paragraph (a), the office  
10 of justice assistance shall from the appropriation under section 20.505 (6) (b) of the  
11 statutes, as affected by this act, award the county \$500,000 for the calendar year  
12 beginning January 1, 2009, to perform presentencing assessments of offenders. At  
13 least 50 percent of the assessments performed by a county with funding provided  
14 under this subsection shall be of persons subject to sentencing in connection with a  
15 felony.

16 (5) YOUTH DIVERSION GRANT REDUCTIONS.

17 (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the  
18 statutes, as affected by this act, the office of justice assistance in the department of  
19 administration shall reduce the amount of money allocated under section 16.964 (8)  
20 (a) of the statutes, as affected by this act, by \$10,000 in each of fiscal years 2007-08  
21 and 2008-09.

22 (b) Notwithstanding the amounts specified under section 16.964 (8) (c) of the  
23 statutes, as affected by this act, the office of justice assistance in the department of  
24 administration shall reduce the amount of money allocated for each of the 4 contracts  
25 that are funded with moneys from the appropriation accounts under section 20.505

1 (6) (d) of the statutes, as affected by this act, by \$3,000 in each of fiscal years 2007–08  
2 and 2008–09 and shall reduce the amount of money allocated for the contract that  
3 is funded only with moneys from the appropriation account under section 20.505 (6)  
4 (kj) of the statutes, as affected by this act, by \$3,100 in each of fiscal years 2007–08  
5 and 2008–09.

6 (6f) MOBILE DATA COMPUTERS FOR CITY OF FORT ATKINSON. From the appropriation  
7 account under section 20.505 (6) (p) of the statutes, the office of justice assistance in  
8 the department of administration shall provide to the city of Fort Atkinson a grant  
9 of \$61,400 in fiscal year 2007–08 to purchase mobile data computers for law  
10 enforcement vehicles.

11 (6L) FEDERAL BYRNE JUSTICE ASSISTANCE GRANT FUNDING FOR  
12 MULTIJURISDICTIONAL ENFORCEMENT GROUPS. For the 2007–08 and 2008–09 fiscal  
13 years, the department of administration shall allocate to multijurisdictional  
14 enforcement groups 44 percent of the federal Byrne Justice Assistance Grant awards  
15 appropriated under section 20.505 (6) (p) of the statutes.

16 (6Lj) FEDERAL BYRNE JUSTICE ASSISTANCE GRANT FUNDING FOR WISCONSIN CASA  
17 ASSOCIATION. In each of fiscal years 2007–08 and 2008–09, the office of justice  
18 assistance in the department of administration shall distribute \$150,000 of the  
19 federal Byrne Justice Assistance Grant awards appropriated under section 20.505  
20 (6) (p) of the statutes to the Wisconsin CASA Association for the support, assistance,  
21 and development of court–appointed special advocate programs under section 48.07  
22 (5) of the statutes.

23 (7f) FUNDING FOR AN EMERGENCY GENERATOR FOR THE TOWN OF SUMNER. From the  
24 appropriation account under section 20.505 (6) (mb) of the statutes, the office of  
25 justice assistance in the department of administration shall provide a grant of



1       \$10,000 in fiscal year 2007-08 to purchase an emergency generator for the town of  
2       Sumner in Jefferson County.

3           (7h) GRANT FOR JUVENILE CRIME PREVENTION. Beginning on January 1, 2008,  
4       from the appropriation account under section 20.505 (6) (p) of the statutes, the office  
5       of justice assistance in the department of administration shall provide a 3-year  
6       grant, totaling \$112,500 to the Cops-N-Kids Reading Program in the city of Racine.

7           (7k) INFORMATION TECHNOLOGY DEVELOPMENT ASSISTANCE TO ELECTIONS BOARD AND  
8       GOVERNMENT ACCOUNTABILITY BOARD. The department of administration shall:

9           (a) Assist the elections board, prior to its termination, or the government  
10       accountability board, thereafter, in the selection of a vendor to complete the board's  
11       database conversion project.

12           (b) Designate a staff person to provide to the elections board, prior to its  
13       termination, or the government accountability board, thereafter, quality assurance  
14       for information technology development work completed in connection with  
15       conversion of the board's campaign finance database.

16           (7t) YOUTH COURT COORDINATOR. From the appropriation account under section  
17       20.505 (6) (p) of the statutes, the office of justice assistance in the department of  
18       administration shall distribute \$58,000 in each of fiscal years 2007-08 and 2008-09  
19       to an entity in Dane County for the employment of a full-time youth court  
20       coordinator to expand the number of youth courts in that county.

21           (8i) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
22       later than January 1, 2008, the department of administration shall submit for review  
23       by the joint legislative audit committee and for approval by the joint committee on  
24       information policy and technology a preliminary draft of the policies required under  
25       section 16.971 (2) (Lg) 1. of the statutes, as created by this act.

1 (8j) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.

2 The department of administration shall submit in proper form the rules required  
3 under section 16.973 (10) of the statutes, as created by this act, to the legislative  
4 council staff under section 227.15 (1) of the statutes no later than June 30, 2008.

5 (9q) INFORMATION TECHNOLOGY SERVER CONSOLIDATION STUDY AND SUPPLEMENTAL  
6 APPROPRIATION.

7 (a) The department of administration may not request the joint committee on  
8 finance to supplement, from the appropriation under section 20.865 (4) (g) of the  
9 statutes, the appropriation under section 20.505 (1) (kL) of the statutes, as affected  
10 by this act, for the purpose of continuing the consolidation of certain executive  
11 branch agency information technology functions until all of the following occur:

12 1. The department of administration completes, in consultation with other  
13 executive branch agencies, a study of the ongoing information technology server  
14 consolidation project which includes all of the following information:

15 a. A revised timeline for completion of server consolidation.

16 b. A revised analysis of the costs and benefits of proceeding with the server  
17 consolidation project, including a full-cost estimate which identifies the costs  
18 associated with leasing the existing space for the server consolidation project, any  
19 costs or savings which could be realized by leasing less space for the server  
20 consolidation project were the project to be scaled back, the costs of moving the server  
21 consolidation project to an alternate location, and the cost of retaining independent  
22 servers at executive branch agencies.

23 2. The department of administration submits the consolidation study required  
24 under subdivision 1. for review by the joint committee on finance and the joint  
25 committee on information policy and technology or, if the joint committee on

1 information policy and technology is not organized, the joint legislative audit  
2 committee.

3 (b) For the purpose under paragraph (a), the joint committee on finance may  
4 not supplement the appropriation under section 20.505 (1) (kL) of the statutes, as  
5 affected by this act, in fiscal year 2007-08, and may not supplement the  
6 appropriation under section 20.505 (1) (kL) of the statutes, as affected by this act, by  
7 more than \$2,352,800 in fiscal year 2008-09.

8 (10q) POSITION AUTHORIZATIONS; BOARD FOR PEOPLE WITH DEVELOPMENTAL  
9 DISABILITIES. There is authorized for the board for people with developmental  
10 disabilities 7.75 FTE FED positions to be funded from the appropriation under  
11 section 20.434 (1) (mc) of the statutes, as created by this act.

12 **SECTION 9102. Nonstatutory provisions; Aging and Long-Term Care**  
13 **Board.**

14 **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
15 **Consumer Protection.**

16 (1k) PRESCRIPTION DRUG COLLECTION GRANT RULES. Using the procedure under  
17 section 227.24 of the statutes, the department of agriculture, trade and consumer  
18 protection may promulgate a rule necessary to authorize grants for programs to  
19 collect unwanted prescription drugs under section 93.57 of the statutes, as affected  
20 by this act, for the period before the effective date of the permanent rule necessary  
21 to authorize those grants, but not to exceed the period authorized under section  
22 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b),  
23 and (3) of the statutes, the department is not required to provide evidence that  
24 promulgating a rule under this subsection as an emergency rule is necessary for the

1 preservation of the public peace, health, safety, or welfare and is not required to  
2 provide a finding of emergency for a rule promulgated under this subsection.

3 (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The department of  
4 agriculture, trade and consumer protection shall provide \$71,000 in fiscal year  
5 2007-08 and \$71,000 in fiscal year 2008-09 from the appropriation under section  
6 20.115 (7) (t) of the statutes, as created by this act, to the International Crane  
7 Foundation for costs associated with a sandhill crane crop depredation project if the  
8 International Crane Foundation provides funding for the project from other sources  
9 equal to at least 70 percent of the amount to be provided under this subsection.

10 (3i) EMERGENCY RULES FOR BUY LOCAL, BUY WISCONSIN PROGRAM. The department  
11 of agriculture, trade and consumer protection may promulgate emergency rules  
12 under section 227.24 of the statutes implementing section 93.48 of the statutes, as  
13 created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,  
14 emergency rules promulgated under this subsection remain in effect until the first  
15 day of the 19th month beginning after the effective date of this subsection or the date  
16 on which permanent rules take effect, whichever is sooner. Notwithstanding section  
17 227.24 (1) (a) and (3) of the statutes, the department of agriculture, trade and  
18 consumer protection is not required to provide evidence that promulgating a rule  
19 under this subsection as an emergency rule is necessary for the preservation of public  
20 peace, health, safety, or welfare and is not required to provide a finding of emergency  
21 for a rule promulgated under this subsection.

22 (4u) GRANTS FOR SOYBEAN CRUSHING FACILITIES. During the 2007-09 fiscal  
23 biennium, the department of agriculture, trade and consumer protection shall make  
24 grants from the appropriation under section 20.115 (4) (qm) of the statutes, as

1 created by this act, for the construction of soybean crushing facilities with the  
2 capacity to process more than 20,000,000 bushels of soybeans per year.

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

4 (1j) ONETIME GRANTS. From the appropriation account under section 20.215 (1)  
5 (fm) of the statutes, as created by this act, the arts board shall distribute grants as  
6 follows:

7 (a) *Lake Superior Big Top Chautauqua*. A grant of \$25,000 in fiscal year  
8 2007-08 to the Lake Superior Big Top Chautauqua performing arts center in the  
9 county of Bayfield.

10 (b) *Ko-Thi Dance Company*. A grant of \$10,000 in fiscal year 2007-08 to the  
11 Ko-Thi Dance Company in the city of Milwaukee.

12 (c) *African American Children's Theater*. A grant of \$5,000 in fiscal year  
13 2007-08 to the African American Children's Theater in the city of Milwaukee.

14 **SECTION 9105. Nonstatutory provisions; Building Commission.**

15 (1) 2007-09 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years  
16 beginning on July 1, 2007, and ending on June 30, 2009, the Authorized State  
17 Building Program is as follows:

18 (a) DEPARTMENT OF ADMINISTRATION

19 1. *Projects financed by existing general fund supported*  
20 *borrowing authority:*

21 Preservation and storage facility — Dane County \$ 15,000,000

22 (Total project all funding sources \$25,000,000)

1	2. <i>Projects financed by program revenue supported</i>	
2	<i>borrowing:</i>	
3	General Executive Facility 3 renovation —	5,304,000
4	Madison	
5	Preservation and storage facility — Dane County	10,000,000
6	(Total project all funding sources \$25,000,000)	
7	State Transportation Building replacement —	
8	Madison	50,000,000
9	3. <i>Agency totals:</i>	
10	Existing general fund supported borrowing	
11	authority	15,000,000
12	Program revenue supported borrowing	<u>65,304,000</u>
13	Total — All sources of funds	\$ 80,304,000
14	(b) DEPARTMENT OF CORRECTIONS	
15	1. <i>Projects financed by general fund supported</i>	
16	<i>borrowing:</i>	
17	Kettle Moraine Correctional Institution health	
18	services unit	\$ 4,831,700
19	Racine Correctional Institution food preparation	
20	building	5,424,800
21	2. <i>Agency totals:</i>	
22	General fund supported borrowing	<u>10,256,500</u>

1	Total — All sources of funds	\$ 10,256,500
2	(c) EDUCATIONAL COMMUNICATIONS BOARD	
3	1. <i>Projects financed by general fund supported</i>	
4	<i>borrowing:</i>	
5	WHHI-FM Tower replacement — Highland	\$ 1,023,400
6	2. <i>Agency totals:</i>	
7	General fund supported borrowing	<u>1,023,400</u>
8	Total — All sources of funds	\$ 1,023,400
9	(d) DEPARTMENT OF HEALTH AND FAMILY SERVICES	
10	1. <i>Projects financed by general fund supported</i>	
11	<i>borrowing:</i>	
12	Sand Ridge Secure Treatment Center 300-bed	
13	addition	\$ 34,000,000
14	Wisconsin Resource Center 45-bed female	
15	treatment unit	11,056,000
16	2. <i>Agency totals:</i>	
17	General fund supported borrowing	<u>45,056,000</u>
18	Total — All sources of funds	\$ 45,056,000
19	(e) DEPARTMENT OF MILITARY AFFAIRS	
20	1. <i>Projects financed by general fund supported</i>	
21	<i>borrowing:</i>	

1	Armed Forces Reserve Center replacement —	
2	Dane County	\$ 5,308,600
3	(Total project all funding sources \$38,308,600)	
4	<i>2. Projects financed by federal funds:</i>	
5	Aircraft maintenance hangar remodeling — West	
6	Bend	749,000
7	Armed Forces Reserve Center replacement —	
8	Dane County	33,000,000
9	(Total project all funding sources \$38,308,600)	
10	Motor vehicle storage buildings — Rice Lake and	
11	Wausau	1,500,000
12	<i>3. Agency totals:</i>	
13	General fund supported borrowing	5,308,600
14	Federal funds	<u>35,249,000</u>
15	Total — All sources of funds	\$ 40,557,600
16	(f) DEPARTMENT OF NATURAL RESOURCES	
17	<i>1. Projects financed by existing general fund supported</i>	
18	<i>borrowing authority — stewardship property</i>	
19	<i>development and local assistance funds:</i>	
20	Governor Thompson State Park initial	
21	development	\$ 3,524,900
22	Hank Aaron State Trail western extension	320,000



1	(Total project all funding sources \$1,600,000)	
2	Park entrance and visitor stations — Blue	
3	Mound, Council Grounds, and Wildcat	
4	Mountain state parks	2,345,100
5	<i>2. Projects financed by segregated fund supported</i>	
6	<i>borrowing:</i>	
7	Northern region co-headquarters — Spooner	4,494,600
8	Ranger station replacements — Plover, Prentice,	
9	and Tomah	4,122,700
10	Wild Rose State Fish Hatchery renovation —	
11	Phase 2.5	6,000,000
12	(Total project all funding sources \$9,000,000)	
13	Wilson Nursery expansion — Phase 2	644,900
14	<i>3. Projects financed by federal funds:</i>	
15	Hank Aaron State Trail western extension	1,280,000
16	(Total project all funding sources \$1,600,000)	
17	Wild Rose State Fish Hatchery renovation —	
18	Phase 2.5	3,000,000
19	(Total project all funding sources \$9,000,000)	
20	<i>4. Agency totals:</i>	

1	Existing general fund supported borrowing	
2	authority — stewardship property development	
3	and local assistance funds	6,190,000
4	Segregated fund supported borrowing	15,262,200
5	Federal funds	<u>4,280,000</u>
6	Total — All sources of funds	\$ 25,732,200

7 (h) STATE HISTORICAL SOCIETY

8 1. *Projects financed by general fund supported*  
9 *borrowing:*

10	Shelving for storage facility — Dane County	\$ 3,250,000
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11 2. *Agency totals:*

12	General fund supported borrowing	<u>3,250,000</u>
13	Total — All sources of funds	\$ 3,250,000

14 (i) DEPARTMENT OF TRANSPORTATION

15 1. *Projects financed by general fund supported*  
16 *borrowing:*

17	Division of State Patrol/Educational	
18	Communications Board gap filler towers —	
19	statewide	\$ 100,000

20 (Total project all funding sources \$2,398,900)

21 2. *Projects financed by segregated fund supported*  
22 *borrowing:*

1	Division of Motor Vehicles/Department of Natural	
2	Resources office renovation — Phase 2 —	
3	Wausau	250,000
4	(Total project all funding sources \$642,700)	
5	3. <i>Projects financed by segregated fund supported</i>	
6	<i>revenue borrowing:</i>	
7	Division of Motor Vehicles/Department of Natural	
8	Resources office renovation — Phase 2 —	
9	Wausau	392,700
10	(Total project all funding sources \$642,700)	
11	Division of Motor Vehicles service center	
12	remodeling — Eau Claire	559,700
13	Division of State Patrol/Educational	
14	Communications Board gap filler towers —	
15	statewide	1,798,900
16	(Total project all funding sources \$2,398,900)	
17	Division of State Patrol post remodeling — Fond	
18	du Lac	526,200
19	4. <i>Projects financed by existing segregated fund</i>	
20	<i>supported revenue borrowing authority:</i>	
21	Division of State Patrol/Educational	
22	Communications Board gap filler towers —	
23	statewide	500,000

1 (Total project all funding sources \$2,398,900)

2 5. *Agency totals:*

3	General fund supported borrowing	100,000
4	Segregated fund supported borrowing	250,000
5	Segregated fund supported revenue borrowing	3,277,500
6	Existing segregated fund supported revenue	
7	borrowing authority	<u>500,000</u>
8	Total — All sources of funds	\$ 4,127,500

9 (j) UNIVERSITY OF WISCONSIN SYSTEM

10 1. *Projects financed by general fund supported*  
11 *borrowing:*

12	Green Bay — Rose and Wood halls remodeling	\$ 6,734,000
13	La Crosse — Academic building	36,950,000

14 (Total project all funding sources \$44,000,000)

15	Madison — School of Human Ecology addition	22,500,000
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16 (Total project all funding sources \$47,950,000)

17	Oshkosh — Academic building	45,946,000
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18 (Total project all funding sources \$54,296,000)

19	— Elmwood Center remodeling and	
20	addition or replacement	8,464,000

21	Parkside — Communications Arts Center	35,300,000
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22 (Total project all funding sources \$37,376,000)

1	Stout — Harvey Hall theater renovation	5,139,000
2	Superior — Academic building	24,143,000
3	(Total project all funding sources \$32,343,000)	
4	System — Classroom renovation/instructional	
5	technology	3,500,000
6	— Utility Improvements — Madison	19,889,000
7	(Total project all funding sources \$24,704,000)	
8	<i>2. Projects funded by existing general fund supported</i>	
9	<i>borrowing authority:</i>	
10	Stevens Point — Maintenance building	
11	remodeling and addition	2,122,000
12	— Military science building relocation	1,585,000
13	<i>3. Projects financed by program revenue supported</i>	
14	<i>borrowing:</i>	
15	Eau Claire — Davies Center addition and	
16	remodeling or replacement	31,406,600
17	(Total project all funding sources \$48,802,000)	
18	Extension — Lowell Hall guest room remodeling	
19	— Madison	3,600,000
20	La Crosse — Academic building	700,000
21	(Total project all funding sources \$44,000,000)	
22	Madison — Parking ramps 36 and 46 expansion	4,432,000

1	(Total project all funding sources \$7,132,000)	
2	— Chadbourne Residence Hall renova-	
3	tion — Phase 3 and Barnard Resi-	
4	dence Hall renovation	14,627,000
5	— School of Human Ecology addition	2,950,000
6	(Total project all funding sources \$47,950,000)	
7	— Union South replacement	85,700,000
8	(Total project all funding sources \$87,700,000)	
9	— Memorial Union theater wing reno-	
10	vation	0
11	(Total project all funding sources \$0)	
12	Oshkosh — Academic building	350,000
13	(Total project all funding sources \$54,296,000)	
14	— Suite style residence hall	34,000,000
15	Parkside — Suite style residence hall	17,740,000
16	Platteville — Williams Field House addition and	
17	remodeling	3,727,000
18	River Falls — George Fields South Forks	
19	Residence Hall addition	14,714,000
20	Stevens Point — Residence halls renovation	19,995,000
21	— Suite style residence hall	36,205,000
22	Stout — Price Commons 2nd floor renovation	2,429,000

1	(Total project all funding sources \$3,079,000)	
2	System — Utility Improvements — Madison	4,815,000
3	(Total project all funding sources \$24,704,000)	
4	Whitewater — Drumlin Dining Hall renovation	1,275,000
5	— Suite style residence hall	35,728,000
6	<i>5. Projects financed by program revenue:</i>	
7	La Crosse — Stadium and fields	2,500,000
8	(Total project all funding sources \$14,612,000)	
9	Madison — Parking ramps 36 and 46 expansion	2,700,000
10	(Total project all funding sources \$7,132,000)	
11	Stout — Price Commons 2nd floor renovation	650,000
12	(Total project all funding sources \$3,079,000)	
13	<i>6. Projects financed by building trust funds:</i>	
14	La Crosse — Academic building	350,000
15	(Total project all funding sources \$44,000,000)	
16	Superior — Academic building	1,200,000
17	(Total project all funding sources \$32,343,000)	
18	<i>7. Projects financed by gifts, grants, and other receipts:</i>	
19	Eau Claire — Davies Center addition and	
20	remodeling or replacement	17,395,400
21	(Total project all funding sources \$48,802,000)	
22	La Crosse — Academic building	6,000,000

1	(Total project all funding sources \$44,000,000)	
2	— Stadium and fields	12,112,000
3	(Total project all funding sources \$14,612,000)	
4	Madison — Music performance building	43,865,000
5	— School of Human Ecology addition	22,500,000
6	(Total project all funding sources \$47,950,000)	
7	— Union South replacement	2,000,000
8	(Total project all funding sources \$87,700,000)	
9	— Memorial Union theater wing reno-	
10	vation	0
11	(Total project all funding sources \$0)	
12	Oshkosh — Academic building	8,000,000
13	(Total project all funding sources \$54,296,000)	
14	— Softball stadium	500,000
15	Parkside — Communications Arts Center	2,076,000
16	(Total project all funding sources \$37,376,000)	
17	Superior — Academic building	7,000,000
18	(Total project all funding sources \$32,343,000)	
19	Whitewater — Multisport facility — Phase 3	3,474,000
20	8. <i>Agency totals:</i>	
21	General fund supported borrowing	208,565,000



1	Existing general fund supported borrowing	
2	authority	3,707,000
3	Program revenue supported borrowing	354,893,600
4	Program revenue	5,850,000
5	Building trust funds	1,550,000
6	Gifts, grants, and other receipts	<u>136,422,400</u>
7	Total — All sources of funds	\$ 710,988,000

8 (k) DEPARTMENT OF VETERANS AFFAIRS

9 1. *Projects financed by program revenue supported*  
10 *borrowing:*

11	Wisconsin Veterans Home at King — 45-bed	
12	assisted living facility	2,639,000

13 (Total project all funding sources \$7,540,000)

14 2. *Projects financed by federal funds:*

15	Wisconsin Veterans Home at King — 45-bed	
16	assisted living facility	4,901,000

17 (Total project all funding sources \$7,540,000)

18 3. *Agency totals:*

19	Program revenue supported borrowing	2,639,000
20	Federal funds	<u>4,901,000</u>

21 Total — All sources of funds \$ 7,540,000

22 (L) HMONG CULTURAL CENTER

1	1. <i>Projects financed by general fund supported</i>		
2	<i>borrowing:</i>		
3	Hmong cultural center construction or purchase		
4	— Dane County	\$	2,000,000
5	(Total project all funding sources \$4,500,000)		
6	2. <i>Projects financed by gifts, grants, and other receipts:</i>		
7	Hmong cultural center construction or purchase		
8	— Dane County		2,500,000
9	(Total project all funding sources \$4,500,000)		
10	3. <i>Agency totals:</i>		
11	General fund supported borrowing		2,000,000
12	Gifts, grants, and other receipts		<u>2,500,000</u>
13	Total — All sources of funds	\$	4,500,000
14	(m) MEDICAL COLLEGE OF WISCONSIN, INC.		
15	1. <i>Projects financed by general fund supported</i>		
16	<i>borrowing:</i>		
17	Translational research program equipment		
18	acquisition — Wauwatosa	\$	10,000,000
19	(Total project all funding sources \$12,000,000)		
20	2. <i>Projects financed by federal funds:</i>		
21	Translational research program equipment		
22	acquisition — Wauwatosa		2,000,000

1	(Total project all funding sources \$12,000,000)	
2	3. <i>Agency totals:</i>	
3	General fund supported borrowing	10,000,000
4	Federal funds	<u>2,000,000</u>
5	Total — All sources of funds	\$ 12,000,000
6	(mc) BOND HEALTH CENTER	
7	1. <i>Projects financed by general fund supported</i>	
8	<i>borrowing:</i>	
9	Bond Health Center expansion — Oconto	\$ 1,000,000
10	(Total project all funding sources \$3,000,000)	
11	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
12	Bond Health Center expansion — Oconto	3,000,000
13	(Total project all funding sources \$4,000,000)	
14	3. <i>Agency totals:</i>	
15	General fund supported borrowing	1,000,000
16	Gifts, grants, and other receipts	<u>3,000,000</u>
17	Total — All sources of funds	\$ 4,000,000
18	(n) KENOSHA PUBLIC MUSEUMS	
19	1. <i>Projects financed by general fund supported</i>	
20	<i>borrowing:</i>	
21	Civil War exhibit	\$ 500,000
22	(Total project all funding sources \$2,500,000)	

1	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
2	Civil War exhibit	2,000,000
3	(Total project all funding sources \$2,500,000)	
4	3. <i>Agency totals:</i>	
5	General fund supported borrowing	500,000
6	Gifts, grants, and other receipts	<u>2,000,000</u>
7	Total — All sources of funds	\$ 2,500,000
8	(o) ALL AGENCY PROJECT FUNDING	
9	1. <i>Projects financed by general fund supported</i>	
10	<i>borrowing:</i>	
11	Capital equipment acquisition	\$ 5,000,000
12	(Total program all funding sources \$7,965,000)	
13	Facility maintenance and repair	68,000,000
14	(Total program all funding sources \$131,719,900)	
15	Health, safety, and environmental protection	9,000,000
16	(Total program all funding sources \$12,697,400)	
17	Land and property acquisition	3,500,000
18	(Total program all funding sources \$10,000,000)	
19	Preventive maintenance	2,000,000
20	(Total program all funding sources \$4,000,000)	
21	Programmatic remodeling and renovation	3,500,000
22	(Total program all funding sources \$14,480,500)	

1	Utilities repair and renovation	34,000,000
2	(Total program all funding sources \$60,052,000)	
3	<i>2. Projects financed by existing general fund supported</i>	
4	<i>borrowing authority — stewardship property</i>	
5	<i>development and local assistance funds:</i>	
6	Facilities maintenance and repair	721,900
7	(Total program all funding sources \$131,719,900)	
8	<i>3. Projects financed by program revenue supported</i>	
9	<i>borrowing:</i>	
10	Energy conservation	30,000,000
11	Facilities maintenance and repair	17,568,300
12	(Total program all funding sources \$131,719,900)	
13	Land and property acquisition	5,000,000
14	(Total program all funding sources \$10,000,000)	
15	Health, safety, and environmental protection	870,400
16	(Total program all funding sources \$12,697,400)	
17	Programmatic remodeling and renovation	4,922,000
18	(Total program all funding sources \$14,480,500)	
19	Utilities repair and renovation	2,957,300
20	(Total program all funding sources \$60,052,000)	
21	<i>4. Projects financed by segregated fund supported</i>	
22	<i>borrowing:</i>	

1	Facilities maintenance and repair	5,537,200
2	(Total program all funding sources \$131,719,900)	
3	<i>5. Projects financed by segregated fund supported</i>	
4	<i>revenue borrowing:</i>	
5	Facilities maintenance and repair	2,844,100
6	(Total program all funding sources \$131,719,900)	
7	<i>6. Projects financed by program revenue:</i>	
8	Capital equipment acquisition	290,000
9	(Total program all funding sources \$7,965,000)	
10	Facilities maintenance and repair	12,198,700
11	(Total program all funding sources \$131,719,900)	
12	Health, safety, and environmental protection	827,000
13	(Total program all funding sources \$12,697,400)	
14	Programmatic remodeling and renovation	1,084,500
15	(Total program all funding sources \$14,480,500)	
16	Preventive maintenance	1,000,000
17	(Total program all funding sources \$4,000,000)	
18	Utilities repair and renovation	11,644,700
19	(Total program all funding sources \$60,052,000)	
20	<i>7. Projects financed by segregated funds:</i>	
21	Facilities maintenance and repair	633,300
22	(Total program all funding sources \$131,719,900)	

1	8. <i>Building trust funds:</i>	
2	Health, safety, and environmental protection	1,000,000
3	(Total program all funding sources \$12,697,400)	
4	9. <i>Projects financed by gifts, grants, and other receipts:</i>	
5	Capital equipment acquisition	675,000
6	(Total program all funding sources \$7,965,000)	
7	Programmatic remodeling and renovation	3,432,000
8	(Total program all funding sources \$14,480,500)	
9	Utilities repair and renovation	350,000
10	(Total program all funding sources \$60,052,000)	
11	10. <i>Projects financed by federal funds:</i>	
12	Facilities maintenance and repair	2,216,400
13	(Total program all funding sources \$131,719,900)	
14	Programmatic remodeling and renovation	42,000
15	(Total program all funding sources \$14,480,500)	
16	Utilities repair and renovation	100,000
17	(Total program all funding sources \$60,052,000)	
18	11. <i>All agency totals:</i>	
19	General fund supported borrowing	125,000,000
20	Existing general fund supported borrowing	
21	authority — stewardship property development	
22	and local assistance funds	721,900

1	Program revenue supported borrowing	61,318,000
2	Segregated fund supported borrowing	5,537,200
3	Segregated fund supported revenue borrowing	2,844,100
4	Program revenue	27,044,900
5	Segregated funds	633,300
6	Building trust funds	1,000,000
7	Gifts, grants, and other receipts	4,457,000
8	Federal funds	<u>2,358,400</u>
9	Total — All sources of funds	\$ 230,914,800
10	(p) SUMMARY	
11	Total general fund supported borrowing	\$ 415,059,500
12	Total existing general fund supported borrowing	
13	authority	18,707,000
14	Total existing general fund supported borrowing	
15	authority — stewardship property development	
16	and local assistance funds	6,911,900
17	Total program revenue supported borrowing	484,154,600
18	Total segregated fund supported borrowing	21,049,400
19	Total segregated fund supported revenue	
20	borrowing	6,121,600
21	Total existing segregated fund supported revenue	
22	borrowing authority	500,000



1	Total program revenue	32,894,900
2	Total segregated funds	633,300
3	Total building trust funds	2,550,000
4	Total gifts, grants, and other receipts	148,379,400
5	Total federal funds	<u>48,788,400</u>
6	Total — All sources of funds	\$ 1,082,750,000

7 (2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing  
8 authority enumerated under subsection (1), the building and financing authority  
9 enumerated under the previous state building program is continued in the 2007-09  
10 fiscal biennium.

11 (3) LOANS. During the 2007-09 fiscal biennium, the building commission may  
12 make loans from general fund supported borrowing or the building trust fund to state  
13 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be  
14 utilized for programs not funded by general purpose revenue and that are authorized  
15 under subsection (1).

16 (4) PROJECT CONTINGENCY FUNDING RESERVE.

17 (a) During the 2007-09 fiscal biennium, the building commission may allocate  
18 moneys from the appropriation under section 20.866 (2) (yg) of the statutes for  
19 contingency expenses in connection with any project in the Authorized State  
20 Building Program.

21 (b) During the 2007-09 fiscal biennium, the building commission may allocate  
22 moneys from the appropriation under section 20.866 (2) (ym) of the statutes for  
23 capital equipment acquisition in connection with any project in the Authorized State  
24 Building Program.

1           (5i) **HMONG CULTURAL CENTERS.** Notwithstanding section 13.48 (36) (b) of the  
2 statutes, as created by this act, the building commission shall not make any grant  
3 to an organization for purchase or construction of a Hmong cultural center under  
4 section 13.48 (36) of the statutes, as created by this act, unless the department of  
5 administration has reviewed and approved plans for the center. Notwithstanding  
6 sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration  
7 shall not supervise any services or work or let any contract for any such cultural  
8 center. Section 16.87 of the statutes does not apply to any such center.

9           (6i) **CIVIL WAR EXHIBIT AT THE KENOSHA PUBLIC MUSEUMS.** Notwithstanding  
10 section 13.48 (38) (b) of the statutes, as created by this act, the building commission  
11 shall not make a grant to the Kenosha Public Museums for construction of a Civil  
12 War exhibit project, as enumerated in subsection (1) (n), under section 13.48 (38) of  
13 the statutes, as created by this act, unless the department of administration has  
14 reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and  
15 16.855 (1) of the statutes, the department of administration shall not supervise any  
16 services or work or let any contract for the project. Section 16.87 of the statutes does  
17 not apply to the project.

18           (7) **SAND RIDGE SECURE TREATMENT CENTER 300-BED ADDITION.** Notwithstanding  
19 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Sand  
20 Ridge Secure treatment Center 300-bed addition, as enumerated in subsection (1)  
21 (d) 1., \$12,500,000 in public debt may not be contracted until after June 30, 2009.

22           (7j) **BOND HEALTH CENTER.** Notwithstanding section 13.48 (36p) (b) of the  
23 statutes, as created by this act, the building commission shall not make a grant to  
24 the Bond Health Center for construction costs related to hospital expansion, as  
25 enumerated in subsection (1) (mc), under section 13.48 (36p) of the statutes, as

1 created by this act, unless the department of administration has reviewed and  
2 approved plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of  
3 the statutes, the department of administration shall not supervise any services or  
4 work or let any contract for the project. Section 16.87 of the statutes does not apply  
5 to the project.

6 (8) SCHOOL OF HUMAN ECOLOGY. Notwithstanding section 18.04 (1) and (2) of the  
7 statutes, of the public debt authorized for the School of Human Ecology at Madison,  
8 as enumerated in subsection (1) (j) 1., \$22,500,000 in public debt may not be  
9 contracted until after June 30, 2011.

10 (9) UNIVERSITY OF WISCONSIN SYSTEM; MISCELLANEOUS PROJECTS.  
11 Notwithstanding section 18.04 (1) and (2) of the statutes, of the public debt  
12 authorized for projects at La Crosse, Oshkosh, Parkside, and Superior, as  
13 enumerated in subsection (1) (j) 1., \$69,139,000 in public debt may not be contracted  
14 until after June 30, 2009.

15 (9p) 2001-03 STATE BUILDING PROGRAM DELETIONS. In 2001 Wisconsin Act 16,  
16 section 9107 (1) (p), under projects financed by general fund supported borrowing,  
17 the 2001-03 state building program project identified as Discovery Place museum  
18 — Racine is deleted and the appropriate totals are decreased accordingly.

19 (9t) 2005-07 STATE BUILDING PROGRAM DELETIONS. In 2005 Wisconsin Act 25,  
20 section 9105 (1) (h) 3., under projects financed by program revenue supported  
21 borrowing for the University of Wisconsin-Platteville, the 2005-07 state building  
22 program project identified as Purchase and remodeling of buildings at 300 W.  
23 Highway 151 and 825 Chestnut Street (housing) is deleted and the appropriate totals  
24 are decreased accordingly.

1           **SECTION 9106. Nonstatutory provisions; Child Abuse and Neglect**  
2           **Prevention Board.**

3           **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

4           (1j) CIRCUIT JUDGE ELECTION. The initial election for circuit judge for branch 8  
5 of the circuit court for Kenosha County shall be at the spring election of 2008 for  
6 terms commencing August 1, 2009, and ending July 31, 2015.

7           (1k) CIRCUIT JUDGE POSITION. The authorized FTE positions for the circuit courts  
8 are increased by 1.0 GPR circuit judge position on August 1, 2009, to be funded from  
9 the appropriation under section 20.625 (1) (a) of the statutes, to provide an additional  
10 circuit court judge for the circuit court branch created by section 753.06 (2) (a) of the  
11 statutes, as affected by this act.

12           (1L) COURT REPORTER POSITION. The authorized FTE positions for the circuit  
13 courts are increased by 1.0 GPR court reporter position on August 1, 2009, to be  
14 funded from the appropriation under section 20.625 (1) (a) of the statutes, to provide  
15 one court reporter for the circuit court branch created by section 753.06 (2) (a) of the  
16 statutes, as affected by this act.

17           (3g) CIRCUIT COURT BRANCH IN JUNEAU COUNTY. The initial election for circuit  
18 judge for branch 2 of the circuit court for Juneau County shall be at the spring  
19 election of 2008 for terms commencing August 1, 2008, and ending July 31, 2014.

20           (3h) CIRCUIT COURT BRANCH IN JUNEAU COUNTY.

21           (a) The authorized FTE positions for the circuit courts are increased by 1.0 GPR  
22 circuit judge position on June 30, 2008, to be funded from the appropriation under  
23 section 20.625 (1) (a) of the statutes, to provide an additional circuit court judge for  
24 the circuit court branch created by section 753.06 (6) (e) of the statutes, as affected  
25 by this act.

1 (b) The authorized FTE positions for the circuit courts are increased by 1.0 GPR  
2 court reporter position on June 30, 2008, to be funded from the appropriation under  
3 section 20.625 (1) (a) of the statutes, to provide one court reporter for the circuit court  
4 branch created by section 753.06 (6) (e) of the statutes, as affected by this act.

5 **SECTION 9108. Nonstatutory provisions; Commerce.**

6 (1) BUDGET INFORMATION; SURPLUS TRANSFER. Notwithstanding section 16.42 (1)  
7 (e) of the statutes, in submitting information under section 16.42 of the statutes for  
8 the purposes of the 2009-11 biennial budget bill, the department of commerce shall  
9 submit a dollar amount for the appropriation under section 20.143 (2) (b) of the  
10 statutes as though the amount appropriated to the department of commerce in fiscal  
11 year 2008-09 under section 20.143 (2) (b) of the statutes is \$2,000,000.

12 (2c) CONSTRUCTION CAREER ACADEMY GRANT PROGRAM RULES. The department of  
13 commerce shall submit in proposed form the rules required under section 101.31 (6)  
14 of the statutes, as created by this act, to the legislative council staff under section  
15 227.15 (1) of the statutes no later than December 31, 2007.

16 (3d) CREX MEADOWS YOUTH CONSERVATION CAMP GRANT. The department of  
17 commerce shall award a grant of \$80,000 in the 2007-09 fiscal biennium from the  
18 appropriation under section 20.143 (3) (km) of the statutes, as created by this act, for  
19 the Crex Meadows youth conservation camp. The recipient of the grant shall provide  
20 \$20,000 in matching funds for the grant. The department of commerce shall disburse  
21 \$40,000 of the grant funds to the recipient when the recipient demonstrates that it  
22 has contributed \$10,000 in matching funds. The department of commerce shall  
23 disburse the remaining \$40,000 of the grant funds to the recipient when the recipient  
24 demonstrates that it has contributed an additional \$10,000 in matching funds.

1           (4t) RENEWABLE ENERGY GRANTS AND LOANS; POSITION AUTHORIZATION. The  
2 authorized FTE positions for the department of commerce are increased by 1.0 SEG  
3 position on the effective date of this subsection, to be funded from the appropriation  
4 under s. 20.143 (1) (um) of the statutes, as created by this act, for the purpose of  
5 administering the renewable energy grant and loan program under s. 560.126 of the  
6 statutes, as created by this act.

7           (4u) GRANT TO NANORITE FACILITY. Notwithstanding section 560.61 of the  
8 statutes, as affected by this act, the department of commerce shall make grants  
9 totaling \$160,000 in the 2007-09 fiscal biennium from the appropriation account  
10 under section 20.143 (1) (c) of the statutes, as affected by the acts of 2007, to the  
11 NanoRite facility at Chippewa Valley Technical College. The department of  
12 commerce shall enter into an agreement with the NanoRite facility that specifies the  
13 uses for the grant proceeds and reporting and auditing requirements.

14           (4v) GRANT FOR PULP AND PAPER MILL. Notwithstanding section 560.126 of the  
15 statutes, as created by this act, the department of commerce shall award grants  
16 totaling not more than \$5,000,000 from the appropriation under section 20.143 (1)  
17 (tm) of the statutes, as created by this act, to a paper mill in this state to emerge from  
18 bankruptcy, if all of the following apply:

19           (a) The grant recipient submits a plan to the department of commerce  
20 specifying the proposed use of the grant and the secretary of commerce approves the  
21 plan.

22           (b) The department enters into a written agreement with the grant recipient  
23 that specifies the conditions for the use of the grant, including reporting and auditing  
24 requirements.

1           (c) The grant recipient agrees in writing to submit to the department, within  
2           6 months after spending the grant proceeds, a report detailing how the grant  
3           proceeds were spent.

4           (5i) GRANT TO CITY OF OSHKOSH. In the 2007-09 fiscal biennium, the department  
5           of commerce shall make a grant of \$25,000 from the appropriation account under  
6           section 20.143 (2) (gm) of the statutes, as created by this act, to the city of Oshkosh,  
7           for neighborhood improvement and stabilization. The department of commerce shall  
8           enter into an agreement with the city of Oshkosh that specifies the uses for the grant  
9           proceeds and reporting and auditing requirements.

10          (5x) LOANS FOR PULP AND PAPER MILL. Notwithstanding section 560.61 of the  
11          statutes, as affected by this act, the department of commerce shall make 2 loans, each  
12          in an amount not to exceed \$1,000,000, in the 2007-09 fiscal biennium from the  
13          appropriation account under section 20.143 (1) (ie) of the statutes, as affected by this  
14          act, to a paper mill in this state to emerge from bankruptcy. The department of  
15          commerce shall enter into an agreement with the recipient of the loan under this  
16          subsection that specifies the uses for the loan proceeds and reporting and auditing  
17          requirements.

18          (6c) GRANT TO CITY OF GREEN BAY. Notwithstanding section 560.61 of the  
19          statutes, as affected by this act, the department of commerce shall make a grant of  
20          \$2,800,000 in the 2007-09 fiscal biennium to the city of Green Bay from the  
21          appropriation account under section 20.143 (1) (c) of the statutes, as affected by this  
22          act, for the Fox River Boardwalk. The department of commerce shall enter into an  
23          agreement with the city that specifies the uses for the grant proceeds and reporting  
24          and auditing requirements.

1           (7c) GRANT TO CITY OF MONDOVI. Notwithstanding section 560.61 of the statutes,  
2 as affected by this act, the department of commerce shall make a grant of \$25,000  
3 in the 2007–09 fiscal biennium to the city of Mondovi from the appropriation account  
4 under section 20.143 (1) (c) of the statutes, as affected by this act, for a youth center.  
5 The department of commerce shall enter into an agreement with the city that  
6 specifies the uses for the grant proceeds and reporting and auditing requirements.

7           (7f) GRANT FOR UNION TRAINING PROGRAM. Notwithstanding section 560.61 of the  
8 statutes, as affected by this act, the department of commerce shall make a grant from  
9 the appropriation account under section 20.143 (1) (c) of the statutes, as affected by  
10 the acts of 2007, of \$125,000 in fiscal 2007–08 and a grant of \$125,000 in fiscal  
11 2008–09, to the Painters and Allied Trades District Council 7 for a training program.  
12 The department of commerce shall enter into an agreement with the Painters and  
13 Allied Trades District Council 7 that specifies the uses for the grant proceeds and  
14 reporting and auditing requirements.

15           (8c) GRANT TO CITY OF STEVENS POINT. Notwithstanding section 560.61 of the  
16 statutes, as affected by this act, the department of commerce shall make a grant of  
17 \$15,400 in the 2007–08 fiscal year to the city of Stevens Point from the appropriation  
18 account under section 20.143 (1) (c) of the statutes, as affected by this act, for  
19 economic development. The department of commerce shall enter into an agreement  
20 with the city that specifies the uses for the grant proceeds and reporting and auditing  
21 requirements.

22           (8i) GRANT TO CITY OF EAU CLAIRE. Notwithstanding section 560.61 of the  
23 statutes, as affected by this act, the department of commerce shall make a grant of  
24 \$50,000 in the 2007–09 fiscal biennium from the appropriation account under  
25 section 20.143 (1) (c) of the statutes, as affected by this act, to the city of Eau Claire



1 for the renovation of Hobbs Ice Arena. The department of commerce shall enter into  
2 an agreement with the city of Eau Claire that specifies the uses for the grant proceeds  
3 and reporting and auditing requirements.

4 (9i) GRANT TO VILLAGE OF ASHWAUBENON. Notwithstanding section 560.61 of the  
5 statutes, as affected by this act, the department of commerce shall make a grant of  
6 \$50,000 in the 2007-09 fiscal biennium from the appropriation account under  
7 section 20.143 (1) (c) of the statutes, as affected by this act, to the village of  
8 Ashwaubenon for the construction and maintenance of Cornerstone Ice Arena. The  
9 department of commerce shall enter into an agreement with the village of  
10 Ashwaubenon that specifies the uses for the grant proceeds and reporting and  
11 auditing requirements.

12 **SECTION 9109. Nonstatutory provisions; Corrections.**

13 (1) YOUTH DIVERSION PROGRAM TRANSFER.

14 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
15 liabilities of the department of corrections that are primarily related to the youth  
16 diversion from gang activities program under section 301.265, 2005 stats., as  
17 determined by the secretary of administration, shall become the assets and liabilities  
18 of the department of administration.

19 (b) *Positions and employees.* On the effective date of this paragraph, all  
20 positions and all incumbent employees holding those positions in the department of  
21 corrections performing duties that are primarily related to the youth division from  
22 gang activities program under section 301.265, 2005 stats., as determined by the  
23 secretary of administration, are transferred to the department of administration.

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

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

5 (d) *Tangible personal property.* On the effective date of this paragraph, all  
6 tangible personal property, including records, of the department of corrections that  
7 is primarily related to the youth diversion from gang activities program under  
8 section 301.265, 2005 stats., as determined by the secretary of administration, is  
9 transferred to the department of administration.

10 (e) *Pending matters.* Any matter pending with the department of corrections  
11 on the effective date of this paragraph that is primarily related to the youth diversion  
12 from gang activities program under section 301.265, 2005 stats., as determined by  
13 the secretary of administration, is transferred to the department of administration.  
14 All materials submitted to or actions taken by the department of corrections with  
15 respect to the pending matter are considered as having been submitted to or taken  
16 by the department of administration.

17 (f) *Contracts.* All contracts entered into by the department of corrections in  
18 effect on the effective date of this paragraph that are primarily related to the youth  
19 diversion from gang activities program under section 301.265, 2005 stats., as  
20 determined by the secretary of administration, remain in effect and are transferred  
21 to the department of administration. The department of administration shall carry  
22 out any obligations under those contracts unless modified or rescinded by the  
23 department of administration to the extent allowed under the contract.

24 (g) *Rules and orders.* All rules promulgated by the department of corrections  
25 in effect on the effective date of this paragraph that are primarily related to the youth

1 diversion from gang activities program under section 301.265, 2005 stats., remain  
2 in effect until their specified expiration dates or until amended or repealed by the  
3 department of administration. All orders issued by the department of corrections in  
4 effect on the effective date of this paragraph that are primarily related to the youth  
5 diversion from gang activities program under section 301.265, 2005 stats., remain  
6 in effect until their specified expiration dates or until modified or rescinded by the  
7 department of administration.

8 (1f) EFFECTS OF ADULT CRIMINAL JURISDICTION ON 17-YEAR-OLDS. By March 31,  
9 2008, the department of corrections shall submit to the legislative audit bureau a  
10 response to the 2007 legislative audit bureau report regarding the effects of adult  
11 criminal jurisdiction on 17-year-olds. The legislative audit bureau shall file a copy  
12 of the response under this subsection with the distributees specified in section 13.94  
13 (1) (b) of the statutes.

14 (2) FUNDING FOR CERTAIN COMMUNITY REINTEGRATION SERVICES. From the  
15 appropriation under section 20.410 (1) (d) of the statutes, the department of  
16 corrections shall provide \$500,000 during the 2007-08 fiscal year and \$500,000  
17 during the 2008-09 fiscal year to New Hope Project, Inc., for transitional  
18 employment services.

19 (2k) TREATMENT ALTERNATIVES AND DIVERSION PROGRAM. By May 1, 2008, the  
20 department of corrections shall submit a report to the joint committee on finance on  
21 the impact of the program administered under s. 16.964 (12) of the statutes on the  
22 department of correction's 2009-11 biennial budget. The department of corrections  
23 shall evaluate the impact of increased community treatment and diversion programs  
24 for nonviolent offenders on the department's institutional and community  
25 corrections population, and on the department's costs of operation.

1           (3j) REPORT ON OVERCROWDING IN THE PRAIRIE DU CHIEN CORRECTIONAL  
2 INSTITUTION. The department of corrections shall evaluate the current capacity and  
3 usage of the segregation unit at the Prairie du Chien Correctional Institution and  
4 shall, by July 1, 2008, submit a report to the joint committee on finance that includes  
5 its findings and addresses the issue of overcrowding in the segregation unit.

6           **SECTION 9110. Nonstatutory provisions; Court of Appeals.**

7           **SECTION 9111. Nonstatutory provisions; District Attorneys.**

8           (1L) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From the appropriation  
9 account under section 20.505 (6) (p) of the statutes, the department of  
10 administration, and from the appropriation account under section 20.455 (2) (kp) of  
11 the statutes, the department of justice, shall expend \$143,000 in fiscal year 2007–08  
12 and \$157,600 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
13 group serving Milwaukee County with funding for 2.0 assistant district attorney  
14 positions to prosecute criminal violations of chapter 961 of the statutes. The  
15 department of administration shall determine the amounts to be expended from each  
16 appropriation account for each fiscal year.

17           (2L) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From the appropriation  
18 account under section 20.505 (6) (p) of the statutes, the department of  
19 administration, and from the appropriation account under section 20.455 (2) (kp) of  
20 the statutes, the department of justice, shall expend \$60,000 in fiscal year 2007–08  
21 and \$65,900 in fiscal year 2008–09 to provide the multijurisdictional enforcement  
22 group serving Dane County with funding for 0.75 assistant district attorney position  
23 to prosecute criminal violations of chapter 961 of the statutes. The department of  
24 administration shall determine the amounts to be expended from each appropriation  
25 account for each fiscal year.

1           (3L) PROSECUTION OF DRUG CRIMES; ST. CROIX COUNTY. From the appropriation  
2           account under section 20.455 (2) (kp) of the statutes the department of justice shall  
3           expend \$84,500 in fiscal year 2007-08 and \$94,600 in fiscal year 2008-09 to provide  
4           the multijurisdictional enforcement group serving St. Croix County with funding for  
5           1.0 assistant district attorney position to prosecute criminal violations of chapter 961  
6           of the statutes.

7           **SECTION 9112. Nonstatutory provisions; Educational Communications**  
8           **Board.**

9           **SECTION 9114. Nonstatutory provisions; Employee Trust Funds.**

10          (1c) REENGINEERING INFORMATION TECHNOLOGY SYSTEMS.

11          (a) The department of employee trust funds shall provide to the joint committee  
12          on finance copies of all materials submitted to the department of administration that  
13          relate to the release of moneys from unallotted reserve, during the 2007-09 fiscal  
14          biennium, for reengineering information technology systems of the department of  
15          employee trust funds.

16          (b) The joint committee on finance may supplement, from the appropriation  
17          under section 20.865 (4) (u) of the statutes, the appropriation under section 20.515  
18          (1) (t) of the statutes for the purpose of implementing a redesigned lump-sum  
19          payment system if all of the following occur:

20                1. The department of employee trust funds submits a report to the joint  
21                committee on finance on its plan to implement the redesigned lump-sum payment  
22                system. The report shall specify how the plan conforms to information technology  
23                projects planning and monitoring standards developed by the department of  
24                administration and submitted to the joint legislative audit committee in response to  
25                legislative audit bureau report 07-5, entitled "Information Technology Projects."

1           2. The department of employee trust funds submits a request to the joint  
2 committee on finance to supplement the appropriation under section 20.515 (1) (t)  
3 of the statutes for implementation of a redesigned lump-sum payment system.

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

12           (c) During the 2007–09 fiscal biennium, the department of employee trust  
13 funds shall submit a report to the joint committee on finance on its plan for  
14 implementing an integrated health insurance enrollment, eligibility, and processing  
15 system. The report shall specify all of the following:

16           1. The costs for each fiscal year in which implementation work is to be  
17 performed, including specifically potential costs for the 2009–11 fiscal biennium.

18           2. How the implementation plan conforms to information technology projects  
19 planning and monitoring standards developed by the department of administration  
20 and submitted to the joint legislative audit committee in response to legislative audit  
21 bureau report 07–5, entitled “Information Technology Projects.”

22           3. How the internal resources of the department of employee trust funds will  
23 be used in the implementation work of the integrated health insurance enrollment,  
24 eligibility, and processing system and in the implementation work associated with

1 the lump-sum payment system to ensure timely and successful completion of both  
2 projects.

3 (2w) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR EMPLOYEES OF THE HEALTH  
4 INSURANCE RISK-SHARING PLAN AUTHORITY. Notwithstanding section 40.05 (4) (a) 2.  
5 of the statutes, as affected by this act, for an insured employee, as defined in section  
6 40.02 (39) of the statutes, who is employed by the Health Insurance Risk-Sharing  
7 Plan Authority on the effective date of this subsection, the employer shall pay  
8 required employer contributions toward the health insurance premium beginning on  
9 the date on which the employee becomes insured.

10 **SECTION 9115. Nonstatutory provisions; Employment Relations**  
11 **Commission.**

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

13 **SECTION 9118. Nonstatutory provisions; Fox River Navigational**  
14 **System Authority.**

15 **SECTION 9118m. Nonstatutory provisions; Government Accountability**  
16 **Board.**

17 (1k) REPORTS ON PROPOSED PER DIEM PAYMENTS. The government accountability  
18 board shall report to the cochairpersons of the joint committee on finance in fiscal  
19 year 2007-08 and in fiscal year 2008-09 concerning the need for funding of the  
20 board's proposed per diem payments to board members and to the chairperson of the  
21 board or the chairperson's designee in that fiscal year.

22 (1u) USE OF APPROPRIATIONS TO GOVERNMENT ACCOUNTABILITY BOARD; DEPOSIT AND  
23 CREDITING OF REVENUES. Notwithstanding section 20.511 of the statutes, as affected  
24 by this act, if the elections board and the ethics board remain constituted and vested  
25 with authority on the effective date of this subsection, the elections board and the

1 ethics board may, for so long as the boards remain so constituted and vested,  
2 encumber or expend moneys from any appropriation made to the government  
3 accountability board for the 2007–09 fiscal biennium, consistently with the purposes  
4 of that appropriation. The elections board and the ethics board, for so long as the  
5 boards remain constituted and vested with authority, shall deposit into the  
6 appropriate fund or credit to the appropriate appropriation account for any  
7 appropriation made to the government accountability board all revenues received by  
8 the respective boards, consistently with the purposes for which those revenues are  
9 directed by law to be deposited or credited by the government accountability board.  
10 However, neither board may encumber or expend moneys under this subsection in  
11 an amount greater than the amount that would be authorized for a state agency  
12 under section 20.002 (1) of the statutes, as determined by the department of  
13 administration, during a fiscal year for which the biennial budget has not been  
14 enacted at the time that an encumbrance or expenditure is made.

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

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

18 **SECTION 9121. Nonstatutory provisions; Health and Family Services.**

19 (1) BED ASSESSMENT FOR INTERMEDIATE CARE FACILITIES FOR THE MENTALLY  
20 RETARDED. Notwithstanding section 50.14 (2m) of the statutes, as created by this act,  
21 the department of health and family services is not required to calculate the amount  
22 of the bed assessment for intermediate care facilities for the mentally retarded under  
23 section 50.14 (2) (bm) of the statutes, as created by this act, for state fiscal year  
24 2007–08 until October 1, 2007, or the first day of the 3rd month beginning after the  
25 effective date of this subsection, whichever is later.



1           (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the  
2           appropriation account under section 20.435 (3) (kz) of the statutes, in fiscal year  
3           2007-08 the department of health and family services may expend not more than  
4           \$500,000 in moneys transferred from the appropriation account under section 20.505  
5           (8) (hm) 21. of the statutes, as created by this act, for unexpected or unusually  
6           high-cost out-of-home care placements of Indian children by tribal courts.

7           (5) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

8           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
9           liabilities of the department of health and family services that are primarily related  
10          to the functions of the division of children and family services in that department,  
11          to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
12          to the food distribution and hunger prevention programs under section 46.75, 2005  
13          stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
14          supplemental food program under section 253.06, 2005 stats., as determined by the  
15          secretary of administration, shall become the assets and liabilities of the department  
16          of children and families.

17          (b) *Employee transfers.*

18          1. The classified positions, and incumbent employees holding positions, in the  
19          department of health and family services relating primarily to the functions of the  
20          division of children and family services in that department, to the child abuse and  
21          neglect prevention program under section 46.515, 2005 stats., to the food  
22          distribution and hunger prevention programs under section 46.75, 2005 stats.,  
23          section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
24          supplemental food program under section 253.06, 2005 stats., as determined by the

1 secretary of administration, are transferred to the department of children and  
2 families.

3 2. The classified positions, and incumbent employees holding positions, in the  
4 department of health and family services relating primarily to general  
5 administration and program support that the secretary of administration  
6 determines should be transferred to the department of children and families are  
7 transferred to that department. Upon determination of these employees, the  
8 secretary of health and family services shall, by January 1, 2008, and in conjunction  
9 with the secretary of workforce development, submit a plan to the secretary of  
10 administration requesting the transfer of moneys between the general purpose  
11 revenue appropriations for the departments of health and family services and  
12 workforce development and the department of children and families, between the  
13 program revenue appropriations for the departments of health and family services  
14 and workforce development and the department of children and families, between  
15 the program revenue-service appropriations for the departments of health and  
16 family services and workforce development and the department of children and  
17 families, between the appropriations of given segregated funds for the departments  
18 of health and family services and workforce development and the department of  
19 children and families, and between the federal revenue appropriations for the  
20 departments of health and family services and workforce development and the  
21 department of children and families, if necessary to adjust previously allocated costs  
22 in accordance with the transfer of personnel.

23 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
24 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
25 statutes, as affected by this act, in the department of children and families that they

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

5 (d) *Tangible personal property.* On the effective date of this paragraph, all  
6 tangible personal property, including records, of the department of health and family  
7 services that is primarily related to the functions of the division of children and  
8 family services in that department, to the child abuse and neglect prevention  
9 program under section 46.515, 2005 stats., to the food distribution and hunger  
10 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
11 section 46.77, 2005 stats., and to the state supplemental food program under section  
12 253.06, 2005 stats., as determined by the secretary of administration, shall be  
13 transferred to the department of children and families.

14 (e) *Contracts.* All contracts entered into by the department of health and family  
15 services in effect on the effective date of this paragraph that are primarily related  
16 to the functions of the division of children and family services in that department,  
17 to the child abuse and neglect prevention program under section 46.515, 2005 stats.,  
18 to the food distribution and hunger prevention programs under section 46.75, 2005  
19 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
20 supplemental food program under section 253.06, 2005 stats., as determined by the  
21 secretary of administration, remain in effect and are transferred to the department  
22 of children and families. The department of children and families shall carry out any  
23 such contractual obligations unless modified or rescinded by the department of  
24 children and families to the extent allowed under the contract.

1           (em) *Pending matters.* Any matter pending with the department of health and  
2 family services on the effective date of this paragraph that is primarily related to the  
3 functions of the division of children and family services in that department, to the  
4 child abuse and neglect prevention program under section 46.515, 2005 stats., to the  
5 food distribution and hunger prevention programs under section 46.75, 2005 stats.,  
6 section 46.76, 2005 stats., and section 46.77, 2005 stats., and to the state  
7 supplemental food program under section 253.06, 2005 stats., as determined by the  
8 secretary of administration, is transferred to the department of children and families  
9 and all materials submitted to or actions taken by the department of health and  
10 family services with respect to the pending matter are considered as having been  
11 submitted to or taken by the department of children and families.

12           (f) *Rules and orders.* All rules promulgated by the department of health and  
13 family services that are primarily related to the functions of the division of children  
14 and family services in that department, to the child abuse and neglect prevention  
15 program under section 46.515, 2005 stats., to the food distribution and hunger  
16 prevention programs under section 46.75, 2005 stats., section 46.76, 2005 stats., and  
17 section 46.77, 2005 stats., and to the state supplemental food program under section  
18 253.06, 2005 stats., as determined by the secretary of administration, and that are  
19 in effect on the effective date of this paragraph remain in effect until their specified  
20 expiration dates or until amended or repealed by the department of children and  
21 families. All orders issued by the department of health and family services that are  
22 primarily related to the functions of the division of children and family services in  
23 that department, to the child abuse and neglect prevention program under section  
24 46.515, 2005 stats., to the food distribution and hunger prevention programs under  
25 section 46.75, 2005 stats., section 46.76, 2005 stats., and section 46.77, 2005 stats.,

1 and to the state supplemental food program under section 253.06, 2005 stats., as  
2 determined by the secretary of administration, and that are in effect on the effective  
3 date of this paragraph remain in effect until their specified expiration dates or until  
4 modified or rescinded by the department of children and families.

5 (6) AGENCY NAME CHANGE.

6 (a) Wherever the term “health and family services” appears in the statutes, as  
7 affected by the acts of 2007, the term “health services” is substituted.

8 (b) Beginning on July 1, 2008, the department of health services has the powers  
9 and duties granted or assigned the department of health and family services by  
10 SECTIONS 9101 to 9155 of this act that do not terminate before paragraph (a) takes  
11 effect. Beginning on July 1, 2008, the secretary of health services has the powers and  
12 duties granted or assigned the secretary of health and family services by SECTIONS  
13 9101 to 9155 of this act that do not terminate before paragraph (a) takes effect.

14 (6d) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY.

15 (a) In this subsection, “infant” means a child from birth to 12 months of age.

16 (b) In a county with a population of at least 190,000 but less than 230,000, from  
17 the appropriation under section 20.435 (5) (eu) of the statues, as created by this act,  
18 the department of health and family services shall distribute \$250,000 in each of  
19 state fiscal years 2007-08 and 2008-09 to the city health department to provide a  
20 program of services to reduce fetal and infant mortality and morbidity.

21 (c) Notwithstanding section 251.08 of the statutes, in implementing the  
22 program under paragraph (b), the city health department shall, directly or by  
23 contract, do all of the following in or on behalf of areas of the county that are  
24 encompassed by the zip codes 53402 to 53406 and that are at risk for high fetal and

1 infant mortality and morbidity, as determined by the department of health and  
2 family services:

3 1. Collaborate with faculty in the health disciplines of an academic institution  
4 and with a hospital that serves significant populations at high risk for poor birth  
5 outcomes, including low birth weights, prematurity, and gestational diabetes, to  
6 identify and implement best practices and evidence-based practices to reduce fetal  
7 and infant mortality and morbidity.

8 2. Identify necessary preconception, prenatal, and postnatal services and  
9 assess the availability of these services for women in the areas who lack insurance  
10 coverage or who are recipients of the Medical Assistance program or the Badger Care  
11 health care program.

12 3. Develop and implement models of care for all women in the areas who meet  
13 risk criteria, as specified by the department of health and family services, and  
14 provide comprehensive prenatal and postnatal care coordination and other services,  
15 including home visits, by registered nurses who are public health nurses or who meet  
16 the qualifications of public health nurses, as specified in section 250.06 (1) of the  
17 statutes, or by social workers, as defined in section 252.15 (1) (er) of the statutes.

18 4. Conduct social marketing, including outreach, assuring health care access,  
19 public awareness programs, community health education programs, and other best  
20 practices and evidence-based practices, to reduce fetal and infant mortality and  
21 morbidity.

22 5. Evaluate the quality and effectiveness of the services provided under  
23 subdivisions 3. and 4.

24 (d) In 2008 and 2009, the city health department shall prepare a report on fetal  
25 and infant mortality and morbidity in areas of the county that are encompassed by

1 the zip codes 53402 to 53406. The report shall be derived, at least in part, from a  
2 multidisciplinary review of all fetal and infant deaths in the relevant year and shall  
3 specify causation found for the mortality and morbidity. The city health department  
4 shall submit the report to all of the following:

5 1. The city of Racine.

6 2. The department of health and family services.

7 3. The legislature, in the manner provided under section 13.172 (3) of the  
8 statutes.

9 4. The governor.

10 (7j) MEDICAL ASSISTANCE PHARMACY DISPENSING FEE.

11 (a) In this subsection, “public assistance programs” means medical assistance,  
12 as defined in section 49.43 (8) of the statutes, and the programs under sections 49.665  
13 and 49.688 of the statutes, as affected by this act.

14 (b) The department of health and family services shall determine the amount  
15 by which reimbursement to pharmacies for multisource generic drug products under  
16 public assistance programs will be reduced as a result of implementation of average  
17 manufacturing price reimbursement standards in accordance with the federal  
18 Deficit Reduction Act of 2005, and shall determine the amount by which the  
19 pharmacy dispensing fee under public assistance programs must be increased to  
20 compensate for that reduction in reimbursement.

21 (c) The department of health and family services shall submit to the U.S.  
22 department of health and human services an amendment to the state plan for  
23 medical assistance that authorizes the department of health and family services to  
24 increase the pharmacy dispensing fee under public assistance programs by the  
25 amount determined under paragraph (b), and, if the U.S. department of health and

1 human services approves the amendment, shall increase the dispensing fee upon  
2 approval.

3 (7k) REPORT ON FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM PARTICIPATION.  
4 The department of health and family services shall submit to the joint committee on  
5 finance, no later than January 1, 2009, a report that compares participation in the  
6 food stamp employment and training program after participation becomes voluntary  
7 with participation in the program before participation became voluntary.

8 (7L) SMOKING CESSATION PROGRAM. The department of health and family  
9 services shall create, and, by the first day of the 7th month beginning after the  
10 effective date of this subsection, implement an incentive-based smoking cessation  
11 program for medical assistance recipients. The program shall incorporate elements  
12 of existing smoking cessation programs administered by the state. The emphasis of  
13 the program shall be to have medical assistance recipients stop smoking as soon as  
14 possible. The department of health and family services may enter into an agreement  
15 with another person to create or administer the program.

16 (7p) REPORT ON PURCHASE OF DRUGS FOR HIV/AIDS.

17 (a) The department of health and family services shall determine the feasibility  
18 of modifying the pilot program under section 49.686 (6) of the statutes, as created by  
19 this act, in the following manner:

20 1. The cost of drugs for individuals in the pilot program and for which  
21 reimbursement may be provided under section 49.686 (2) of the statutes would  
22 continue to be paid for under the program under section 49.686 (1) to (5) of the  
23 statutes.



1           2. The Health Insurance Risk-Sharing Plan would reimburse the program  
2 under section 49.686 (1) to (5) of the statutes for the drug costs paid by that program  
3 under subdivision 1.

4           (b) No later than January 1, 2008, the department shall submit a report with  
5 its conclusions to the Joint Committee on Finance.

6           (8k) DENTAL ACCESS FUNDING. From the net savings projected to result from the  
7 implementation of the BadgerCare Plus program under section 49.471 of the  
8 statutes, as created by this act, the department of health and family services shall  
9 provide \$200,000 in fiscal year 2007-08 to the Peter Christensen Health Center and  
10 \$200,000 in fiscal year 2007-08 to the Lake Superior Community Health Center to  
11 increase access to dental services under the related initiatives that are to be funded  
12 from those projected net savings.

13           (8x) CLINIC GRANT FOR DENTAL SERVICES. From the appropriation under section  
14 20.435 (5) (dm) of the statutes, as affected by this act, the department of health and  
15 family services shall provide \$17,500 in fiscal year 2007-08 and \$17,500 in fiscal year  
16 2008-09 to the Community Connections Free Clinic in Dodgeville to provide dental  
17 services to low-income residents of Iowa County and surrounding areas.

18           (9f) STATE CENTERS FOR THE DEVELOPMENTALLY DISABLED. The authorized FTE  
19 positions for the department of health and family services are increased by 6.64 PR  
20 positions on July 1, 2007, to be funded from the appropriation account under section  
21 20.435 (2) (gk) of the statutes, for the purpose of performing services at the state  
22 centers for the developmentally disabled.

23           (9g) HOSPITAL ASSESSMENT REPORT. By December 31, 2008, and December 31,  
24 2009, and December 31, 2010, the department of health and family services shall

1 report to the joint committee on finance of the legislature all of the following  
2 information for the immediately previous state fiscal year:

3 (a) The total amount of assessments collected under section 50.375 of the  
4 statutes, as created by this act.

5 (b) The total amount of assessments collected from each hospital under section  
6 50.375 of the statutes, as created by this act.

7 (c) The total amounts that the department of health and family services  
8 determines were paid under section 49.45 (58) of the statutes, as created by this act,  
9 to health maintenance organizations as increased Medical Assistance payments to  
10 hospitals.

11 (d) The total amount of periodic interim payments made to each hospital by  
12 health maintenance organizations under section 49.45 (58) of the statutes, as created  
13 by this act.

14 (e) The total amount of Medical Assistance payments made to each hospital and  
15 the portion of the Medical Assistance capitated payments made to health  
16 maintenance organizations for inpatient and outpatient hospital services from  
17 appropriation accounts of general purpose revenues.

18 (f) The total amounts obtained under paragraphs (c) and (e).

19 (g) The results of any audits conducted by the department of health and family  
20 services under section 49.45 (58) of the statutes, as created by this act, concerning  
21 Medical Assistance payments and any actions taken by the department as a result  
22 of such an audit.

23 (9h) STATE PLAN AMENDMENT REQUEST. The department of health and family  
24 services shall submit to the Centers for Medicare and Medicaid Services a request  
25 to amend the Medical Assistance state plan that is in effect on July 1, 2009, in order

1 to use the Medical Assistance reimbursement methodology for payment to hospitals  
2 that was used prior to use of the Medical Assistance reimbursement methodology  
3 used during implementation of the assessment under section 50.375 of the statutes,  
4 as created by this act.

5 (9i) TRANSFER AND RENAMING OF COUNCIL ON DEVELOPMENTAL DISABILITIES.

6 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
7 liabilities of the department of health and family services primarily related to the  
8 council on developmental disabilities, as determined by the secretary of  
9 administration, shall become the assets and liabilities of the board for people with  
10 developmental disabilities.

11 (b) *Employee transfers.* All incumbent employees holding positions in the  
12 department of health and family services performing duties primarily related to the  
13 functions of the council on developmental disabilities, as determined by the secretary  
14 of administration, are transferred on the effective date of this paragraph to the board  
15 for people with developmental disabilities.

16 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
17 rights and the same status under subchapter V of chapter 111 and under chapter 230  
18 of the statutes, as affected by this act, in the board for people with developmental  
19 disabilities that they enjoyed in the department of health and family services  
20 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,  
21 no employee so transferred who has attained permanent status in class is required  
22 to serve a probationary period.

23 (d) *Tangible personal property.* On the effective date of this paragraph, all  
24 tangible personal property, including records, of the department of health and family  
25 services that is primarily related to the functions of the council on developmental

1 disabilities, as determined by the secretary of administration, is transferred to the  
2 board for people with developmental disabilities.

3 (e) *Contracts*. All contracts entered into by the department of health and family  
4 services in effect on the effective date of this paragraph that are primarily related  
5 to the functions of the council on developmental disabilities, as determined by the  
6 secretary of administration, remain in effect and are transferred to the board for  
7 people with developmental disabilities. The board for people with developmental  
8 disabilities shall carry out any obligations under such a contract until the contract  
9 is modified or rescinded by the board to the extent allowed under the contract.

10 (em) *Pending matters*. Any matter pending with the department of health and  
11 family services on the effective date of this paragraph that is primarily related to the  
12 council on developmental disabilities, as determined by the secretary of  
13 administration, is transferred to the board for people with developmental disabilities  
14 and all materials submitted to or actions taken by the department of health and  
15 family services with respect to the pending matter are considered as having been  
16 submitted to or taken by the board.

17 (9p) GRANT FOR HIV INFECTION SERVICES. From the appropriation account under  
18 section 20.435 (5) (ma) of the statutes the department of health and family services  
19 shall provide to the Black Health Coalition of Wisconsin, Inc., \$100,000 in state fiscal  
20 year 2007-08 as a one-time grant to provide HIV infection outreach, education,  
21 referral, and other services.

22 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation  
23 account under section 20.435 (3) (bc) of the statutes, as affected by section 341x of this  
24 act, the department of health and family services shall distribute \$250,000 in fiscal  
25 year 2007-08 for comprehensive early childhood initiatives in Dane County that

1 provide home visiting and employment preparation and support for low-income  
2 families.

3 **SECTION 9122. Nonstatutory provisions; Higher Educational Aids**  
4 **Board.**

5 (1) WISCONSIN COVENANT SCHOLARS PROGRAM.

6 (a) *Rules.* The higher educational aids board shall submit in proposed form the  
7 rules required under section 39.437 (5) of the statutes, as created by this act, to the  
8 legislative council staff under section 227.15 (1) of the statutes no later than the first  
9 day of the 18th month beginning after the effective date of this paragraph.

10 (b) *Emergency rules.* Using the procedure under section 227.24 of the statutes,  
11 the higher educational aids board may promulgate the rules required under section  
12 39.437 (5) of the statutes, as created by this act, for the period before the effective date  
13 of the permanent rules submitted under paragraph (a), but not to exceed the period  
14 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding  
15 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the higher educational aids board  
16 is not required to provide evidence that promulgating a rule under this paragraph  
17 as an emergency rule is necessary for the preservation of the public peace, health,  
18 safety, or welfare and is not required to provide a finding of emergency for a rule  
19 promulgated under this paragraph.

20 **SECTION 9123. Nonstatutory provisions; Historical Society.**

21 **SECTION 9124. Nonstatutory provisions; Housing and Economic**  
22 **Development Authority.**

23 **SECTION 9125. Nonstatutory provisions; Insurance.**

24 **SECTION 9126. Nonstatutory provisions; Investment Board.**

1           (1f) OPERATING EXPENDITURES. Notwithstanding section 25.187 (2) (c) 1. of the  
2 statutes, as affected by this act, the total amount that the investment board may  
3 assess the funds for which the board has management responsibility during the  
4 2007–08 fiscal year may not exceed the greater of the amount that the board could  
5 have assessed the funds during the 2006–07 fiscal year or 0.0285 percent of the  
6 average market value of the assets of the funds at the end of each month between  
7 November 30 and April 30 of the 2006–07 fiscal year.

8           (1h) INITIATIVES REPORTS.

9           (a) During the 2008–09 fiscal year, on or before January 31, 2009, the  
10 investment board shall submit a report to the joint legislative audit committee and  
11 the joint committee on finance on the implementation and outcomes of initiatives  
12 commenced as a result of the changes in expenditure authority under section 25.187  
13 (2) (c) 1. of the statutes, as affected by this act.

14           (b) During the 2009–10 fiscal year, on or before January 31, 2010, the  
15 investment board shall submit a report to the joint legislative audit committee and  
16 the joint committee on finance on the implementation and outcomes of initiatives  
17 commenced as a result of the changes in expenditure authority under section 25.187  
18 (2) (c) 1. of the statutes, as affected by this act.

19           **SECTION 9127. Nonstatutory provisions; Joint Committee on Finance.**

20           **SECTION 9128. Nonstatutory provisions; Judicial Commission.**

21           **SECTION 9129. Nonstatutory provisions; Justice.**

22           (1f) DISTRICT ATTORNEY POSITION; ST. CROIX COUNTY. From the appropriation  
23 account under section 20.455 (2) (n) of the statutes, the department of justice shall  
24 expend \$32,400 in fiscal year 2007–08 and \$64,800 in fiscal year 2008–09 to provide  
25 1.0 assistant district attorney position in St. Croix County.

1           (1h) DISTRICT ATTORNEY POSITION; CHIPPEWA COUNTY. From the appropriation  
2 account under section 20.455 (2) (n) of the statutes, the department of justice shall  
3 expend \$16,700 in fiscal year 2007-08 and \$16,700 in fiscal year 2008-09 to provide  
4 .25 assistant district attorney position in Chippewa County.

5           **SECTION 9130. Nonstatutory provisions; Legislature.**

6           (1d) JOINT SURVEY COMMITTEE ON RETIREMENT SYSTEMS; ACTUARIAL OPINION OF 2007  
7 SENATE BILL 19 OR 2007 ASSEMBLY BILL 43. The cochairpersons of the joint survey  
8 committee on retirement systems, pursuant to the powers granted the  
9 cochairpersons under section 13.50 (6) (am) of the statutes, are requested to order,  
10 during the 2007-08 fiscal year, an actuarial opinion on the impact of 2007 Senate Bill  
11 19 or 2007 Assembly Bill 43, and any pending amendments, on the costs, actuarial  
12 balance, or goals of the Wisconsin Retirement System.

13           (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU.

14           (a) On December 31, 2007, all assets and liabilities of the revisor of statutes  
15 bureau shall become the assets and liabilities of the legislative reference bureau.

16           (b) On December 31, 2007, all tangible personal property, including records, of  
17 the revisor of statutes bureau is transferred to the legislative reference bureau.

18           (c) On December 31, 2007, all contracts entered into by the revisor of statutes  
19 bureau, which are in effect on December 31, 2007, remain in effect and are  
20 transferred to the legislative reference bureau. The legislative reference bureau  
21 shall carry out any such contractual obligations until modified or rescinded by the  
22 legislative reference bureau to the extent allowed under the contract.

23           (d) 1. If requested by any person who holds an attorney position at the revisor  
24 of statutes bureau, the chief of the legislative reference bureau shall interview the  
25 person to fill an attorney position at the legislative reference bureau. The chief of

1 the legislative reference bureau shall offer employment at the legislative reference  
2 bureau, beginning on or before December 31, 2007, to one person who holds an  
3 attorney position at the revisor of statutes bureau.

4 2. If requested by any person who holds a publications editor position at the  
5 revisor of statutes bureau, the chief of the legislative reference bureau shall  
6 interview the person to fill a publications editor position at the legislative reference  
7 bureau. The chief of the legislative reference bureau shall offer employment at the  
8 legislative reference bureau, beginning on or before December 31, 2007, to one  
9 person who holds a publications editor position at the revisor of statutes bureau.

10 (2c) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES.

11 (a) *Advisory role of special committee on strengthening Wisconsin's families.*  
12 The special committee on strengthening Wisconsin's families under section 13.83 (4),  
13 2005 stats., shall advise the secretaries of administration, health and family  
14 services, and workforce development in planning and implementing the creation of  
15 the department of children and families.

16 (b) *Certain missions unaltered.* The creation of the department of children and  
17 families and the merging in that department of the child welfare programs  
18 administered by the department of health and family services under chapter 46,  
19 2005 stats., and chapter 48, 2005 stats., and of the Wisconsin Works program  
20 administered by the department of workforce development under subchapter III of  
21 chapter 49, 2005 stats., does not alter the missions of those programs.

22 (4v) LEGISLATIVE APPROPRIATION LAPSES AND REESTIMATES.

23 (a) In this subsection, "state operations" means all purposes except aids to  
24 individuals and organizations and local assistance.



1           (b) The cochairpersons of the joint committee on legislative organization shall  
2 take actions during the 2007-09 fiscal biennium to ensure that from general purpose  
3 revenue appropriations for state operations to the legislature under section 20.765  
4 of the statutes, as affected by this act, an amount equal to a total of \$3,561,000 in  
5 fiscal year 2007-08 and a total of \$2,744,600 in fiscal year 2008-09 are lapsed from  
6 sum certain appropriation accounts or are subtracted from the expenditure  
7 estimates for any other types of appropriations, or both.

8           **SECTION 9131. Nonstatutory provisions; Lieutenant Governor.**

9           **SECTION 9132. Nonstatutory provisions; Lower Wisconsin State**  
10 **Riverway Board.**

11           **SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.**

12           **SECTION 9134. Nonstatutory provisions; Military Affairs.**

13           **SECTION 9135. Nonstatutory provisions; Natural Resources.**

14           (1) MANAGED FOREST LAND BOARD. Notwithstanding section 15.345 (6) of the  
15 statutes, as created by this act, 2 of the initial members of the managed forest land  
16 board appointed under section 15.345 (6) (a) to (d) of the statutes, as created by this  
17 act, shall serve for terms expiring on May 1, 2009, and 2 of those initial members  
18 shall serve for terms expiring on May 1, 2011.

19           (1f) RULES FOR CONTAMINATED SEDIMENT PROGRAM. Using the procedure under  
20 section 227.24 of the statutes, the department of natural resources may promulgate  
21 the rule required under section 292.68 (11) of the statutes, as created by this act, for  
22 the period before the effective date of the permanent rule under that provision, but  
23 not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.  
24 Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
25 is not required to provide evidence that promulgating a rule under this subsection

1 as an emergency rule is necessary for the preservation of the public peace, health,  
2 safety, or welfare and is not required to provide a finding of emergency for a rule  
3 promulgated under this subsection.

4 (1i) GRANT TO CHIPPEWA FALLS. From the appropriation account under section  
5 20.370 (6) (dq) or 20.866 (2) (th) of the statutes, as affected by this act, the department  
6 of natural resources shall provide a grant to the city of Chippewa Falls during the  
7 2007–09 fiscal biennium to purchase land along the business route of STH 29 near  
8 Bridge Street and River Street in the city of Chippewa Falls. The department shall  
9 make the grant under this subsection in an amount equal to \$200,000 or 70 percent  
10 of the cost of purchasing the land, whichever is less.

11 (2u) TERMS OF MEMBERS OF LOWER FOX RIVER REMEDIATION AUTHORITY.  
12 Notwithstanding the length of terms specified in section 279.02 (1) of the statutes,  
13 as created by this act, the governor shall appoint one of the initial members of the  
14 Lower Fox River Remediation Authority for a term expiring on June 30, 2009, one  
15 of the initial members of the Lower Fox River Remediation Authority for a term  
16 expiring on June 30, 2010, one of the initial members of the Lower Fox River  
17 Remediation Authority for a term expiring on June 30, 2011, one of the initial  
18 members of the Lower Fox River Remediation Authority for a term expiring on June  
19 30, 2012, one of the initial members of the Lower Fox River Remediation Authority  
20 for a term expiring on June 30, 2013, one of the initial members of the Lower Fox  
21 River Remediation Authority for a term expiring on June 30, 2014, and one of the  
22 initial members of the Lower Fox River Remediation Authority for a term expiring  
23 on June 30, 2015.

24 (2v) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of  
25 natural resources shall provide in fiscal year 2007–08, from the appropriation under

1 section 20.370 (5) (cq) of the statutes, as affected by this act, \$250,000 to the  
2 Southeastern Wisconsin Fox River Commission. The commission may use this  
3 funding for activities that are being conducted on the effective date of this subsection  
4 and that are consistent with the commission's implementation plan. The activities  
5 for which this funding is utilized may include the activities required under section  
6 33.56 (1), (2), and (3) of the statutes.

7 (3f) GRANT FOR CHELSEA SANITARY DISTRICT. Notwithstanding section 281.58 (8)  
8 (g), (8m), and (13) (b) and (c) to (d) of the statutes, in fiscal year 2007-08, the  
9 department of natural resources shall provide a clean water fund financial hardship  
10 assistance grant of not more than \$80,000 to the Chelsea Sanitary District in Taylor  
11 County for sanitary system improvements. Notwithstanding section 281.58 (13) (e),  
12 the department shall allocate financial hardship assistance for the Chelsea Sanitary  
13 District project before it allocates financial hardship assistance to any other project  
14 in fiscal year 2007-08.

15 (3k) WILDLIFE DAMAGE PLAN. The department of natural resources shall prepare  
16 a plan that describes methods for administering the wildlife damage abatement and  
17 wildlife damage claim programs in fiscal year 2008-09 so that the amounts expended  
18 by the department for those programs, as authorized under section 29.889 of the  
19 statutes, do not exceed the revenues received by the department for expenditure  
20 under section 29.889 of the statutes. The department of natural resources shall  
21 submit the plan to the members of the joint committee on finance no later than  
22 January 1, 2008.

23 (4c) AQUATIC INVASIVE SPECIES GRANT. From the appropriation under section  
24 20.370 (6) (as) of the statutes, as created by this act, the department of natural  
25 resources shall provide a \$25,000 grant in fiscal year 2007-08 to the city of Oshkosh

1 under section 23.22 (2) (c) of the statutes, as affected by this act, to fund aquatic  
2 invasive species education, prevention, and control activities in Miller’s Bay and the  
3 adjacent waters of Lake Winnebago. Notwithstanding the cost-sharing  
4 requirements specified under section 23.22 (2) (c) of the statutes, as affected by this  
5 act, the city of Oshkosh need not make any cost-share contributions to match the  
6 grant provided under this subsection.

7 (4f) DULUTH-SUPERIOR HARBOR STUDY. Of the amounts appropriated under  
8 section 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the  
9 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural  
10 resources shall provide \$100,000 in fiscal year 2007–08 to the city of Superior for a  
11 project to study dock wall corrosion in the Duluth–Superior Harbor. The city of  
12 Superior need not contribute any moneys to match the amount expended from the  
13 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act.  
14 Notwithstanding section 30.92 (1) (c) and (4) (b) 7. of the statutes, the study of dock  
15 wall corrosion in the Duluth–Superior Harbor is a qualifying project for the purpose  
16 of expending moneys under this subsection. This project need not be placed on the  
17 priority list under section 30.92 (3) (a) of the statutes.

18 (4g) ALL-TERRAIN VEHICLE TRAILS IN NORTHERN HIGHLAND-AMERICAN LEGION  
19 STATE FOREST.

20 (a) From the appropriation under section 20.370 (1) (ms) of the statutes, as  
21 affected by this act, the department of natural resources may spend up to \$504,100  
22 during fiscal year 2007–08 for the development of all-terrain vehicle trails in the  
23 Northern Highland–American Legion State Forest, subject to paragraph (b).

24 (b) Expenditures under this subsection shall be approved by the natural  
25 resources board.

1           **SECTION 9136. Nonstatutory provisions; Public Defender Board.**

2           **SECTION 9137. Nonstatutory provisions; Public Instruction.**

3           (1) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; RULES. By the first day of the  
4           3rd month beginning after the effective date of this subsection, the department of  
5           public instruction shall, using the procedure under section 227.24 of the statutes,  
6           promulgate the rule required under section 119.23 (2) (a) 8. of the statutes, as created  
7           by this act, for the period before the effective date of the permanent rule promulgated  
8           under section 119.23 (2) (a) 8. of the statutes, as created by this act, but not to exceed  
9           the period authorized under section 227.24 (1) (c) and (2) of the statutes.  
10          Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department  
11          of public instruction is not required to provide evidence that promulgating a rule  
12          under this subsection as an emergency rule is necessary for the preservation of the  
13          public peace, health, safety, or welfare and is not required to provide a finding of  
14          emergency for a rule promulgated under this subsection.

15          (2) MILWAUKEE PARENTAL CHOICE PROGRAM FEES; FEES FOR THE 2007-08 SCHOOL  
16          YEAR. Notwithstanding section 119.23 (2) (a) 8. of the statutes, as created by this act,  
17          each private school participating in the program under section 119.23 of the statutes,  
18          as affected by this act, in the 2007-08 school year shall pay the fee required under  
19          section 119.23 (2) (a) 8. of the statutes, as created by this act, no later than 30 days  
20          after the effective date of the rule promulgated under subsection (1).

21          (3k) GRANTS FOR SCHOOL DISTRICT CONSOLIDATION.

22          (a) A consortium of 2 or more school districts may apply to the department of  
23          public instruction for a grant to conduct a school district consolidation feasibility  
24          study. The consortium shall submit a plan identifying the school districts engaged

1 in the study, the issues the study will address, and how the grant funds will be  
2 expended. A school district may not be a member of more than one consortium.

3 (b) In the 2008–09 school year, the department of public instruction shall award  
4 grants to consortia from the appropriation under section 20.255 (2) (bs) of the  
5 statutes, as created by this act. The department may not award more than \$10,000  
6 to any consortium.

7 (c) The department of public instruction shall give priority to applications that  
8 demonstrate prior attempts to address the underlying issues associated with  
9 management and operation of the school districts' programs.

10 (d) A consortium awarded a grant under paragraph (b) shall submit the results  
11 of the study to the department of public instruction.

12 (4k) SCHOOL DISTRICT CONSOLIDATION STUDY. Notwithstanding section 115.435  
13 of the statutes, the department of public instruction shall, from the appropriation  
14 under section 20.255 (2) (ad) of the statutes, as affected by this act, award one or more  
15 grants totaling \$30,000 in the 2007–08 fiscal year to the school districts located in  
16 Ashland, Price, or Sawyer counties for the purpose of studying consolidation.

17 (5i) ONE-TIME GRANTS TO ORGANIZATIONS. From the appropriation account under  
18 section 20.255 (3) (a) of the statutes, as created by this act, the department of public  
19 instruction shall distribute grants as follows:

20 (a) *Big Brothers Big Sisters of Dane County*. A grant of \$25,000 in fiscal year  
21 2007–08 to Big Brothers Big Sisters of Dane County for mentoring in collaboration  
22 with the Madison Metropolitan School District.

23 (b) *Latino Community Center*. A grant of \$12,500 in fiscal year 2007–08 to the  
24 Latino Community Center for a school safety improvement project at South Division  
25 High School.

1           (c) *Badger State Science and Engineering Fair*. A grant of \$12,500 in fiscal year  
2           2007-08 and in fiscal year 2008-09 to the Badger State Science and Engineering  
3           Fair.

4           (7c) LA CAUSA CHARTER SCHOOL.

5           (a) Notwithstanding section 196.218 (5) (a) of the statutes, as affected by this  
6           act, in the 2007-08 fiscal year the department of public instruction shall pay the  
7           amount appropriated under section 20.255 (2) (u) of the statutes, as created by this  
8           act, to La Causa Charter School in the city of Milwaukee.

9           (b) Notwithstanding section 196.218 (3) (a) of the statutes, as affected by this  
10          act, the public service commission shall ensure that the contributions from  
11          telecommunications providers under that paragraph are sufficient to generate the  
12          amount appropriated under section 20.255 (2) (u) of the statutes, as created by this  
13          act.

14          **SECTION 9138. Nonstatutory provisions; Public Lands, Board of**  
15          **Commissioners of.**

16          **SECTION 9139. Nonstatutory provisions; Public Service Commission.**

17          (1f) PUBLIC LIBRARY SYSTEMS FUNDING FROM UNIVERSAL SERVICE FUND.  
18          Notwithstanding section 196.218 (3) (a) 3. b. of the statutes, the public service  
19          commission shall, in determining the amount of contributions to the universal  
20          service fund for fiscal year 2007-08, deduct \$9,200,000 from the amount  
21          appropriated under section 20.255 (3) (qm) of the statutes for fiscal year 2007-08.

22          **SECTION 9140. Nonstatutory provisions; Regulation and Licensing.**

23          **SECTION 9141. Nonstatutory provisions; Revenue.**

24          (1) INTERNAL REVENUE CODE. Changes to the Internal Revenue Code made by  
25          Public Law 109-135, excluding sections 101, 105, 201 (a) as it relates to section

1 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of Public Law 109–135, and Public Law  
2 109–280, excluding sections 811 and 844 of Public Law 109–280, apply to the  
3 definitions of “Internal Revenue Code” in chapter 71 of the statutes at the time that  
4 those changes apply for federal income tax purposes.

5 (1f) DEPARTMENT OF REVENUE STUDY; UTILITY LICENSE FEES. No later than  
6 December 31, 2008, the department of revenue shall convene a study group to assess  
7 the feasibility and desirability of imposing local general property taxes or their  
8 equivalent on all property, other than production plants, of electric cooperatives,  
9 municipal utilities, and light, heat, and power companies. The study group shall  
10 include residents of communities that host public utility property; representatives  
11 of electric cooperatives, municipal utilities, and light, heat, and power companies;  
12 members of the public who have expertise in the taxation of public utilities and in  
13 transmission line siting; and any other individuals who the department of revenue  
14 believes to have expertise related to the study. No later than May 1, 2009, the study  
15 group shall report its findings and recommendations to the legislature under section  
16 13.172 (2) of the statutes.

17 (2f) RETAILER INVENTORY SYSTEM FOR LOTTERY TICKETS. The department of  
18 revenue shall develop a detailed implementation and cost plan for an instant ticket  
19 retailer inventory system and submit the plan to the joint committee on finance on  
20 or before January 31, 2008. The plan shall include the text of a proposed  
21 administrative rule relating to retailer billing procedures or, if such an  
22 administrative rule has been promulgated, a summary of the promulgated  
23 administrative rule. If the cochairpersons of the committee do not notify the  
24 department within 14 working days after the date of submittal of the plan that the  
25 committee has scheduled a meeting for the purpose of reviewing the plan, the



1 department may implement the plan. If, within 14 working days after the date of  
2 submittal, the cochairpersons of the committee notify the department that the  
3 committee has scheduled a meeting for the purpose of reviewing the plan, the  
4 department may implement the plan only upon approval of the committee.

5 (2v) PROPERTY TAXES DUE ON PROPERTY DAMAGED BY FLOODING. Notwithstanding  
6 sections 74.11 (2) (b) and 74.11 (8) of the statutes, the 2nd installment of property  
7 taxes due and payable on or before July 31, 2007, for property located in the village  
8 of Bagley and the town of Wyalusing may be paid no later than October 31, 2007, and  
9 not be considered delinquent, if the taxpayer certifies to the taxation district that the  
10 property has been damaged or destroyed by flooding. If the 2nd installment of taxes  
11 is not paid on or before October 31, 2007, the entire amount of the taxes remaining  
12 unpaid is delinquent as of November 1, 2007, and interest and penalties are due  
13 under section 74.11 (11) of the statutes.

14 **SECTION 9142. Nonstatutory provisions; Secretary of State.**

15 **SECTION 9143. Nonstatutory provisions; State Employment Relations,**  
16 **Office of.**

17 **SECTION 9144. Nonstatutory provisions; State Fair Park Board.**

18 **SECTION 9145. Nonstatutory provisions; Supreme Court.**

19 **SECTION 9146. Nonstatutory provisions; Technical College System.**

20 (1k) DAIRY SCIENCE ASSOCIATE DEGREE PROGRAM. The technical college system  
21 board shall allocate \$194,000 in the 2008-09 fiscal year from the appropriation  
22 under section 20.292 (1) (dc) of the statutes for an incentive grant to Northcentral  
23 Technical College for a dairy science associate degree program if Northcentral  
24 Technical College contributes at least \$65,000 for the program in the 2008-09 fiscal  
25 year.

1           (2k) FEE REMISSIONS. Notwithstanding section 38.24 (8) (bm) 2. of the statutes,  
2           as created by this act, a student who is a veteran may receive a remission under that  
3           subsection for the fall 2007 semester and may continue to receive the remission in  
4           subsequent semesters if the student remains continuously enrolled.

5           **SECTION 9147. Nonstatutory provisions; Tourism.**

6           **SECTION 9148. Nonstatutory provisions; Transportation.**

7           (2) TRANSFER OF SUPPLEMENTAL TITLE FEES. Notwithstanding sections 20.855 (4)  
8           (f) and 85.037 of the statutes, as affected by this act, no transfer of moneys may be  
9           made from the general fund under section 20.855 (4) (f) related to supplemental title  
10          fees collected under section 342.14 (3m) of the statutes, as affected by this act, during  
11          fiscal year 2007–08. This does not prohibit any transfers made during fiscal year  
12          2007–08 for fees collected in fiscal year 2006–07. During fiscal year 2007–08, the  
13          secretary of administration shall transfer \$1,500,000 from the general fund to the  
14          environmental fund in fiscal year 2007–08, for the purpose specified in section 25.46  
15          (1m) of the statutes, as affected by this act.

16          **SECTION 9149. Nonstatutory provisions; Treasurer.**

17          **SECTION 9150. Nonstatutory provisions; University of Wisconsin**  
18          **Hospitals and Clinics Authority.**

19          (1f) NEW MEMBERS. Notwithstanding section 233.02 (1) (ag) of the statutes, as  
20          created by this act, of the initial terms of the members of the board of directors of the  
21          University of Wisconsin Hospitals and Clinics Authority appointed under section  
22          233.02 (1) (ag) of the statutes, as created by this act, one term shall expire on July  
23          1, 2010, one term shall expire on July 1, 2011, and one term shall expire on July 1,  
24          2012.

1           **SECTION 9151. Nonstatutory provisions; University of Wisconsin**  
2           **Hospitals and Clinics Board.**

3           (1f) NEW MEMBERS. Notwithstanding section 15.96 (1) (ag) of the statutes, as  
4           created by this act, of the initial terms of the members of the University of Wisconsin  
5           Hospitals and Clinics Board appointed under section 15.96 (1) (ag) of the statutes,  
6           as created by this act, one term shall expire on July 1, 2010, one term shall expire  
7           on July 1, 2011, and one term shall expire on July 1, 2012.

8           **SECTION 9152. Nonstatutory provisions; University of Wisconsin**  
9           **System.**

10          (1) UW-MILWAUKEE SCHOOL OF PUBLIC HEALTH. Of the moneys appropriated to  
11          the Board of Regents of the University of Wisconsin System under section 20.285 (1)  
12          (a) of the statutes for the 2008-09 fiscal year, the board shall allocate \$200,000 for  
13          establishing the University of Wisconsin-Milwaukee School of Public Health, but  
14          only if the board approves the school.

15          (2u) WISCONSIN IDEA COURSE FOR CHINESE STUDENTS. Of the moneys  
16          appropriated to the Board of Regents of the University of Wisconsin System under  
17          section 20.285 (1) (a) of the statutes, the Board of Regents shall allocate \$25,000 for  
18          fiscal year 2007-08 for the development of a 5-week course to be offered in the  
19          summer of 2008 for introducing Chinese political, business, and academic leaders  
20          and practitioners to the Wisconsin Idea, especially as the Wisconsin Idea relates to  
21          environmental issues in China. The Board of Regents shall prepare a report that  
22          assesses the environmental, economic, and educational impacts of the course on this  
23          state and China; recommends whether the course should be continued and, if so, how  
24          the course may be improved; and assesses how the Wisconsin Idea may be used to  
25          position the state as a preferred trading partner with China and to position the

1 University of Wisconsin as a preferred venue at which to discuss environmental and  
2 natural resource issues related to China. No later than May 1, 2009, the Board of  
3 Regents shall submit the report to the appropriate standing committees of the  
4 legislature in the manner provided under section 13.172 (3) of the statutes.

5 (2v) WRITTEN POLICIES FOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECTS. No  
6 later than January 1, 2008, the Board of Regents of the University of Wisconsin  
7 System shall submit for review by the joint legislative audit committee and for  
8 approval by the joint committee on information policy and technology a preliminary  
9 draft of the policies required under section 36.59 (1) (c) of the statutes, as created by  
10 this act.

11 (2w) RULES PERTAINING TO LARGE, HIGH-RISK INFORMATION TECHNOLOGY PROJECTS.  
12 The Board of Regents of the University of Wisconsin System shall submit in proper  
13 form the rules required under section 36.59 (2) of the statutes, as created by this act,  
14 to the legislative council staff under section 227.15 (1) of the statutes no later than  
15 June 30, 2008.

16 (3t) LUNG CANCER RESEARCH. Of the moneys appropriated to the Board of  
17 Regents of the University of Wisconsin System under section 20.285 (1) (a) of the  
18 statutes for the 2008–09 fiscal year, the board may expend all but \$2,500,000 if the  
19 board does not receive \$2,500,000 in gifts and grants from private sources in that  
20 fiscal year to support lung cancer research at the University of Wisconsin Paul P.  
21 Carbone Comprehensive Cancer Center. If the board receives \$2,500,000 in gifts and  
22 grants from private sources in that fiscal year to support such research, the board  
23 may expend an additional \$2,500,000 in that fiscal year to support such research.

24 **SECTION 9153. Nonstatutory provisions; Veterans Affairs.**

1           (1) PAYMENTS FOR OUTREACH FOR HOMELESS VETERANS. From the appropriation  
2           under section 20.485 (2) (am) of the statutes, as created by this act, the department  
3           of veterans affairs may annually make a payment not to exceed \$25,000 to the Center  
4           for Veteran Issues for the purpose of providing outreach services for homeless  
5           veterans.

6           (2c) DOUGLAS COUNTY VETERANS HEALTH CARE STUDY. From the appropriation  
7           under section 20.485 (2) (tm) of the statutes, no later than June 30, 2009, the  
8           department of veterans affairs shall study the long-term health care needs of the  
9           veterans population in Douglas County, including the demand for, and feasibility of,  
10          establishing a rehabilitative care center, in addition to an evaluation of the  
11          anticipated need for a nursing home or assisted living facility in that area. The  
12          department of veterans affairs shall use the funding available under this subsection  
13          to contract for the study. The scope and methodology of the study shall be determined  
14          by the legislative audit bureau, with the cooperation of the department of veterans  
15          affairs.

16          (3g) PLANNING AND STUDY OF CEMETERY IN OUTAGAMIE COUNTY. From the  
17          appropriation under section 20.485 (2) (tm) of the statutes, the department of  
18          veterans affairs shall expend an amount not to exceed \$35,000 during fiscal year  
19          2007-08 for a capital planning and feasibility study of a new state veterans cemetery  
20          in Outagamie County.

21          (3i) KOREAN WAR MEMORIAL REFURBISHMENT. From the appropriation under  
22          section 20.485 (2) (e) of the statutes, as created by this act, the department of  
23          veterans affairs shall provide \$165,000 during fiscal year 2007-08 for the  
24          refurbishment of the Korean War memorial at Plover. No moneys may be provided  
25          under this subsection until the veterans groups that are raising funds for

1 refurbishing the Korean War memorial at Plover raise matching funds of at least  
2 \$165,000.

3 **SECTION 9154. Nonstatutory provisions; Workforce Development.**

4 (1) TRANSFER TO THE DEPARTMENT OF CHILDREN AND FAMILIES.

5 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
6 liabilities of the department of workforce development that are primarily related to  
7 the functions of the bureau of Wisconsin Works and child support and the child care  
8 section of the bureau of workforce programs, as determined by the secretary of  
9 administration, shall become the assets and liabilities of the department of children  
10 and families.

11 (b) *Employee transfers.*

12 1. The classified positions, and incumbent employees holding positions, in the  
13 department of workforce development relating primarily to the functions of the  
14 bureau of Wisconsin Works and child support and the child care section of the bureau  
15 of workforce programs, as determined by the secretary of administration, are  
16 transferred to the department of children and families.

17 2. The classified positions, and incumbent employees holding positions, in the  
18 department of workforce development relating primarily to general administration  
19 and program support that the secretary of administration determines should be  
20 transferred are transferred to the department of children and families. Upon  
21 determination of these employees, the secretary of workforce development shall, in  
22 conjunction with the secretary of health and family services, by January 1, 2008, and  
23 submit a plan to the secretary of administration requesting the transfer of moneys  
24 between the general purpose revenue appropriations for the departments of  
25 workforce development and health and family services and the department of

1 children and families, between the program revenue appropriations for the  
2 departments of workforce development and health and family services and the  
3 department of children and families, between the program revenue-service  
4 appropriations for the departments of workforce development and health and family  
5 services and the department of children and families, between the appropriations of  
6 given segregated funds for the departments of workforce development and health  
7 and family services and the department of children and families, and between the  
8 federal revenue appropriations for the departments of workforce development and  
9 health and family services and the department of children and families, if necessary  
10 to adjust previously allocated costs in accordance with the transfer of personnel.

11 (c) *Employee status.* Employees transferred under paragraph (b) shall have the  
12 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
13 statutes, as affected by this act, in the department of children and families that they  
14 enjoyed in the department of workforce development immediately before the  
15 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so  
16 transferred who has attained permanent status in class is required to serve a  
17 probationary period.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all  
19 tangible personal property, including records, of the department of workforce  
20 development that is primarily related to the functions of the bureau of Wisconsin  
21 Works and child support and the child care section of the bureau of workforce  
22 programs, as determined by the secretary of administration, shall be transferred to  
23 the department of children and families.

24 (e) *Contracts.* All contracts entered into by the department of workforce  
25 development in effect on the effective date of this paragraph that are primarily

1 related to the functions of the bureau of Wisconsin Works and child support and the  
2 child care section of the bureau of workforce programs, as determined by the  
3 secretary of administration, remain in effect and are transferred to the department  
4 of children and families. The department of children and families shall carry out any  
5 such contractual obligations unless modified or rescinded by the department of  
6 children and families to the extent allowed under the contract.

7 (f) *Rules and orders.* All rules promulgated by the department of workforce  
8 development that are primarily related to the functions of the bureau of Wisconsin  
9 Works and child support and the child care section of the bureau of workforce  
10 programs, as determined by the secretary of administration, and that are in effect  
11 on the effective date of this paragraph remain in effect until their specified expiration  
12 dates or until amended or repealed by the department of children and families. All  
13 orders issued by the department of workforce development that are primarily related  
14 to the functions of the bureau of Wisconsin Works and child support and the child  
15 care section of the bureau of workforce programs, as determined by the secretary of  
16 administration, and that are in effect on the effective date of this paragraph remain  
17 in effect until their specified expiration dates or until modified or rescinded by the  
18 department of children and families.

19 (g) *Pending matters.* Any matter pending with the department of workforce  
20 development on the effective date of this paragraph that is primarily related to the  
21 functions of the bureau of Wisconsin Works and child support and the child care  
22 section of the bureau of workforce programs, as determined by the secretary of  
23 administration, is transferred to the department of children and families and all  
24 materials submitted to or actions taken by the department of workforce development



1 with respect to the pending matter are considered as having been submitted to or  
2 taken by the department of children and families.

3 (3k) TRANSFER OF EMPLOYEE UNDER FOOD STAMP EMPLOYMENT AND TRAINING  
4 PROGRAM.

5 (a) *Position and employee transfer.* There is transferred from the department  
6 of workforce development to the department of health and family services 1.0 FTE  
7 classified position, and the incumbent employee or employees holding the position,  
8 relating primarily to the administration of the food stamp employment and training  
9 program, as determined by the secretary of administration.

10 (b) *Employee status.* Employees transferred under paragraph (a) shall have the  
11 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
12 statutes, as affected by this act, in the department of health and family services that  
13 they enjoyed in the department of workforce development immediately before the  
14 transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so  
15 transferred who has attained permanent status in class is required to serve a  
16 probationary period.

17 (4k) GRANT TO RACINE YOUNG WOMEN'S CHRISTIAN ASSOCIATION. From the  
18 appropriation under section 20.445 (3) (e) of the statutes, as created by this act, the  
19 department of workforce development shall make a grant of \$25,000 in fiscal year  
20 2007-08 to the Racine Young Women's Christian Association for start-up costs for  
21 a job skills training program.

22 (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. From the  
23 appropriation account under section 20.445 (1) (fr) of the statutes, as created by this  
24 act, the department of workforce development shall distribute \$25,000 in fiscal year  
25 2007-08 to the Racine County Workforce Development Board for the development

1 of a comprehensive community-wide workforce development plan that addresses  
2 the specific challenges faced in Racine County, including the need to prepare a highly  
3 skilled and educated workforce that meets employer needs, so as to enhance the  
4 economic viability of Racine County.

5 **SECTION 9155. Nonstatutory provisions; other.**

6 (1t) INDIAN CHILD HIGH-COST OUT-OF-HOME CARE PLACEMENT FUNDING. From the  
7 appropriation account under section 20.437 (1) (kz) of the statutes, as affected by this  
8 act, in fiscal year 2008–09 the department of children and families may expend not  
9 more than \$500,000 in moneys transferred from the appropriation account under  
10 section 20.505 (8) (hm) 21. of the statutes, as created by this act, less any moneys  
11 expended under SECTION 9121 (1t) of this act, for unexpected or unusually high-cost  
12 out-of-home care placements of Indian children by tribal courts.

13 (3t) LEVY LIMIT EXCEPTION; COUNTY CHARGES TO RECOVERY UNLAWFUL PROPERTY  
14 TAXES. The limit otherwise applicable under section 66.0602 of the statutes does not  
15 apply to an amount that a municipality levied in 2006 as a county special charge to  
16 recover unlawful real estate taxes that were included on a municipality's statement  
17 of taxes for 2006 that was filed with the department of revenue if the special charge  
18 resulted from a 2005 tax amount that was rescinded due to an error, as that term is  
19 used in section 74.33 (1) of the statutes.

20 (5a) LOCAL PURCHASES AND PROJECTS. The amounts, grantees, and purposes of  
21 the purchases and projects funded under section 16.40 (24) of the statutes, as created  
22 by this act, are as follows:

23 (a) The sum of \$15,000 to the Resch Aquatic Center in the city of Green Bay to  
24 assist with the costs associated with furnishings including, lockers for the center's  
25 lifeguards or construction of a concrete apron for spectators, or both.

1           (b) The sum of \$10,000 to the town of Pensaukee, Oconto County, to purchase  
2           furnishings, including historical photographs and frames, conference furniture,  
3           desks, and chairs, for the town hall.

4           (c) The sum of \$25,000 to the city of Sun Prairie to be used for the design and  
5           construction of a handicapped-accessible playground in Firemen's Park.

6           (d) The sum of \$12,500 to the Southside Organizing Committee in the city of  
7           Milwaukee for the purchase of a laptop computer and projector, a portable sound  
8           system with 4 wireless microphones, and translating equipment for 15 individuals.

9           (e) The sum of \$10,000 to Greater New Birth, Inc., in the city of Milwaukee to  
10          assist with the costs of a project to address child safety and violence reduction  
11          programing.

12          (f) The sum of \$50,000 to the Cleghorn Community Center in the town of  
13          Pleasant Valley in Eau Claire County for parking lot and road improvements at the  
14          center.

15          (5k) REPORT BY DEPARTMENT OF CHILDREN AND FAMILIES. Notwithstanding the  
16          requirement under section 49.32 (1) (a) of the statutes, as affected by this act, for  
17          reporting the number of children placed for adoption by the department of children  
18          and families and costs to the state relating to the adoptions during the previous year,  
19          for the report due by March 1, 2009, the department of children and families shall  
20          report the number of children placed for adoption by both the department of children  
21          and families and the department of health and family services during 2008 and the  
22          costs to the state relating to all those adoptions.

23          (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. From the appropriation  
24          account under section 20.437 (1) (bc) of the statutes, as affected by section 342 of this  
25          act, the department of children and families shall distribute \$250,000 in fiscal year

1 2008–09 for comprehensive early childhood initiatives in Dane County that provide  
2 home visiting and employment preparation and support for low–income families.

3 **SECTION 9201. Fiscal changes; Administration.**

4 (1c) LAPSE OR TRANSFER OF ANY UNENCUMBERED MONEYS IN APPROPRIATION  
5 ACCOUNTS AND FUNDS.

6 (a) Notwithstanding sections 20.001 (3) (a) to (c) and 25.40 (3) of the statutes,  
7 but subject to paragraph (d), the secretary of administration shall lapse to the  
8 general fund or transfer to the general fund from the unencumbered balances of state  
9 operations appropriations to executive branch state agencies, other than sum  
10 sufficient appropriations and appropriations of federal revenues, an amount equal  
11 to \$70,000,000 during each fiscal year of the 2007–09 and 2009–11 fiscal biennia.  
12 This paragraph shall not apply to appropriations to the Board of Regents of the  
13 University of Wisconsin System and to the technical college system board.

14 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to  
15 paragraph (d), the secretary of administration shall lapse to the general fund or  
16 transfer to the general fund from the unencumbered balances of state operations  
17 appropriations to the Board of Regents of the University of Wisconsin System, other  
18 than sum sufficient appropriations and appropriations of federal revenues, an  
19 amount equal to \$12,500,000 during each fiscal year of the 2007–09 and 2009–11  
20 fiscal biennia.

21 (c) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to  
22 paragraph (d), the secretary of administration shall lapse to the general fund or  
23 transfer to the general fund from the unencumbered balances of appropriations to  
24 the technical college system board, other than sum sufficient appropriations and

1 appropriations of federal revenues, an amount equal to \$500,000 during each fiscal  
2 year of the 2007-09 and 2009-11 fiscal biennia.

3 (d) The secretary of administration may not lapse or transfer moneys under  
4 this subsection if the lapse or transfer would violate a condition imposed by the  
5 federal government on the expenditure of the moneys or if the lapse or transfer would  
6 violate the federal or state constitution.

7 **SECTION 9202. Fiscal changes; Aging and Long-Term Care Board.**

8 **SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer**  
9 **Protection.**

10 (1) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR FOOD REGULATION.  
11 There is transferred from the agricultural chemical cleanup fund to the  
12 appropriation account under section 20.115 (1) (gb) of the statutes \$250,000 in fiscal  
13 year 2007-08 and \$100,000 in fiscal year 2008-09.

14 (2) TRANSFER FROM AGRICULTURAL CHEMICAL CLEANUP FUND FOR ANIMAL HEALTH  
15 REGULATION. There is transferred from the agricultural chemical cleanup fund to the  
16 appropriation account under section 20.115 (2) (ha) of the statutes \$125,000 in fiscal  
17 year 2007-08 and \$125,000 in fiscal year 2008-09.

18 **SECTION 9204. Fiscal changes; Arts Board.**

19 **SECTION 9205. Fiscal changes; Building Commission.**

20 **SECTION 9206. Fiscal changes; Child Abuse and Neglect Prevention**  
21 **Board.**

22 **SECTION 9207. Fiscal changes; Circuit Courts.**

23 **SECTION 9208. Fiscal changes; Commerce.**

24 **SECTION 9209. Fiscal changes; Corrections.**

25 (1f) JUVENILE CORRECTIONAL SERVICES TRANSFER.

1           (a) Subject to paragraph (b), if notwithstanding sections 16.50 (2), 16.52, 20.002  
2 (11), and 20.903 of the statutes there is a deficit in the appropriation account under  
3 section 20.410 (3) (hm), 2005 stats., at the close of fiscal year 2006–07, any  
4 unencumbered balance in the appropriation account under section 20.410 (3) (ho),  
5 2005 stats., at the close of fiscal year 2006–07, less the amounts required under that  
6 paragraph to be remitted to counties or transferred to the appropriation account  
7 under section 20.410 (3) (kx) of the statutes, and any unencumbered balance in the  
8 appropriation account under section 20.410 (3) (hr), 2005 stats., at the close of fiscal  
9 year 2006–07, shall be transferred to the appropriation account under section 20.410  
10 (3) (hm) of the statutes, as affected by SECTION 324g of this act, except that the total  
11 amount of the unencumbered balances transferred under this paragraph may not  
12 exceed the amount of that deficit.

13           (b) If the deficit specified in paragraph (a) is less than the total amount of the  
14 unencumbered balances available for transfer under paragraph (a), the total amount  
15 transferred from the appropriation accounts under section 20.410 (3) (ho) and (hr),  
16 2005 stats., to the appropriation account under section 20.410 (3) (hm) of the  
17 statutes, as affected by SECTION 324g of this act, under paragraph (a) shall equal the  
18 amount of that deficit and the amount transferred from each of those appropriation  
19 accounts shall be in proportion to the respective unencumbered balance available for  
20 transfer from each of those appropriation accounts.

21           **SECTION 9210. Fiscal changes; Court of Appeals.**

22           **SECTION 9211. Fiscal changes; District Attorneys.**

23           **SECTION 9212. Fiscal changes; Educational Communications Board.**

24           **SECTION 9214. Fiscal changes; Employee Trust Funds.**

25           **SECTION 9215. Fiscal changes; Employment Relations Commission.**

1           **SECTION 9217. Fiscal changes; Financial Institutions.**

2           (1j) DELAYED LAPSE. Notwithstanding section 20.144 (1) (g) of the statutes, as  
3 affected by the acts of 2007, from the amounts required to be lapsed to the general  
4 fund under section 20.144 (1) (g) of the statutes, as affected by the acts of 2007, at  
5 the close of the 2007-08 fiscal year, the department of financial institutions shall  
6 retain in that appropriation account the lesser of the unencumbered balance in the  
7 account or \$20,000,000 and shall lapse from that appropriation account the lesser of  
8 the unencumbered balance in the account or \$20,000,000 to the general fund on July  
9 31, 2008.

10           **SECTION 9218. Fiscal changes; Fox River Navigational System**  
11 **Authority.**

12           **SECTION 9218m. Fiscal changes; Government Accountability Board.**

13           **SECTION 9219. Fiscal changes; Governor.**

14           **SECTION 9220. Fiscal changes; Health and Educational Facilities**  
15 **Authority.**

16           **SECTION 9221. Fiscal changes; Health and Family Services.**

17           (1q) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section  
18 20.005 (3) of the statutes for the appropriation to the department of health and family  
19 services under section 20.435 (6) (m) of the statutes, as affected by the acts of 2007,  
20 the dollar amount is decreased by \$728,200 for fiscal year 2007-08 to decrease the  
21 authorized FTE positions for the department by 7.75 FED positions for the council  
22 on developmental disabilities.

23           (2q) LAPSE OF INCOME AUGMENTATION RECEIPTS.

24           (a) Notwithstanding section 20.001 (3) (c) of the statutes, if after supporting the  
25 costs specified in section 46.46 (1g) of the statutes and section 46.46 (1) and (1m),

1 2005 stats., there remains \$22,271,000 or more in the appropriation account under  
2 section 20.435 (8) (mb) of the statutes, as affected by the acts of 2007, the secretary  
3 of administration shall lapse to the general fund, from the appropriation account,  
4 \$22,271,000 in fiscal year 2007–08. If after supporting those costs there remains less  
5 than \$22,271,000 in that appropriation account, the secretary shall lapse to the  
6 general fund, from that appropriation account, those remaining moneys.

7 (b) Notwithstanding section 20.201 (3) (c) of the statutes, if after supporting the  
8 costs specified in section 46.46 (1g) of the statutes, section 46.46 (1) and (1m) of the  
9 statutes, as affected by this act, and section 48.567 (1) of the statutes, as created by  
10 this act, there remains \$15,000,000 or more in the appropriation accounts under  
11 sections 20.435 (8) (mb) and 20.437 (3) (mp) of the statutes, as affected by the acts  
12 of 2007, the secretary of administration shall lapse to the general fund, from those  
13 appropriation accounts, \$15,000,000 in fiscal year 2008–09. If after supporting those  
14 costs there remains less than \$15,000,000 in those appropriation accounts, the  
15 secretary shall lapse to the general fund, from those appropriation accounts, those  
16 remaining moneys.

17 **SECTION 9222. Fiscal changes; Higher Educational Aids Board.**

18 **SECTION 9223. Fiscal changes; Historical Society.**

19 **SECTION 9224. Fiscal changes; Housing and Economic Development**  
20 **Authority.**

21 **SECTION 9225. Fiscal changes; Insurance.**

22 (1) REPEAL OF SUPPORT SERVICES APPROPRIATION. The unencumbered balance in  
23 the appropriation account under section 20.145 (1) (k), 2005 stats., is transferred to  
24 the appropriation account under section 20.145 (1) (g) of the statutes, as affected by  
25 this act.



1           (2) MEDICAL ASSISTANCE TRUST FUND. Notwithstanding section 655.27 (6) of the  
2 statutes, there is transferred from the injured patients and families compensation  
3 fund to the Medical Assistance trust fund \$101,000,000 in fiscal year 2007-08 and  
4 \$74,000,000 in fiscal year 2008-09.

5           **SECTION 9226. Fiscal changes; Investment Board.**

6           **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

7           (1k) GOVERNMENT ACCOUNTABILITY BOARD PER DIEM PAYMENTS. Of the moneys  
8 appropriated to the joint committee on finance under section 20.865 (4) (a) of the  
9 statutes for the 2007-09 fiscal biennium, \$28,300 in fiscal year 2007-08 and \$28,300  
10 in fiscal year 2008-09 are allocated to provide per diem payments to board members  
11 and the chairperson or chairperson's designee. If, upon receiving the report required  
12 under SECTION 9118m (1k) of this act, the cochairpersons of the joint committee on  
13 finance do not notify the legal counsel to the government accountability board that  
14 the committee has scheduled a meeting for the purpose of reviewing the board's  
15 proposed expenditures for per diem payments in the fiscal year to which the report  
16 relates within 14 working days after the date that the board submits its report, the  
17 moneys allocated under this subsection for that fiscal year are transferred to the  
18 appropriation under section 20.511 (1) (a) of the statutes and may be expended by the  
19 board for the purpose of making the payments. If, within 14 working days after the  
20 date that the board submits its report, the cochairpersons of the committee notify the  
21 legal counsel to the board that the committee has scheduled a meeting for the  
22 purpose of reviewing the board's proposed expenditures for per diem payments in the  
23 fiscal year to which the report relates, the moneys allocated under this subsection  
24 for that fiscal year may be transferred to the appropriation under section 20.511 (1)  
25 (a) of the statutes only upon approval of the committee. Upon transfer of any moneys

1 to the appropriation under section 20.511 (1) (a) of the statutes under this subsection,  
2 the appropriation for the fiscal year in which the transfer is made is increased by the  
3 amount transferred.

4 (1L) REPORTS ON EXPENDITURES FROM ELECTION ADMINISTRATION FUND.

5 (a) No later than the 15th day of each month, the elections board shall, prior  
6 to its termination, and the government accountability board shall, thereafter, report  
7 to the cochairpersons of the joint committee on finance concerning the expenditures  
8 made by the elections board or the government accountability board in the previous  
9 month from the election administration fund for the statewide voter registration  
10 system for staffing costs, outside contractors, and supplies and other services. The  
11 reports shall detail the expenditures under each category and the total expenditures  
12 made under each category. Any member of the committee who objects to an  
13 expenditure that is identified in the report shall promptly notify the cochairpersons  
14 of the committee of that objection. If, upon receiving any report under this  
15 paragraph, the cochairpersons do not notify the executive director of the elections  
16 board, prior to its termination, or the legal counsel to the government accountability  
17 board, thereafter, that the committee has scheduled a meeting for the purpose of  
18 reviewing expenditures by the board from the election administration fund for the  
19 statewide voter registration system within 7 working days after the date that a  
20 report under this paragraph is submitted, the board may continue to make  
21 expenditures from the election administration fund for the statewide voter  
22 registration system. If, within 7 working days after the board submits a report under  
23 this paragraph, the cochairpersons of the committee notify the executive director of  
24 the elections board, prior to its termination, or the legal counsel to the government  
25 accountability board, thereafter, that a member of the committee objects to an

1 expenditure from the election administration fund that is identified in the report, the  
2 board shall not make any additional expenditures from the election administration  
3 fund for the statewide voter registration system from the category to which the  
4 expenditure relates, except to honor prior legal obligations, until the committee  
5 meets and authorizes additional expenditures to be made for that purpose from the  
6 election administration fund. The cochairpersons of the committee shall call a  
7 meeting of the committee to be held within 90 days of the date that a member notifies  
8 the cochairpersons that the member objects to an expenditure that is identified in  
9 a report submitted under this paragraph.

10 (b) This subsection does not apply after June 30, 2009.

11 **SECTION 9228. Fiscal changes; Judicial Commission.**

12 **SECTION 9229. Fiscal changes; Justice.**

13 **SECTION 9230. Fiscal changes; Legislature.**

14 **SECTION 9231. Fiscal changes; Lieutenant Governor.**

15 **SECTION 9232. Fiscal changes; Lower Wisconsin State Riverway Board.**

16 **SECTION 9233. Fiscal changes; Medical College of Wisconsin.**

17 **SECTION 9234. Fiscal changes; Military Affairs.**

18 (1) MAJOR DISASTER ASSISTANCE. In addition to the amounts in the schedule, in  
19 the schedule under section 20.005 (3) of the statutes for the appropriation to the  
20 department of military affairs under section 20.465 (3) (s) of the statutes, as affected  
21 by the acts of 2007, the dollar amount is increased by an amount equal to the  
22 unencumbered balance in the appropriation under section 20.465 (3) (s), 2005 stats.,  
23 immediately before the lapse of any money remaining in that appropriation on June  
24 30, 2007, but not to exceed \$1,000,000.

25 **SECTION 9235. Fiscal changes; Natural Resources.**

1           (1) RECREATIONAL BOATING AIDS LAPSE. Notwithstanding section 20.001 (3) (c) of  
2 the statutes, there is lapsed to the conservation fund from the appropriation account  
3 to the department of natural resources under section 20.370 (5) (cq) of the statutes,  
4 as affected by this act, \$1,777,200 on the effective date of this subsection and  
5 \$132,000 in fiscal year 2008–09.

6           (2) LAKE MANAGEMENT AND INVASIVE SPECIES CONTROL GRANTS LAPSE.  
7 Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this  
8 subsection, there is lapsed to the conservation fund \$429,800 from the appropriation  
9 account to the department of natural resources under section 20.370 (6) (ar) of the  
10 statutes.

11           (3) BOATING ACCESS LAPSE. Notwithstanding section 20.001 (3) (c) of the  
12 statutes, there is lapsed to the conservation fund from the appropriation account to  
13 the department of natural resources under section 20.370 (7) (ft) of the statutes  
14 \$334,300 on the effective date of this subsection and \$8,500 in fiscal year 2008–09.

15           (4) MISSISSIPPI AND ST. CROIX RIVERS MANAGEMENT LAPSE. Notwithstanding  
16 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
17 appropriation account to the department of natural resources under section 20.370  
18 (7) (fw) of the statutes \$231,200 on the effective date of this subsection and \$2,600  
19 in fiscal year 2008–09.

20           (4j) NONPROFIT CONSERVATION ORGANIZATION GRANTS LAPSE. Notwithstanding  
21 section 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
22 appropriation account to the department of natural resources under section 20.370  
23 (5) (aw) of the statutes, \$11,200 on the effective date of this subsection and \$4,200  
24 in fiscal year 2008–09 and from the appropriation account to the department of

1 natural resources under section 20.370 (6) (aw) of the statutes, \$7,900 on the  
2 effective date of this subsection and \$2,900 in fiscal year 2008-09.

3 (4k) BOATING ACCESS TO SOUTHEASTERN LAKES LAPSE. Notwithstanding section  
4 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
5 appropriation account to the department of natural resources under section 20.370  
6 (7) (fr) of the statutes, \$11,200 on the effective date of this subsection and \$4,200 in  
7 fiscal year 2008-09.

8 (4L) FACILITIES ACQUISITION AND MAINTENANCE LAPSE. Notwithstanding section  
9 20.001 (3) (c) of the statutes, there is lapsed to the conservation fund from the  
10 appropriation account to the department of natural resources under section 20.370  
11 (7) (hq) of the statutes, \$1,100 on the effective date of this subsection and \$400 in  
12 fiscal year 2008-09.

13 (5k) SUSTAINABLE FORESTRY EDUCATION LAPSE. Notwithstanding section 20.001  
14 (3) (c) of the statutes, on the effective date of this subsection, there is lapsed to the  
15 to the conservation fund \$950,000 from the appropriation account of the department  
16 of natural resources under section 20.370 (1) (cv) of the statutes, as affected by the  
17 acts of 2007.

18 **SECTION 9236. Fiscal changes; Public Defender Board.**

19 **SECTION 9237. Fiscal changes; Public Instruction.**

20 **SECTION 9238. Fiscal changes; Public Lands, Board of Commissioners**  
21 **of.**

22 **SECTION 9239. Fiscal changes; Public Service Commission.**

23 **SECTION 9240. Fiscal changes; Regulation and Licensing.**

24 (1k) LAPSE TO GENERAL FUND; GENERAL PROGRAM OPERATIONS. Notwithstanding  
25 section 20.001 (3) (c) of the statutes, there is lapsed to the general fund \$2,920,600

1 in fiscal year 2007–08 and \$982,100 in fiscal year 2008–09 from the appropriation  
2 account of the department of regulation and licensing under section 20.165 (1) (g) of  
3 the statutes, as affected by the acts of 2007.

4 (2k) LAPSE TO GENERAL FUND; EXAMINATION OPERATIONS. Notwithstanding section  
5 20.001 (3) (c) of the statutes, there is lapsed to the general fund \$355,900 in fiscal  
6 year 2007–08 from the appropriation account of the department of regulation and  
7 licensing under section 20.165 (1) (i) of the statutes, as affected by the acts of 2007.

8 **SECTION 9241. Fiscal changes; Revenue.**

9 (1) PROPERTY ASSESSMENT MANUAL COSTS. Notwithstanding section 20.001 (3) (a)  
10 to (c) of the statutes, the secretary of administration shall, during the 2008–09 fiscal  
11 year, lapse to the general fund from the general program revenue appropriations  
12 under section 20.566 of the statutes an amount equal to the amount by which the  
13 amount credited to the appropriation account under section 20.566 (2) (hi) of the  
14 statutes during the 2007–08 fiscal year exceeded the amount appropriated to the  
15 department of revenue under section 20.566 (2) (hi) of the statutes in the 2007–08  
16 fiscal year.

17 **SECTION 9242. Fiscal changes; Secretary of State.**

18 **SECTION 9243. Fiscal changes; State Employment Relations, Office of.**

19 **SECTION 9244. Fiscal changes; State Fair Park Board.**

20 **SECTION 9245. Fiscal changes; Supreme Court.**

21 **SECTION 9246. Fiscal changes; Technical College System.**

22 **SECTION 9247. Fiscal changes; Tourism.**

23 **SECTION 9248. Fiscal changes; Transportation.**

24 **SECTION 9249. Fiscal changes; Treasurer.**

1           **SECTION 9250. Fiscal changes; University of Wisconsin Hospitals and**  
2           **Clinics Authority.**

3           **SECTION 9251. Fiscal changes; University of Wisconsin Hospitals and**  
4           **Clinics Board.**

5           **SECTION 9252. Fiscal changes; University of Wisconsin System.**

6           **SECTION 9253. Fiscal changes; Veterans Affairs.**

7           **SECTION 9254. Fiscal changes; Workforce Development.**

8           (1) UNEMPLOYMENT INSURANCE APPROPRIATION BALANCE TRANSFERS. The  
9           unencumbered balances in the appropriation accounts under section 20.445 (1) (ge),  
10          (gf), and (gi) of the statutes are transferred to the appropriation account under  
11          section 20.445 (1) (gd) of the statutes, as affected by this act.

12          **SECTION 9255. Fiscal changes; other.**

13          (1q) COUNCIL ON DEVELOPMENTAL DISABILITIES. In the schedule under section  
14          20.005 (3) of the statutes for the appropriation to the department of children and  
15          families under section 20.437 (3) (mg) of the statutes, as affected by the acts of 2007,  
16          the dollar amount is decreased by \$724,600 for fiscal year 2008-09 to decrease the  
17          authorized FTE positions for the department by 7.75 FED positions for the council  
18          on developmental disabilities.

19          **SECTION 9301. Initial applicability; Administration.**

20          **SECTION 9302. Initial applicability; Aging and Long-Term Care**  
21          **Board.**

22          **SECTION 9303. Initial applicability; Agriculture, Trade and Consumer**  
23          **Protection.**

1 (1v) NONHOUSEHOLD PESTICIDE CLEANUP SURCHARGE. The treatment of section  
2 94.681 (3) (a), (b), and (c) of the statutes first applies to products sold on October 1,  
3 2007.

4 **SECTION 9304. Initial applicability; Arts Board.**

5 **SECTION 9305. Initial applicability; Building Commission.**

6 **SECTION 9306. Initial applicability; Child Abuse and Neglect**  
7 **Prevention Board.**

8 **SECTION 9307. Initial applicability; Circuit Courts.**

9 (1) COURT INTERPRETERS. The treatment of section 885.38 (3) (a) (intro.) and (8)  
10 (a) (intro.) of the statutes first applies to actions commenced on the effective date of  
11 this subsection.

12 **SECTION 9308. Initial applicability; Commerce.**

13 (1) WISCONSIN DEVELOPMENT FUND RESTRUCTURING. The treatment of sections  
14 20.143 (1) (c) and (ie), 84.185 (1) (ce) and (cm), 243.01 (4n) (a) 3m. e., 292.11 (7) (d)  
15 1m. b., 292.255, 560.045 (1), 560.14 (1) (ar), 560.145, 560.147, 560.15 (2) (d), 560.16,  
16 560.17 (1) (am) and (bm), 560.175, 560.26, 560.60 (1m), (1v), (3), (3m), (4), (8), (10),  
17 (11), (13), (15), (17), and (18m), 560.605 (1) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i),  
18 and (p), (2) (intro.), (a), (b), (c), (d), (e), and (f), (2m) (intro.), (c), (d), and (e), (4), (5),  
19 (5m), and (6), 560.607 (1), 560.61 (intro.), (1), and (3), 560.62, 560.63, 560.65, 560.66,  
20 and 560.68 (1m), (2m), (3), (6), and (7) (a) of the statutes, the renumbering and  
21 amendment of section 560.68 (5) of the statutes, and the creation of section 560.68  
22 (5) (a) of the statutes first apply to applications for grants and loans received on the  
23 effective date of this subsection.

24 (2f) PETROLEUM STORAGE REMEDIAL ACTION REIMBURSEMENT LIMITATION. The  
25 treatment of section 101.143 (4) (c) 14. of the statutes first applies to claimants who



1 receive written notification that no further remedial action is necessary on the  
2 effective date of this subsection.

3 (2k) DEVELOPMENT FINANCE BOARD. The treatment of section 15.155 (1) (a) 6. of  
4 the statutes first applies to members of the development finance board who have  
5 been appointed under section 15.155 (1) (a) 6., 2005 stats., and who are serving on  
6 the development finance board on the effective date of this subsection.

7 **SECTION 9309. Initial applicability; Corrections.**

8 (1) REVOCATION OF CONDITIONAL RELEASE. The treatment of section 971.17 (3) (e)  
9 of the statutes first applies to persons who are detained on the effective date of this  
10 subsection.

11 (2c) DOMESTIC ABUSE SURCHARGE. The treatment of section 973.055 (1) (intro.)  
12 of the statutes first applies to persons who are convicted of a crime specified in section  
13 973.055 (1) of the statutes on January 1, 2008.

14 **SECTION 9310. Initial applicability; Court of Appeals.**

15 **SECTION 9311. Initial applicability; District Attorneys.**

16 **SECTION 9312. Initial applicability; Educational Communications**  
17 **Board.**

18 **SECTION 9314. Initial applicability; Employee Trust Funds.**

19 **SECTION 9315. Initial applicability; Employment Relations**  
20 **Commission.**

21 **SECTION 9317. Initial applicability; Financial Institutions.**

22 **SECTION 9318. Initial applicability; Fox River Navigational System**  
23 **Authority.**

24 **SECTION 9318m. Initial applicability; Government Accountability**  
25 **Board.**

1           **SECTION 9319. Initial applicability; Governor.**

2           **SECTION 9320. Initial applicability; Health and Educational Facilities**  
3 **Authority.**

4           **SECTION 9321. Initial applicability; Health and Family Services.**

5           (3) OUT-OF-HOME PLACEMENTS OF CHILDREN.

6           (a) *Juvenile court reports.* The treatment of section 48.425 (1) (c) of the statutes  
7 first applies to reports filed with the court assigned to exercise jurisdiction under  
8 chapters 48 and 938 of the statutes on the effective date of this paragraph.

9           (b) *Orders placing child outside home.* The treatment of sections 48.21 (5) (c),  
10 48.235 (4) (b) and (4m) (b), 48.355 (2) (b) 1. and 6g., 48.357 (1) (am) 3. and (c) 3., (2m)  
11 (c), and (2v) (a) 1m., 48.38 (2) (intro.), 48.417 (2) (c), 48.43 (1) (am) and (cm), 767.41  
12 (3) (a) (with respect to transferring legal custody of a child to the department of  
13 health and family services) and (am), 767.451 (7) (with respect to transferring legal  
14 custody of a child to the department of health and family services), 938.21 (5) (c),  
15 938.235 (4) (b), 938.32 (1) (c) 1. d., 938.355 (2) (b) 1. and 6g., (6) (d) 1., and (6m) (a)  
16 1g., 938.357 (1) (am) 3. and (c) 3., (2m) (c), and (2v) (a) 1m., and 938.38 (2) (intro.) of  
17 the statutes, the renumbering and amendment of sections 48.21 (5) (b) 1., 48.32 (1)  
18 (b) 1., and 938.21 (5) (b) 1. of the statutes and the creation of sections 48.21 (5) (b) 1.  
19 d., 48.32 (1) (b) 1. d., and 938.21 (5) (b) 1. d. of the statutes first apply to court orders  
20 granted on the effective date of this paragraph.

21           (c) *Voluntary agreements placing child outside home.* The treatment of sections  
22 48.63 (1) and 48.75 (1g) (c) 1. of the statutes first applies to voluntary agreements  
23 placing a child outside the home entered into on the effective date of this paragraph.

24           (4) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES.

1           (a) *Eligibility changes.* The treatment of section 49.47 (4) (a) (intro.), (bm), and  
2           (cr) of the statutes first applies to individuals who apply or are recertified for medical  
3           assistance on the effective date of this paragraph.

4           (b) *Divestment changes.* The treatment of section 49.453 (1) (f) (intro.), 1., 2.,  
5           and 2m. and (fm), (3) (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and  
6           (em), (4c), and (4m) of the statutes, the renumbering and amendment of section  
7           49.453 (3) (a) and (8) of the statutes, the creation of section 49.453 (3) (a) 2. and (8)  
8           (b) of the statutes first apply to individuals who apply for or are receiving medical  
9           assistance for nursing facility services or other long-term care services on the  
10          effective date of this paragraph.

11          (c) *Continuing care contracts.* The treatment of section 647.05 (2m) of the  
12          statutes first applies to contracts entered into on the effective date of this paragraph.

13          (5) **BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES.** The treatment of  
14          sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.) and (c), (3) (a) and (b), (4m) (b) (intro.),  
15          and (5) (a) and (bm) (intro.), and 48.88 (2) (am) of the statutes first applies to a person  
16          who applies for a license to operate a foster home or treatment foster home or for an  
17          investigation of a proposed adoptive home on the effective date of this subsection.

18          (7) **DISPROPORTIONATE SHARE HOSPITALS.** The treatment of sections 49.02 (2) (c)  
19          and 49.45 (6z) (a) (by SECTION 1538) of the statutes first applies to indigent care  
20          agreements entered into on the effective date of this subsection.

21          (8) **SOCIAL SECURITY NUMBER EXEMPTION.** The renumbering and amendment of  
22          section 49.82 (2) of the statutes and the creation of section 49.82 (2) (b) of the statutes  
23          first apply to applications received on the effective date of this subsection.

1           (9c) CARE MANAGEMENT ORGANIZATION CONTRACTS. The treatment of section  
2 46.284 (2) (c) of the statutes first applies to contracts entered into, renewed, or  
3 extended on the effective date of this subsection.

4           **SECTION 9322. Initial applicability; Higher Educational Aids Board.**

5           (2) REMISSION OF FEES FOR VETERANS AND DEPENDENTS. The treatment of sections  
6 20.235 (1) (fz), 36.27 (3n) (c) and (3p) (c), 38.24 (7) (c) and (8) (c), and 39.50 of the  
7 statutes first applies to students who enroll for classes in the 2007–08 academic year.

8           (3) WISCONSIN COVENANT SCHOLARS PROGRAM. The treatment of sections 20.235  
9 (1) (fm) and 39.437 of the statutes first applies to students who enroll in a public or  
10 private, nonprofit, accredited, institution of higher education or in a tribally  
11 controlled college in this state in the 2011–12 academic year.

12           (3x) MINNESOTA-WISCONSIN STUDENT RECIPROCITY AGREEMENT. The treatment of  
13 section 39.47 (1), (2), and (3) of the statutes first applies to reimbursement owed  
14 under the Minnesota–Wisconsin student reciprocity agreement for the 2008–09  
15 academic year.

16           **SECTION 9323. Initial applicability; Historical Society.**

17           **SECTION 9324. Initial applicability; Housing and Economic**  
18 **Development Authority.**

19           **SECTION 9325. Initial applicability; Insurance.**

20           (1f) HEALTH INSURANCE; TREATMENT RESTRICTION OR TERMINATION; CLAIM FORMS.

21           (a) Except as provided in paragraph (b), the treatment of sections 632.726,  
22 632.857, and 632.875 (2) (g) of the statutes first applies to claims for insurance  
23 coverage that are submitted to an insurer on the effective date of this paragraph.

24           (b) If a health insurance policy or plan that is in effect on the effective date of  
25 this paragraph contains a provision that is inconsistent with the treatment of section

1 632.726, 632.857, or 632.875 (2) (g) of the statutes, the treatment of section 632.726,  
2 632.857, or 632.875 (2) (g) of the statutes, whichever is applicable, first applies to  
3 that health insurance policy or plan on the date on which it is renewed.

4 (2i) COVERAGE OF TREATMENT FOR AUTISM SPECTRUM DISORDERS. The treatment of  
5 sections 40.51 (8) and (8m), 66.0137 (4), 111.91 (2) (n), 120.13 (2) (g), 185.981 (4t),  
6 185.983 (1) (intro.), 609.87, and 632.895 (15) of the statutes first applies to all of the  
7 following:

8 (a) Except as provided in paragraphs (b) and (c), disability insurance policies  
9 that are issued or renewed, and self-insured governmental or school district health  
10 plans that are established, extended, modified, or renewed, on the effective date of  
11 this paragraph.

12 (b) Disability insurance policies covering employees who are affected by a  
13 collective bargaining agreement containing provisions inconsistent with this act  
14 that are issued or renewed on the earlier of the following:

15 1. The day on which the collective bargaining agreement expires.

16 2. The day on which the collective bargaining agreement is extended, modified,  
17 or renewed.

18 (c) Self-insured governmental or school district health plans covering  
19 employees who are affected by a collective bargaining agreement containing  
20 provisions inconsistent with this act that are established, extended, modified, or  
21 renewed on the earlier of the following:

22 1. The day on which the collective bargaining agreement expires.

23 2. The day on which the collective bargaining agreement is extended, modified,  
24 or renewed.

25 **SECTION 9326. Initial applicability; Investment Board.**

1           **SECTION 9327. Initial applicability; Joint Committee on Finance.**

2           **SECTION 9328. Initial applicability; Judicial Commission.**

3           **SECTION 9329. Initial applicability; Justice.**

4           (1) HAZARDOUS WASTE COST RECOVERY. The treatment of section 291.97 (3) of the  
5 statutes first applies to actions commenced on the effective date of this subsection.

6           (2) FALSE CLAIMS. The treatment of section 49.485 of the statutes first applies  
7 with respect to false claims that are presented or caused to be presented on the  
8 effective date of this subsection.

9           (4) SEXUAL ASSAULT FORENSIC EXAMS. The treatment of section 20.455 (5) (d) of  
10 the statutes and subchapter II of chapter 949 of the statutes first applies to  
11 examinations conducted on the effective date of this subsection.

12           **SECTION 9330. Initial applicability; Legislature.**

13           **SECTION 9331. Initial applicability; Lieutenant Governor.**

14           **SECTION 9332. Initial applicability; Lower Wisconsin State Riverway**  
15 **Board.**

16           **SECTION 9333. Initial applicability; Medical College of Wisconsin.**

17           **SECTION 9334. Initial applicability; Military Affairs.**

18           (2t) EDUCATIONAL BENEFITS. The treatment of section 21.49 (2m) of the statutes  
19 first applies to applications for tuition grants for an academic term that begins after  
20 the effective date of this subsection.

21           **SECTION 9335. Initial applicability; Natural Resources.**

22           (1) RECYCLING TIPPING FEE. The treatment of section 289.645 (3) of the statutes  
23 first applies to solid waste disposed of on the first day of the first month beginning  
24 after the effective date of this subsection.

25           **SECTION 9336. Initial applicability; Public Defender Board.**

1           (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
2 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (L), 51.15 (9),  
3 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
4 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
5 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
6 809.30 (2) (d), 967.06 (2) (a) and (b), 977.02 (2m), 977.05 (4) (gm), (h), and (i) 8., 977.06  
7 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and (4), and 977.08 (1)  
8 and (2) (intro.) and (d) of the statutes first applies to civil proceedings commencing,  
9 emergency detentions or emergency placements occurring, placement transfers  
10 occurring, or petitions for, or annual reviews of, court orders for involuntary  
11 administration of psychotropic medication commencing on July 1, 2008.

12           **SECTION 9337. Initial applicability; Public Instruction.**

13           (1) SCHOOL BREAKFAST PROGRAMS. The treatment of section 115.341 (1) of the  
14 statutes first applies to breakfasts served during the 2007-08 school year.

15           (2) REVENUE LIMIT; DECLINING ENROLLMENT. The treatment of section 121.91 (2m)  
16 (e) (intro.), (4) (f) 1. and 1m. b. and c., and (8) of the statutes first applies to the  
17 calculation of a school district's revenue limit for the 2007-08 school year.

18           (4) GRANTS FOR MASTER EDUCATOR LICENSURE. The treatment of sections 20.255  
19 (3) (c) and 115.42 (title), (1) (a) 1. and (b), (2) (a) (intro.) and 1., (3), and (4) (c) of the  
20 statutes first applies to persons who were licensed by the department of public  
21 instruction as master educators on July 1, 2005.

22           **SECTION 9338. Initial applicability; Public Lands, Board of**  
23 **Commissioners of.**

24           **SECTION 9339. Initial applicability; Public Service Commission.**

1 (1d) UNIVERSAL SERVICE FUND REIMBURSEMENTS. The treatment of section  
2 196.218 (3) (g) of the statutes first applies to overpayments made in 2005.

3 **SECTION 9340. Initial applicability; Regulation and Licensing.**

4 **SECTION 9341. Initial applicability; Revenue.**

5 (2) VETERANS SERVICE ORGANIZATIONS; INCOME AND FRANCHISE TAX. The treatment  
6 of section 71.26 (1) (am) of the statutes first applies to to taxable years beginning on  
7 January 1 of the year in which this subsection takes effect, except that if this  
8 subsection takes effect after July 31 the treatment of section 71.26 (1) (am) of the  
9 statutes first applies to taxable years beginning on January 1 of the year following  
10 the year in which this subsection takes effect.

11 (3) DEVELOPMENT ZONES TAX CREDITS. The treatment of section 76.636 (1) (e) and  
12 (2) (b), (c), (d), and (e) of the statutes first applies to taxable years beginning on  
13 January 1, 2008.

14 (3c) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of  
15 section 71.07 (6e) (a) 2. a., b., and c., 3. (intro.), b., and d., and 3e. of the statutes first  
16 applies to taxable years beginning on January 1, 2009.

17 (5) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
18 treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)  
19 (a) 1. of the statutes first applies retroactively to taxable years beginning on January  
20 1, 2006.

21 (5t) REAL ESTATE INVESTMENT TRUST; REGULATED INVESTMENT COMPANY. The  
22 treatment of section 71.26 (2) (b) of the statutes first applies to taxable years  
23 beginning on July 1, 2007.

24 (6) ENTERPRISE ZONE JOBS CREDIT. The repeal of sections 71.07 (3w) (bm) 3., 71.28  
25 (3w) (bm) 3., and 71.47 (3w) (bm) 3. of the statutes, the consolidation, renumbering



1 and amendment of 71.07 (3w) (bm) (intro.) and 4., 71.28 (3w) (bm) (intro.) and 4., and  
2 71.47 (3w) (bm) (intro.) and 4. of the statutes, the amendment of sections 71.07 (3w)  
3 (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d), 71.28 (3w) (a) 6., (b) 1. a. and b., 2., 3., and  
4 4., and (d), and 71.47 (3w) (a) 6., (b) 1. a. and b., 2., 3., and 4., and (d) of the statutes,  
5 and the creation of sections 71.07 (3w) (a) 5m., 71.28 (3w) (a) 5m., 71.47 (3w) (a) 5m.,  
6 and 560.799 (6) (e) and (f) of the statutes first apply to taxable years beginning on  
7 July 1, 2007.

8 (6j) INFORMATION TECHNOLOGY BONDS. The treatment of sections 71.05 (1) (c) 8.,  
9 71.26 (1m) (i), and 71.45 (1t) (i) of the statutes first applies to taxable years beginning  
10 on January 1, 2009.

11 (7) EARLY STAGE SEED AND ANGEL INVESTMENT CREDITS. The renumbering of  
12 sections 71.07 (5b) (d), 71.28 (5b) (d), and 71.47 (5b) (d) of the statutes, the  
13 amendment of sections 71.05 (6) (a) 15., 71.21 (4), 71.26 (2) (a), 71.34 (1) (g), 71.45  
14 (2) (a) 10., and 77.92 (4) (as it relates to the early stage seed and angel investment  
15 credits) of the statutes, and the creation of sections 71.07 (5b) (d) 2. and (5d) (d) 4.,  
16 71.28 (5b) (d) 2., and 71.47 (5b) (d) 2. of the statutes first apply to taxable years  
17 beginning on January 1, 2007.

18 (7p) RETAIL SALES. The renumbering and amendment of section 77.51 (17) of  
19 the statutes, the amendment of sections 77.51 (4) (c) 1., 77.51 (12) (a), 77.982 (2),  
20 77.991 (2), 77.9951 (2), and 77.9972 (2) of the statutes and the creation of sections  
21 77.51 (13) (p), 77.51 (14) (m), 77.51 (14) (n), 77.51 (17) (a) to (e), 77.52 (1b), 77.52 (2n),  
22 and 77.53 (1b) of the statutes first apply retroactively to sales made on January 1,  
23 2006.

24 (8) ADDITIONS TO FEDERAL ADJUSTED GROSS INCOME; NONRESIDENTS, PART-YEAR  
25 RESIDENTS. The treatment of section 71.05 (6) (a) 21., 22., and 23. of the statutes first

1 applies to taxable years beginning on January 1 of the year in which this subsection  
2 takes effect, except that if this subsection takes effect after July 31 the treatment of  
3 section 71.05 (6) (a) 21., 22., and 23. of the statutes first applies to taxable years  
4 beginning on January 1 of the year following the year in which this subsection takes  
5 effect.

6 (9) COVENANT NOT TO COMPETE. The treatment of sections 71.02 (1) and 71.04  
7 (1) (a) of the statutes first applies to taxable years beginning on January 1, 2007.

8 (10) FIRST DOLLAR PROPERTY TAX CREDIT. The treatment of sections 20.835 (3) (b),  
9 74.09 (3) (b) 6m. and 7., 79.10 (1m) (b), (5), (5m), (6m) (a), (7m) (c), (9) (bn) and (c) 3.,  
10 and (11) (d) and 79.15 of the statutes, the renumbering and amendment of section  
11 79.10 (2) of the statutes, and the creation of section 79.10 (2) (b) of the statutes first  
12 apply to property taxes levied in 2008.

13 (11q) EXEMPTION OF INCENTIVE PAYMENTS; ALL-TERRAIN VEHICLES. The treatment  
14 of sections 39.12 (5), 71.43 (1) and (2), 185.81, and 616.10 of the statutes and the  
15 renumbering and amendment of section 71.45 (1) of the statutes first apply to taxable  
16 years beginning on January 1, 2007.

17 (12) SUBTRACT MODIFICATION FOR TUITION EXPENSES. The treatment of section  
18 71.05 (6) (b) 28. (intro.) and h. of the statutes first applies to taxable years beginning  
19 on January 1, 2007.

20 (13) DRY CLEANING FEES. The treatment of section 77.9961 (1m) of the statutes  
21 first applies to the 2nd quarterly payment that is due after the effective date of this  
22 subsection.

23 (15w) CLAY PIGEONS. The treatment of section 77.54 (47) (b) 2. of the statutes  
24 (by SECTION 2410d) first applies retroactively to sales completed on July 1, 2007.

25 **SECTION 9342. Initial applicability; Secretary of State.**

1           **SECTION 9343. Initial applicability; State Employment Relations,**  
2 **Office of.**

3           **SECTION 9344. Initial applicability; State Fair Park Board.**

4           **SECTION 9345. Initial applicability; Supreme Court.**

5           **SECTION 9346. Initial applicability; Technical College System.**

6           (1) FEE REMISSIONS. The treatment of section 38.24 (7) (b) (intro.), 2., 2m., and  
7 3. and (bm) and (8) (b) and (bm) of the statutes first applies to students enrolled in  
8 the 2007-08 academic year.

9           (2) TUITION EXEMPTION FOR ALIENS. The treatment of section 38.22 (6) (e) of the  
10 statutes first applies to persons who enroll for the semester or session following the  
11 effective date of this subsection.

12           (3k) FIRE DUES DISTRIBUTION. The treatment of section 20.292 (1) (gm) of the  
13 statutes first applies to the unencumbered balance in the appropriation at the end  
14 of the 2007-08 fiscal year.

15           **SECTION 9347. Initial applicability; Tourism.**

16           **SECTION 9348. Initial applicability; Transportation.**

17           **SECTION 9349. Initial applicability; Treasurer.**

18           **SECTION 9350. Initial applicability; University of Wisconsin Hospitals**  
19 **and Clinics Authority.**

20           (1f) NEW MEMBERS. The treatment of section 233.02 (1) (a) of the statutes first  
21 applies to appointments made on the effective date of this subsection.

22           **SECTION 9351. Initial applicability; University of Wisconsin Hospitals**  
23 **and Clinics Board.**

24           (1f) NEW MEMBERS. The treatment of section 15.96 (1) (a) of the statutes first  
25 applies to appointments made on the effective date of this subsection.

1           **SECTION 9352. Initial applicability; University of Wisconsin System.**

2           (1k) TUITION AND FEE REMISSIONS. The treatment of section 36.27 (3n) (b) 2., 2m.,  
3 and 3. of the statutes first applies to students enrolled in the 2007–08 academic year.

4           (2) TUITION EXEMPTION FOR ALIENS. The treatment of section 36.27 (2) (cr) of the  
5 statutes first applies to persons who enroll for the semester or session following the  
6 effective date of this subsection.

7           (3) APPLICATION FEES. The treatment of section 36.11 (3) (d) 1. and 2. of the  
8 statutes first applies to applications received on the effective date of this subsection.

9           **SECTION 9353. Initial applicability; Veterans Affairs.**

10          **SECTION 9354. Initial applicability; Workforce Development.**

11          (2d) PAYMENT BY DEPARTMENT OF PATERNITY VITAL RECORDS FEE. The renumbering  
12 of section 767.89 (2) of the statutes and the creation of section 767.89 (2) (b) of the  
13 statutes first apply to reports filed with the state registrar on the effective date of this  
14 subsection.

15          **SECTION 9355. Initial applicability; other.**

16          **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
17 SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2007, or on the day  
18 after publication, whichever is later.

19          **SECTION 9401. Effective dates; Administration.**

20          (1k) REPEAL OF SENTENCING COMMISSION. The treatment of section 973.30 of the  
21 statutes takes effect retroactively on July 1, 2007.

22          **SECTION 9402. Effective dates; Aging and Long-Term Care Board.**

23          **SECTION 9403. Effective dates; Agriculture, Trade and Consumer**  
24 **Protection.**

1           (2c) INTERNATIONAL CRANE FOUNDATION FUNDING. The repeal of section 20.115  
2           (7) (t) of the statutes takes effect on July 1, 2009.

3           **SECTION 9404. Effective dates; Arts Board.**

4           (1j) ONETIME GRANTS. The repeal of section 20.215 (1) (fm) of the statutes takes  
5           effect on July 1, 2009.

6           **SECTION 9405. Effective dates; Building Commission.**

7           (1q) MEMORIAL UNION THEATER WING RENOVATION. The enumeration under  
8           SECTION 9105 (1) (j) of this act in the Authorized State Building Program of the project  
9           designated as “Memorial Union theater wing renovation” takes effect on July 1,  
10          2009.

11          **SECTION 9406. Effective dates; Child Abuse and Neglect Prevention**  
12          **Board.**

13          **SECTION 9407. Effective dates; Circuit Courts.**

14          (1) DRUG ABUSE PROGRAM IMPROVEMENT SURCHARGE. The treatment of section  
15          961.41 (5) (c) of the statutes takes effect on July 1, 2007.

16          **SECTION 9408. Effective dates; Commerce.**

17          (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The repeal of section 20.143  
18          (2) (gm) of the statutes takes effect on June 30, 2009.

19          (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
20          GRANTS. The repeal of section 20.143 (2) (L) of the statutes takes effect on June 30,  
21          2009.

22          **SECTION 9409. Effective dates; Corrections.**

23          (1) SUPERVISION OF PERSONS ON SUPERVISED RELEASE. The renumbering of section  
24          980.08 (9) of the statutes and the creation of section 980.08 (9) (b) of the statutes take  
25          effect on July 1, 2007.

1           (2) GPS TRACKING. The treatment of sections 301.48 (1) (cm), (cn), (d), (dr), (e),  
2 and (fm), (2) (a) (intro.), 1., 1m., 2., 2m., 3., 3m., 6., 7., and 8., (b) (intro.) and 2., and  
3 (d), (2g), (2m), (3) (a) 1., (b), and (c), (4) (b), (7m), and (8) of the statutes takes effect  
4 on July 1, 2007.

5           (2f) JUVENILE CORRECTIONAL SERVICES TRANSFER. The treatment of sections  
6 20.410 (3) (hm) (by SECTION 324h) and 20.410 (3) (ho) (by SECTION 324k) of the  
7 statutes takes effect on July 1, 2008.

8           **SECTION 9410. Effective dates; Court of Appeals.**

9           **SECTION 9411. Effective dates; District Attorneys.**

10          **SECTION 9412. Effective dates; Educational Communications Board.**

11          **SECTION 9414. Effective dates; Employee Trust Funds.**

12          (1) PAYMENT OF HEALTH INSURANCE PREMIUMS FOR STATE EMPLOYEES. The  
13 treatment of section 40.05 (4) (a) 2. of the statutes takes effect on July 1, 2008.

14          **SECTION 9415. Effective dates; Employment Relations Commission.**

15          **SECTION 9417. Effective dates; Financial Institutions.**

16          **SECTION 9418. Effective dates; Fox River Navigational System**  
17 **Authority.**

18          **SECTION 9418m. Effective dates; Government Accountability Board.**

19          (1t) CHILD SUPPORT INFORMATION. The treatment of section 5.05 (5s) (c) of the  
20 statutes takes effect on the day after publication or on the initiation date specified  
21 in 2007 Wisconsin Act 1, section 209 (1), whichever is later.

22          **SECTION 9419. Effective dates; Governor.**

23          **SECTION 9420. Effective dates; Health and Educational Facilities**  
24 **Authority.**

25          **SECTION 9421. Effective dates; Health and Family Services.**

1 (1) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes  
2 effect on January 1, 2008, or on the day after publication, whichever is later.

3 (2) MEDICAL ASSISTANCE ASSET TRANSFER CHANGES. The treatment of sections  
4 49.45 (6m) (m), 49.453 (1) (a), (ar), (d), (e), (f) (intro.), 1., 2., and 2m., (fm), and (i), (3)  
5 (b) (intro.) and (bc), (4) (a), (ac), (am), (b), (c), (cm), (d), (e), and (em), (4c), and (4m),  
6 49.47 (4) (a) (intro.), (b) 1., (bc), (bm), and (cr), 632.48 (3), 647.02 (2) (g), and 647.04  
7 (5) of the statutes, the renumbering and amendment of section 49.453 (3) (a) and (8)  
8 and 647.05 of the statutes, the creation of section 49.453 (3) (a) 2. and (8) (b) and  
9 647.05 (2m) of the statutes, and SECTION 9321 (2) (a), (b), and (c) of this act take effect  
10 on October 1, 2007, or on the first day of the 4th month beginning after publication,  
11 whichever is later.

12 (3) BACKGROUND CHECKS OF FOSTER AND ADOPTIVE HOMES AND CHILD ABUSE AND  
13 NEGLECT APPEALS. The treatment of sections 48.685 (1) (bg) and (d), (2) (b) 1. (intro.)  
14 and (c), (3) (a) and (b), (4m) (b) (intro.), and (5) (a) and (bm) (intro.), 48.88 (2) (am),  
15 and 48.981 (3) (c) 8. of the statutes and SECTION 9321 (5) of this act take effect on  
16 January 1, 2008.

17 (4) BADGERCARE PLUS. The treatment of sections 20.435 (4) (b) (by SECTION 383),  
18 (bm) (by SECTION 386), (bn) (by SECTION 388), (jw), (jz), and (o), 45.51 (13) (intro.), (a),  
19 and (b), 46.206 (1) (bm), 46.22 (1) (b) 1. d., 46.27 (6u) (c) 1. a. and (d) (intro.) and (7)  
20 (am) and (b), 46.275 (1m) (a), 46.277 (1m) (a), 46.278 (1m) (b), 46.283 (3) (k), 46.485  
21 (3g), 48.57 (3m) (e) and (3n) (e), 49.22 (2m) (a), (b), and (c) 3. and (6) (by SECTION 1471),  
22 49.45 (2) (a) 1. and 3. and (b) 3. and 7. (intro.), (3) (b) 1. and 2., (dm), (f) 2., (L) 2., and  
23 (m), (6c) (d) 1. and 2., (8) (a) 4., (9), (18) (ac) and (am), (24g), (29), (35), (42m) (a), (48),  
24 (49m) (c) 1., and (53), 49.468 (1) (b) and (c), (1m) (a), and (2) (a), 49.473 (2) (a), 49.49  
25 (3m) (a) (intro.), 1., 2. (by SECTION 1633), and 3., 49.497 (title), (1r), and (4), 49.665

1 (4) (ap) 2. and (7) (a) 1., 49.688 (5) (a) (intro.), 49.785 (1) (intro.) and (1c), 49.81 (4),  
2 49.82 (2) (b) 1. (by SECTION 1675) and 2. (by SECTION 1676), 49.89 (7) (b), 51.038, 51.04,  
3 59.53 (5) (a) (by SECTION 1849), 66.0137 (3), 227.01 (13) (um), 253.10 (3) (d) 1., 302.38  
4 (3), 302.386 (1), 449.17 (8), 632.746 (7m) (b) 1., 814.61 (13), and 885.01 (5) (by SECTION  
5 3772) of the statutes and the amendment of sections 49.45 (18m) (a) 1. and 49.84 (6)  
6 (c) 1. d. and e. of the statutes take effect on the date stated in the Wisconsin  
7 Administrative Register by the department of health and family services under  
8 section 49.471 (12) (b) of the statutes, as created by this act, as the implementation  
9 date for BadgerCare Plus.

10 (7) LONG-TERM CARE DISTRICTS. The treatment of section 40.02 (28) (by SECTION  
11 757) of the statutes takes effect on January 1, 2010.

12 (8c) REDUCING FETAL AND INFANT MORTALITY AND MORBIDITY. The repeal of section  
13 20.435 (5) (eu) of the statutes takes effect on July 1, 2009.

14 (8q) FAMILY CARE COUNTY CONTRIBUTION AND FUNCTIONAL ELIGIBILITY. The  
15 treatment of sections 46.281 (4), 46.286 (1) (a) 1., and 46.40 (9) (a) and (ag), 46.495  
16 (1) (d) (by SECTION 1125m), and 51.423 (2) of the statutes take effect on January 1,  
17 2008.

18 (8x) NURSING HOME BED ASSESSMENT. The treatment of section 50.14 (2) (am) of  
19 the statutes takes effect on January 1, 2008.

20 (9u) HEALTH MAINTENANCE ORGANIZATION PAYMENTS TO HOSPITALS. The treatment  
21 of section 49.45 (58) of the statutes takes effect on January 1, 2008.

22 (9w) VITAL RECORDS FEES. The treatment of sections 69.22 (1) (a) (by SECTION  
23 1918h), 69.22 (1) (b) (by SECTION 1918j), 69.22 (1) (c) (by SECTION 1918L), 69.22 (1) (d)  
24 (by SECTION 1918n), and 69.22 (1m) (by SECTION 1918q) of the statutes and the repeal  
25 of section 69.22 (1p) of the statutes take effect on July 1, 2010.



1           **SECTION 9422. Effective dates; Higher Educational Aids Board.**

2           (1x) MINNESOTA-WISCONSIN STUDENT RECIPROCITY AGREEMENT. The treatment of  
3 section 39.47 (1), (2), and (3) of the statutes takes effect retroactively to July 1, 2007.

4           **SECTION 9423. Effective dates; Historical Society.**

5           **SECTION 9424. Effective dates; Housing and Economic Development**  
6 **Authority.**

7           (1i) SURPLUS TRANSFER; HOUSING GRANTS AND LOANS. The treatment of section  
8 234.165 (2) (c) (intro.) (by Section 3026) of the statutes and the repeal of section  
9 234.165 (3) (a) of the statutes take effect on June 30, 2009.

10          (2i) SURPLUS TRANSFER; SHELTER FOR HOMELESS AND TRANSITIONAL HOUSING  
11 GRANTS. The repeal of section 234.165 (3) (b) of the statutes takes effect on June 30,  
12 2009.

13          **SECTION 9425. Effective dates; Insurance.**

14          (2i) COVERAGE OF TREATMENT FOR AUTISM SPECTRUM DISORDERS. The treatment of  
15 sections 40.51 (8) and (8m), 66.0137 (4), 111.91 (2) (n), 120.13 (2) (g), 185.981 (4t),  
16 185.983 (1) (intro.), 609.87, and 632.895 (15) of the statutes and SECTION 9325 (1) of  
17 this act take effect on the first day of the 7th month beginning after publication.

18          **SECTION 9426. Effective dates; Investment Board.**

19          **SECTION 9427. Effective dates; Joint Committee on Finance.**

20          **SECTION 9428. Effective dates; Judicial Commission.**

21          **SECTION 9429. Effective dates; Justice.**

22          **SECTION 9430. Effective dates; Legislature.**

23          (1f) ELIMINATION OF REVISOR OF STATUTES BUREAU. The repeal of sections 13.55  
24 (1) (a) 1. c., 13.92 (2) (g), 13.93 (intro.), (1m), and (2) (intro.), (a), (b), (f), (g), (i), and  
25 (k), 20.923 (4) (e) 6., 35.001 (3), and 227.01 (12) of the statutes, the renumbering of

1 sections 13.93 (2) (d) and (h) and (3) (a), (b), (c), and (cd) of the statutes, the  
2 renumbering and amendment of sections 13.93 (1), (2) (c), (e), and (j), (2m), and (3)  
3 (intro.) of the statutes, and the amendment of sections 10.53 (title), (1g), (1r), (2), and  
4 (3), 13.55 (1) (a) 1. (intro.), 13.83 (1) (c) 1., 2., and 3., and (g) 3., 13.90 (1) (intro.) and  
5 (1m) (a), 13.92 (1) (b) 5., 16.971 (6), 20.003 (2), 20.004 (2), 20.765 (1) (d) and (3) (a)  
6 and (g), 21.37, 35.05 (4), 35.15 (1) (b), 35.17, 35.18 (1), (2), and (3), 35.20, 35.23, 35.50  
7 (2), 35.56 (1) (a) and (5), 35.91 (1), 35.93 (1), (3), (4), (6), and (8), 73.01 (4) (e) 2., 108.05  
8 (2) (f), 108.10 (7) (b), 138.052 (5) (am) 2. b. and c., 227.114 (6), 227.135 (3), 227.14 (1),  
9 (3), (4m), and (6) (c), 227.15 (1m) (e), (2) (intro.), and (7), 227.17 (1) (a), (b), and (bm),  
10 227.19 (2), 227.20 (1), (2), and (3) (intro.), 227.21 (1), (2) (a) and (b), and (4), 227.22  
11 (3), 227.24 (2) (c) and (3), 227.25, 227.27 (2), 285.14 (2), 285.23 (6), 758.13 (1) (a) 7.,  
12 and 895.507 (7m) of the statutes take effect on December 31, 2007.

13 **SECTION 9431. Effective dates; Lieutenant Governor.**

14 **SECTION 9432. Effective dates; Lower Wisconsin State Riverway Board.**

15 **SECTION 9433. Effective dates; Medical College of Wisconsin.**

16 **SECTION 9434. Effective dates; Military Affairs.**

17 **SECTION 9435. Effective dates; Natural Resources.**

18 (1w) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The amendment of  
19 section 20.370 (5) (cq) of the statutes (by SECTION 282f) takes effect on July 1, 2008.

20 (3q) LANDOWNER INCENTIVE PROGRAM. The treatment of sections 20.370 (1) (ms)  
21 and (5) (cu) (by SECTION 282km), and (cv), and 23.33 (2j) (c) of the statutes takes effect  
22 on July 1, 2008.

23 **SECTION 9436. Effective dates; Public Defender Board.**

24 (1) REPRESENTATION IN CIVIL COMMITMENT, PROTECTIVE PLACEMENT, AND  
25 INVOLUNTARY MEDICATION CASES. The treatment of sections 20.550 (1) (f), 51.15 (9),

1 51.20 (3) and (18) (c), 51.35 (1) (e) 1. and 2. c., 51.45 (12) (b) (intro.), 1., 2., and 3. and  
2 (c) 2., 51.45 (13) (b) 2., (d), and (j) and (16) (c), 51.60, 51.605, 55.10 (4) (a), 55.105,  
3 55.107, 55.135 (1), 55.14 (7), 55.15 (7) (cm), 55.18 (3) (c) (intro.), 55.19 (3) (c) (intro.),  
4 809.30 (2) (d), 814.69 (1) (a), 967.06 (1), (2) (a) and (b), and (3), 977.05 (4) (gm), (h),  
5 and (i) 8., 977.06 (2) (a) and (am), 977.07 (1) (a) and (c), 977.075 (1g), (3), (3m), and  
6 (4), 977.08 (1) and (2) (intro.) and (d), and 977.085 (3) of the statutes and SECTION  
7 9336 (1) of this act take effect on July 1, 2008.

8 **SECTION 9437. Effective dates; Public Instruction.**

9 (1i) ONE-TIME GRANTS. The repeal of section 20.255 (3) (a) of the statutes takes  
10 effect on July 1, 2009.

11 **SECTION 9438. Effective dates; Public Lands, Board of Commissioners**  
12 **of.**

13 **SECTION 9439. Effective dates; Public Service Commission.**

14 **SECTION 9440. Effective dates; Regulation and Licensing.**

15 (2t) CHANGE OF FEE DETERMINATION METHOD FOR INITIAL CREDENTIALS, RECIPROCAL  
16 CREDENTIALS, AND RENEWAL OF CREDENTIALS. The treatment of sections 440.03 (14) (a)  
17 1. c., 2. c., and 3. c., 440.03 (14) (am) and (c), 440.05 (1) (a), 440.05 (2), 440.08 (2) (a)  
18 (intro.), 1. to 27m., 29. to 71., and 72. (by SECTION 3465s) and (c) and (3) (a), 440.26  
19 (3) and (5m) (a) 4. and (b), 440.42 (1) (c), 440.43 (1) (c), 440.44 (1) (c), 440.62 (2) (a),  
20 440.63 (2), 440.71 (2) (a) and (3), 440.88 (4), 440.91 (1) (b) 2. and (c) 1., (2) (intro.), and  
21 (4), 440.92 (1) (b) 2. and (c), 440.966 (1), 440.972 (2), 440.98 (6), 440.982 (1m) (b),  
22 440.983 (1), 440.992 (1), 440.9935, 441.06 (3), 441.10 (3) (b), 441.15 (3) (a) 2. and (b)  
23 (by SECTION 3503b), 442.08 (1) and (2) (intro.), 442.083, 442.09, 443.07 (6), 443.08 (3)  
24 (a) and (b), 443.10 (2) (b) and (e) and (5), 445.04 (2), 445.06, 445.105 (3), 446.02 (4),  
25 447.05, 448.07 (2), 448.55 (2), 448.65 (2) (a), 448.86 (2), 448.955 (2) (intro.), 448.967

1 (2), 449.06 (1), 450.06 (2) (c), 450.065 (2) (d), 450.07 (1), 450.071 (3) (a) (by SECTION  
2 3530eg), 450.08 (2) (a) and (b), 451.04 (4), 452.025 (1) (c) and (5) (b), 452.10 (3), 452.12  
3 (2) (c), (5) (a) and (6), (e) 1. and 2., 453.062 (1), 454.06 (1) (a) and (8), 454.08 (3) and  
4 (9), 455.06, 455.07 (2), 456.07 (2), 457.20 (3) (a), 458.11, 459.09 (1) (a), 459.24 (5) (a),  
5 460.07 (2) (a), 470.045 (3) (a), 470.045 (3) (b), 470.07 and 480.08 (3) (b) and (5) of the  
6 statutes takes effect on July 1, 2009.

7 **SECTION 9441. Effective dates; Revenue.**

8 (1) HOME EXCHANGE SERVICE SALES.

9 (a) The creation of section 77.54 (54) of the statutes takes effect on the first day  
10 of the 2nd month beginning after publication.

11 (b) The repeal and recreation of section 77.54 (54) of the statutes takes effect  
12 on January 1, 2008.

13 (2) WITHHOLDING TAX ON NONRESIDENT MEMBERS OF PASS-THROUGH ENTITIES. The  
14 treatment of sections 71.775 (3) (a) 2. and 3. and (4) (b) 2., (d), and (f), and 71.83 (1)  
15 (a) 1. of the statutes takes effect retroactively on January 1, 2006.

16 (2j) PRODUCTS POWERED BY ALTERNATE RESOURCES. The treatment of section 77.54  
17 (56) (by SECTION 2419c) of the statutes takes effect on July 1, 2009.

18 (3j) DELINQUENT TAXPAYER INTERNET POSTING. The treatment of section 73.03 (62)  
19 of the statutes takes effect on the first day of the 3rd month beginning after  
20 publication.

21 (3q) CEMETERY SALES AND USE TAX EXEMPTION. The treatment of section 77.54 (9a)  
22 (i) of the statutes takes effect on July 1, 2009.

23 (4) IMPLEMENTING THE STREAMLINED SALES AND USE TAX AGREEMENT. The repeal  
24 of sections 20.435 (3) (bm), 46.513, 77.51 (4), 77.51 (14) (d), 77.51 (14) (i), 77.51 (14)  
25 (k), 77.51 (14) (L), 77.51 (14r), 77.51 (15), 77.52 (2) (a) 5. b., 77.52 (3m), 77.52 (3n),

1 77.52 (6), 77.52 (14) (a) 2., 77.523 (title), 77.53 (4), 77.54 (14g), 77.54 (14s), 77.54 (20),  
2 77.54 (20m), 77.54 (22), 77.54 (40), 77.61 (3), 77.65 (2) (c), 77.72 (title), 77.72 (2) and  
3 (3) and 77.77 (2) of the statutes, the renumbering of sections 77.51 (6m), 77.51 (14)  
4 (g), 77.524 (1) (a) and 77.54 (48) (b) of the statutes, the renumbering and amendment  
5 of sections 77.51 (1), 77.51 (21m), 77.52 (1), 77.523, 77.524 (1) (b), 77.53 (9m), 77.53  
6 (11), 77.54 (48) (a), 77.61 (2), 77.72 (1) and 77.77 (1) of the statutes, the consolidation,  
7 renumbering and amendment of sections 77.52 (14) (a) (intro.) and 1. and (b) of the  
8 statutes, the amendment of sections 66.0615 (1m) (f) 2., 70.111 (23), 71.07 (5e) (b),  
9 71.07 (5e) (c) 1., 71.07 (5e) (c) 3., 71.28 (5e) (b), 71.28 (5e) (c) 1., 71.28 (5e) (c) 3., 71.47  
10 (5e) (b), 71.47 (5e) (c) 1., 71.47 (5e) (c) 3., 73.03 (50) (d), 76.07 (4g) (b) 8., 77.51 (5),  
11 77.51 (9) (a), 77.51 (9) (am), 77.51 (10), 77.51 (12) (b), 77.51 (13) (a), 77.51 (13) (b),  
12 77.51 (13) (c), 77.51 (13) (d), 77.51 (13) (e), 77.51 (13) (f), 77.51 (13) (k), 77.51 (13) (m),  
13 77.51 (13) (n), 77.51 (13) (o), 77.51 (13g) (intro.), (a), and (b), 77.51 (13r), 77.51 (14)  
14 (intro.), 77.51 (14) (a), 77.51 (14) (b), 77.51 (14) (c), 77.51 (14) (h), 77.51 (14) (j), 77.51  
15 (14g) (a), 77.51 (14g) (b), 77.51 (14g) (bm), 77.51 (14g) (c), 77.51 (14g) (cm), 77.51 (14g)  
16 (d), 77.51 (14g) (e), 77.51 (14g) (em), 77.51 (14g) (f), 77.51 (14g) (g), 77.51 (14g) (h),  
17 77.51 (17) (intro.), 77.51 (18), 77.51 (20), 77.51 (21), 77.51 (22) (a), 77.51 (22) (b), 77.52  
18 (2) (intro.), 77.52 (2) (a) 5. a. (by SECTION 2291c), 7.52 (2) (a) 5m., 77.52 (2) (a) 10.,  
19 77.52 (2) (a) 11., 77.52 (2m) (a), 77.52 (2m) (b), 77.52 (4), 77.52 (7), 77.52 (12), 77.52  
20 (13), 77.52 (15), 77.52 (16), 77.52 (19), 77.525, 77.53 (1), 77.53 (2), 77.53 (3), 77.53 (9),  
21 77.53 (10), 77.53 (12), 77.53 (14), 77.53 (15), 77.53 (16), 77.53 (17), 77.53 (17m), 77.53  
22 (17r) (a), 77.53 (18), 77.54 (1), 77.54 (2), 77.54 (2m), 77.54 (3) (a), 77.54 (3m) (intro.),  
23 77.54 (4), 77.54 (5) (intro.), 77.54 (6) (intro.), 77.54 (7m), 77.54 (8), 77.54 (9), 77.54 (9a)  
24 (intro.), 77.54 (10), 77.54 (11), 77.54 (12), 77.54 (13), 77.54 (14) (intro.), 77.54 (14) (a),  
25 77.54 (14) (b), 77.54 (14) (f) (intro.), 77.54 (15), 77.54 (16), 77.54 (17), 77.54 (18), 77.54

1 (21), 77.54 (23m) (by SECTION 2382), 77.54 (25), 77.54 (26), 77.54 (26m), 77.54 (27),  
2 77.54 (28), 77.54 (29), 77.54 (30) (a) (intro.), 77.54 (30) (c), 77.54 (31), 77.54 (32), 77.54  
3 (33), 77.54 (35), 77.54 (36), 77.54 (37), 77.54 (38), 77.54 (39), 77.54 (41), 77.54 (42),  
4 77.54 (43), 77.54 (44), 77.54 (45), 77.54 (46), 77.54 (46m), 77.54 (47) (intro.), 77.54 (47)  
5 (b) 1., 77.54 (47) (b) 2. (by SECTION 2410e), 77.54 (49), 77.55 (1) (intro.), 77.55 (2), 77.55  
6 (2m), 77.55 (3), 77.56 (1), 77.57, 77.58 (3) (a), 77.58 (3) (b), 77.58 (6), 77.59 (5m), 77.59  
7 (9), 77.61 (1) (b), 77.61 (1) (c), 77.61 (4) (a), 77.61 (4) (c), 77.61 (11), 77.65 (2) (a), 77.65  
8 (2) (e), 77.65 (2) (f), 77.66, 77.70, 77.705, 77.706, 77.707 (1), 77.707 (2), 77.71 (1), 77.71  
9 (2), 77.71 (3), 77.71 (4), 77.73 (2), 77.75, 77.785 (1), 77.785 (2), 77.98, 77.981, 77.99,  
10 77.994 (1) (intro.), 77.9941 (4), 77.996 (6), 86.195 (3) (b) 3., 218.0171 (2) (cq), 229.68  
11 (15), and 229.824 (15) of the statutes, the repeal and recreation of sections 77.51 (7),  
12 77.51 (12) (a), 77.51 (17m), 77.52 (1b), 77.52 (2n), 77.53 (1b), 77.54 (56), 77.63, 77.982  
13 (2), 77.991 (2), 77.995 (2), 77.9951 (2), and 77.9972 (2) of the statutes, and the  
14 creation of sections 20.566 (1) (ho), 73.03 (28e), 73.03 (50b), 73.03 (61), 77.51 (1b),  
15 77.51 (1ba), 77.51 (1bd), 77.51 (1f), 77.51 (1fm), 77.51 (1n), 77.51 (1p), 77.51 (1r),  
16 77.51 (2k), 77.51 (2m), 77.51 (3c), 77.51 (3n), 77.51 (3pd), 77.51 (3pe), 77.51 (3pf),  
17 77.51 (3pj), 77.51 (3pm), 77.51 (3pn), 77.51 (3po), 77.51 (3pq), 77.51 (3rm), 77.51 (3t),  
18 77.51 (5d), 77.51 (5n), 77.51 (5r), 77.51 (7g), 77.51 (7k), 77.51 (7m), 77.51 (8m), 77.51  
19 (9p), 77.51 (9s), 77.51 (10d), 77.51 (10f), 77.51 (10m), 77.51 (10n), 77.51 (10r), 77.51  
20 (10s), 77.51 (11d), 77.51 (11m), 77.51 (12m), 77.51 (12p), 77.51 (13g) (c), 77.51 (13rn),  
21 77.51 (15a), 77.51 (15b), 77.51 (17w), 77.51 (21n), 77.51 (21p), 77.51 (22) (bm), 77.51  
22 (24), 77.51 (25), 77.51 (26), 77.52 (1) (b), 77.52 (1) (c), 77.52 (2) (a) 5. am., 77.52 (2)  
23 (a) 5. c., 77.52 (2) (a) 13m., 77.52 (7b), 77.52 (14) (am), 77.52 (20), 77.52 (21), 77.52  
24 (22), 77.52 (23), , 77.524 (1) (ag), 77.53 (9m) (b), 77.53 (9m) (c), 77.53 (11) (b), 77.54  
25 (20n), 77.54 (20r), 77.54 (22b), 77.54 (51), 77.54 (52), 77.58 (6m), 77.58 (9a), 77.585,

1 77.59 (2m), 77.59 (9n), 77.59 (9p) (b), 77.59 (9r), 77.60 (13), 77.61 (2) (b), 77.61 (3m),  
2 77.61 (5m), 77.61 (16), 77.61 (17), 77.65 (4) (fm), 77.67, 77.73 (3) and 77.77 (1) (b) of  
3 the statutes take effect on January 1, 2010.

4 (4f) BIOMASS USED FOR FUEL. The treatment of section 77.54 (30) (a) 1m. of the  
5 statutes takes effect on the first day of the 2nd month beginning after publication.

6 (4q) RETAIL SALES. The renumbering and amendment of section 77.51 (17) of  
7 the statutes, the amendment of sections 77.51 (4) (c) 1., 77.51 (12) (a), 77.982 (2),  
8 77.991 (2), 77.9951 (2), and 77.9972 (2) of the statutes and the creation of sections  
9 77.51 (13) (p), 77.51 (14) (m), 77.51 (14) (n), 77.51 (17) (a) to (e), 77.52 (1b), 77.52 (2n),  
10 and 77.53 (1b) of the statutes take effect retroactively to January 1, 2006.

11 (5) WITHHOLDING FROM LOTTERY PRIZE PAYMENTS. The treatment of section 565.30  
12 (5) (by SECTION 3649) of the statutes takes effect on the first day of the 3rd month  
13 beginning after publication.

14 (5f) CLAY PIGEONS. The treatment of section 77.54 (47) (b) 2. of the statutes (by  
15 SECTION 2410d) takes effect retroactively on July 1, 2007.

16 (6) CIGARETTE AND TOBACCO PRODUCTS TAX RATES. The treatment of sections  
17 139.31 (1) (a) and (b), 139.315 (1), 139.32 (5), 139.76 (1) and 139.78 (1), of the statutes  
18 takes effect on September 1, 2007, or on the first day of the 3rd month beginning after  
19 publication, whichever is later.

20 (9) PROPERTY ASSESSMENT MANUAL COSTS. The treatment of section 20.566 (2) (hi)  
21 of the statutes takes effect on July 1, 2009.

22 (11) CATALOG SALES AND USE TAX EXEMPTION. The treatment of sections 77.51 (1j)  
23 and 77.54 (25) and (25m) of the statutes and the repeal and recreation of section 77.52  
24 (2) (a) 11. of the statutes take effect on April 1, 2009.

25 **SECTION 9442. Effective dates; Secretary of State.**

1           **SECTION 9443. Effective dates; State Employment Relations, Office of.**

2           **SECTION 9444. Effective dates; State Fair Park Board.**

3           **SECTION 9445. Effective dates; Supreme Court.**

4           **SECTION 9446. Effective dates; Technical College System.**

5           **SECTION 9447. Effective dates; Tourism.**

6           **SECTION 9448. Effective dates; Transportation.**

7           (8) SUPPLEMENTAL TITLE FEE INCREASE. The treatment of section 342.14 (3m) of  
8 the statutes takes effect on October 1, 2007, or on the day after publication,  
9 whichever is later.

10           (12f) SUPPLEMENTAL TITLE FEE TRANSFER. The treatment of sections 20.855 (4)  
11 (f) and 85.037 of the statutes takes effect on July 1, 2008.

12           **SECTION 9449. Effective dates; Treasurer.**

13           **SECTION 9450. Effective dates; University of Wisconsin Hospitals and**  
14 **Clinics Authority.**

15           **SECTION 9451. Effective dates; University of Wisconsin Hospitals and**  
16 **Clinics Board.**

17           (1f) NEW MEMBERS. The repeal and recreation of section 15.07 (4) of the statutes  
18 takes effect on the initiation date specified in 2007 Wisconsin Act 1, section 209 (1),  
19 or on the day after publication, whichever is later.

20           **SECTION 9452. Effective dates; University of Wisconsin System.**

21           **SECTION 9453. Effective dates; Veterans Affairs.**

22           **SECTION 9454. Effective dates; Workforce Development.**

23           (2) FEE PAID BY CHILD SUPPORT PAYEE. The treatment of sections 20.445 (3) (ja)  
24 (by SECTION 455) and 767.57 (1e) (title), (a) (by SECTION 3734), and (c) (by SECTION  
25 3737) of the statutes takes effect on January 1, 2008.



1           (3k) GRANT TO RACINE YWCA. The repeal of section 20.445 (3) (e) of the statutes  
2 takes effect on July 1, 2008.

3           (3p) REINSTATEMENT OF FEDERAL CHILD SUPPORT INCENTIVE PAYMENT MATCHING  
4 FUNDS. The treatment of sections 20.445 (3) (k) (by SECTION 460d) and 49.24 (1) (by  
5 SECTION 1474d) and (2) (b) (intro.) (by SECTION 1475d) and (dm) of the statutes and  
6 the repeal of section 20.445 (3) (b) of the statutes take effect on whichever of the  
7 following dates is later:

8           (a) The date that is the later of the following:

- 9           1. July 1, 2007.  
10           2. The day after publication.

11           (b) The date stated in the notice in the Wisconsin Administrative Register  
12 under section 49.24 (4) of the statutes, as created by this act.

13           (4f) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections  
14 49.148 (1m) (title), (b), and (c) (intro.) and 3. and 49.159 (4) of the statutes, the  
15 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the  
16 creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes take effect on January  
17 1, 2008.

18           (5k) GRANT TO RACINE COUNTY WORKFORCE DEVELOPMENT BOARD. The repeal of  
19 section 20.445 (1) (fr) of the statutes takes effect on July 1, 2008.

20           **SECTION 9455. Effective dates; other.**

21           (2) CREATION OF DEPARTMENT OF CHILDREN AND FAMILIES. The repeal of sections  
22 13.83 (4) (a) 9., 20.435 (3) (fp), 20.435 (3) (m), 20.435 (3) (ma), 20.435 (3) (mb), 20.435  
23 (3) (mc), 20.435 (3) (md), 20.435 (3) (n), 20.435 (3) (na), 20.435 (3) (nL), 46.03 (7) (c),  
24 46.03 (7) (e), 46.03 (29), 46.16 (2), 46.16 (2m), 46.16 (2s), 46.515 (1) (a), 46.515 (1) (c),  
25 46.766, 48.985 (5), 103.005 (17) and 103.005 (18) of the statutes, and the

1 renumbering of sections 15.195 (4) (a), 15.195 (4) (b), 15.195 (4) (c), 15.195 (4) (d),  
2 15.195 (4) (dg), 15.195 (4) (e), 15.195 (4) (em), 15.195 (4) (f), 15.195 (4) (fm), 15.195  
3 (4) (g), 15.197 (24) (a) 1., 15.197 (24) (a) 2., 15.197 (24) (a) 3., 15.197 (24) (a) 4., 15.197  
4 (24) (a) 5., 15.197 (24) (a) 6., 15.197 (24) (a) 7., 15.197 (24) (b), 15.197 (24) (c), 20.435  
5 (3) (title), 20.435 (3) (cf), 20.435 (3) (cw), 20.435 (3) (cx), 20.435 (3) (da), 20.435 (3) (dd),  
6 20.435 (3) (dg), 20.435 (3) (gx), 20.435 (3) (i), 20.435 (3) (jb), 20.435 (3) (jj), 20.435 (3)  
7 (jm), 20.435 (3) (kw), 20.435 (3) (kx), 20.435 (3) (ky), 20.435 (3) (kz), 20.435 (3) (mw),  
8 20.435 (3) (mx), 20.435 (3) (pm), 20.445 (3) (title), 20.445 (3) (a), 20.445 (3) (b), 20.445  
9 (3) (cm), 20.445 (3) (cr), 20.445 (3) (dz), 20.445 (3) (i), 20.445 (3) (ja), 20.445 (3) (jb),  
10 20.445 (3) (jL), 20.445 (3) (k), 20.445 (3) (kp), 20.445 (3) (kx), 20.445 (3) (L), 20.445  
11 (3) (ma), 20.445 (3) (me), 20.445 (3) (n), 20.445 (3) (na), 20.445 (3) (nL), 20.445 (3) (pz),  
12 20.445 (3) (q), 20.445 (3) (qm), 20.445 (3) (s), 46.023, 46.03 (7) (cm), 46.03 (7) (d), 46.03  
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9 (1e) (c), 767.57 (1m) (c), 767.57 (2), 767.57 (4), 767.59 (1c) (a) (intro.), 767.59 (1f) (b)  
10 4., 767.59 (2) (c), 767.59 (2s), 767.87 (2m), 767.87 (6) (a), 769.201 (7), 769.31 (1),  
11 809.105 (13), 813.12 (5) (b), 813.122 (6) (b), 814.75 (22m), 814.76 (15m), 814.80 (11),  
12 859.07 (2) (a) (intro.), 859.07 (2) (a) 2., 859.15, 885.01 (5) (by SECTION 3771), 895.45  
13 (1) (a), 895.4803, 895.485 (4) (a), 905.15 (1), 938.02 (6), 938.02 (7), 938.02 (17), 938.06  
14 (1) (b), 938.06 (4), 938.22 (1) (a), 938.22 (2) (a), 938.22 (7) (a), 938.22 (7) (b), 938.30  
15 (6) (b), 938.31 (7) (b), 938.355 (2b), 938.357 (4) (a), 938.357 (4) (b) 2., 938.357 (4) (c)  
16 1., 938.357 (4) (c) 2., 938.357 (5m) (a), 938.36 (1) (b), 938.363 (1) (c), 938.396 (2g) (b),  
17 938.538 (6), 938.547 (2), 938.548, 938.57 (3) (a) (intro.), 938.57 (3) (a) 3., 938.57 (3)  
18 (b), 938.78 (2) (h), 948.22 (4) (b), 948.31 (1) (a) 2., 973.05 (2m) (r), 973.055 (3), 977.06  
19 (4) (bm), 978.05 (4m) and 995.67 (1) (a) of the statutes, and the creation of sections  
20 13.83 (3) (f) 2m., 13.83 (4) (am), 15.20, 15.205 (title), 15.207 (title), 20.437 (intro.),  
21 20.437 (1) (b), 20.437 (1) (gg), 20.437 (1) (m), 20.437 (1) (ma), 20.437 (1) (mb), 20.437  
22 (1) (mc), 20.437 (1) (md), 20.437 (1) (n), 20.437 (1) (na), 20.437 (1) (nL), 20.437 (1) (o),  
23 20.437 (2), 20.437 (3), 20.923 (4) (f) 2d., 46.10 (14) (g), 48.01 (1) (h), 48.02 (16), 48.468,  
24 48.47 (intro.), 48.47 (3), 48.47 (4), 48.47 (7) (title), 48.48 (2b), 48.48 (4), 48.48 (17)  
25 (am), 48.48 (18), 48.563, 48.565, 48.567, 48.568, 48.569, 48.576, 48.578, 48.743,



1 49.27, 49.273, 49.32 (1) (am), 49.32 (2) (d), 49.32 (11m), 49.34 (5m) (em), 49.345,  
2 49.852 (1c), 49.855 (2r), 49.857 (1) (cf), 49.858 (1) (a), 49.86 (1), 230.08 (2) (e) 2m. and  
3 301.46 (4) (a) 10m. and SECTIONS 9121 (5) (a), (c), (d), (e), (em), and (f) and (6), 9130  
4 (2c) (b), 9154 (1) (a), (c), (d), (e), (f), and (g), and 9155 (1m) of this act take effect on  
5 July 1, 2008.

6 (4f) AIDS FOR CERTAIN LOCAL PURCHASES AND PROJECTS. The repeal of sections  
7 16.40 (24) and 20.855 (4) (fs) of the statutes takes effect on July 1, 2009.

8 (9u) DANE COUNTY EARLY CHILDHOOD INITIATIVES. The amendment of section  
9 20.437 (1) (bc) of the statutes takes effect on July 1, 2009.

10 (END)