

1 treasurer's name of office and upon the official bond of the officer, with
2 interest at the rate of 12% per year from the time when it should have been
3 paid.

4 ••87b1690/1••SECTION 2139zb. 778.26 (2) (e) of the statutes is amended to
5 read:

6 778.26 (2) (e) The maximum forfeiture ~~and~~, penalty assessment and jail
7 assessment for which the defendant is liable.

8 ••87b1690/1••SECTION 2139zc. 778.26 (2) (g) of the statutes is amended to
9 read:

10 778.26 (2) (g) Notice that if the defendant makes a deposit and fails to
11 appear in court at the time specified in the citation, the failure to appear
12 will be considered tender of a plea of no contest and submission to a forfei-
13 ture ~~and~~, penalty assessment and jail assessment plus costs not to exceed the
14 amount of the deposit. The notice shall also state that the court, instead of
15 accepting the deposit and plea, may decide to summon the defendant or may
16 issue an arrest warrant for the defendant upon failure to respond to a
17 summons.

18 ••87b1690/1••SECTION 2139zd. 778.26 (2) (h) of the statutes is amended to
19 read:

20 778.26 (2) (h) Notice that if the defendant makes a deposit and signs the
21 stipulation, the stipulation will be treated as a plea of no contest and sub-
22 mission to a forfeiture ~~and~~, penalty assessment and jail assessment plus costs
23 not to exceed the amount of the deposit. The notice shall also state that the
24 court, instead of accepting the deposit and stipulation, may decide to summon
25 the defendant or issue an arrest warrant for the defendant upon failure to
26 respond to a summons, and that the defendant may, at any time prior to or at
27 the time of the court appearance date, move the court for relief from the
28 effect of the stipulation.

1 ••87b1690/1••SECTION 2139ze. 778.26 (3) of the statutes is amended to
2 read:

3 778.26 (3) A defendant issued a citation under this section may deposit
4 the amount of money the issuing officer directs by mailing or delivering the
5 deposit and a copy of the citation prior to the court appearance date to the
6 clerk of the circuit court in the county where the violation occurred or to
7 the sheriff's office or police headquarters of the officer who issued the
8 citation. The basic amount of the deposit shall be determined under a deposit
9 schedule established by the judicial conference. The judicial conference
10 shall annually review and revise the schedule. In addition to the basic
11 amount determined by the schedule the deposit shall include the penalty
12 assessment, jail assessment and costs.

13 ••87b1690/1••SECTION 2139zf. 778.26 (4) of the statutes is amended to
14 read:

15 778.26 (4) A defendant may make a stipulation of no contest by submitting
16 a deposit and a stipulation in the manner provided by sub. (3) prior to the
17 court appearance date. The signed stipulation is a plea of no contest and
18 submission to a forfeiture plus the penalty assessment, jail assessment and
19 costs not to exceed the amount of the deposit.

20 ••87b1690/1••SECTION 2139zg. 778.26 (5) of the statutes is amended to
21 read:

22 778.26 (5) Except as provided by sub. (6), a person receiving a deposit
23 shall prepare a receipt in triplicate showing the purpose for which the
24 deposit is made, stating that the defendant may inquire at the office of the
25 clerk of the circuit court regarding the disposition of the deposit, and
26 notifying the defendant that if he or she fails to appear in court at the time
27 specified in the citation he or she shall be considered to have tendered a
28 plea of no contest and submitted to a forfeiture ~~and~~ penalty assessment and

1 jail assessment plus costs not to exceed the amount of the deposit and that
2 the court may accept the plea. The original of the receipt shall be delivered
3 to the defendant in person or by mail. If the defendant pays by check, the
4 canceled check is the receipt.

5 ••87b1690/1••SECTION 2139zh. 778.26 (6) of the statutes is amended to
6 read:

7 778.26 (6) The person receiving a deposit and stipulation of no contest
8 shall prepare a receipt in triplicate showing the purpose for which the
9 deposit is made, stating that the defendant may inquire at the office of the
10 clerk of the circuit court regarding the disposition of the deposit, and
11 notifying the defendant that if the stipulation of no contest is accepted by
12 the court the defendant will be considered to have submitted to a forfeiture
13 ~~and~~, penalty assessment and jail assessment plus costs not to exceed the
14 amount of the deposit. Delivery of the receipt shall be made in the same
15 manner as provided in sub. (5).

16 ••87b1690/1••SECTION 2139zi. 778.26 (7) (b) of the statutes is amended to
17 read:

18 778.26 (7) (b) If the defendant has made a deposit, the citation may
19 serve as the initial pleading and the defendant shall be considered to have
20 tendered a plea of no contest and submitted to a forfeiture ~~and~~, penalty
21 assessment and jail assessment plus costs not to exceed the amount of the
22 deposit. The court may either accept the plea of no contest and enter judg-
23 ment accordingly, or reject the plea and issue a summons. If the defendant
24 fails to appear in response to the summons, the court shall issue an arrest
25 warrant. If the court accepts the plea of no contest, the defendant may,
26 within 90 days after the date set for appearance, move to withdraw the plea of
27 no contest, open the judgment and enter a plea of not guilty if the defendant
28 shows to the satisfaction of the court that failure to appear was due to

1 mistake, inadvertence, surprise or excusable neglect. If a defendant is
2 relieved from the plea of no contest, the court may order a written complaint
3 or petition to be filed. If on reopening the defendant is found not guilty,
4 the court shall delete the record of conviction and shall order the defen-
5 dant's deposit returned.

6 ••87b1690/1••SECTION 2139zj. 778.26 (7) (c) of the statutes is amended to
7 read:

8 778.26 (7) (c) If the defendant has made a deposit and stipulation of no
9 contest, the citation serves as the initial pleading and the defendant shall
10 be considered to have tendered a plea of no contest and submitted to a for-
11 feiture ~~and~~ penalty assessment and jail assessment plus costs not to exceed
12 the amount of the deposit. The court may either accept the plea of no contest
13 and enter judgment accordingly, or reject the plea and issue a summons or an
14 arrest warrant. After signing a stipulation of no contest, the defendant may,
15 at any time prior to or at the time of the court appearance date, move the
16 court for relief from the effect of the stipulation. The court may act on
17 ~~such~~ the motion, with or without notice, for cause shown by affidavit and upon
18 just terms, and relieve the defendant from the stipulation and the effects of
19 the stipulation.

20 ••87b1690/1••SECTION 2139zk. 778.26 (9) of the statutes is amended to
21 read:

22 778.26 (9) An officer who collects a forfeiture, penalty assessment, jail
23 assessment and costs under this section shall pay the money to the county
24 treasurer within 20 days after its receipt. If the officer fails to make
25 timely payment, the county treasurer may collect the payment from the officer
26 by an action in the treasurer's name of office and upon the official bond of
27 the officer, with interest at the rate of 12% per year from the time when it
28 should have been paid.

1 ••87b1690/1••SECTION 2139zL. 800.02 (2) (a) 8 of the statutes is amended
2 to read:

3 800.02 (2) (a) 8. Notice that if the defendant makes a deposit and fails
4 to appear in court at the time fixed in the citation, the defendant is deemed
5 to have tendered a plea of no contest and submits to a forfeiture ~~and~~ penalty
6 assessment and jail assessment plus costs, including the fee prescribed in s.
7 814.65 (1), not to exceed the amount of the deposit. The notice shall also
8 state that the court may decide to summon the defendant rather than accept the
9 deposit and plea.

10 ••87b1690/1••SECTION 2139zm. 800.02 (3) (e) of the statutes is amended to
11 read:

12 800.02 (3) (e) A plain and concise statement of the violation identifying
13 the event or occurrence from which the violation arose and showing that the
14 plaintiff is entitled to relief, the ordinance, resolution or bylaw upon which
15 the cause of action is based and a demand for a forfeiture, the amount of
16 which shall not exceed the maximum set by the statute involved, the penalty
17 assessment, the jail assessment and such other relief that is sought by the
18 plaintiff.

19 ••87b1690/1••SECTION 2139zn. 800.03 (3) of the statutes is amended to
20 read:

21 800.03 (3) The amount of the deposit shall be set by the municipal judge,
22 but shall not be effective until approved by the governing body of the
23 municipality. The amount shall not exceed the maximum penalty for the
24 offense, including any penalty assessment which would be applicable under s.
25 165.87 and any jail assessment which would be applicable under s. 53.46 (1),
26 plus court costs, including the fee prescribed in s. 814.65 (1).

27 ••87b1690/1••SECTION 2139zo. 800.04 (2) (b) of the statutes is amended to
28 read:

1 800.04 (2) (b) If the municipal judge determines that the defendant
2 should not be released under par. (a) and the defendant is charged with a
3 traffic or boating violation, the municipal judge shall release the defendant
4 on a deposit in the amount established by the uniform deposit schedule under
5 s. 345.26 (2) (a) or under s. 23.66. For other violations, the municipal
6 judge shall establish a deposit in an amount not to exceed the maximum penalty
7 for the offense, including any penalty assessment which would be applicable
8 under s. 165.87 and any jail assessment which would be applicable under s.
9 53.46 (1). On failure of the defendant to make a deposit under this
10 paragraph, he or she may be committed to jail pending trial only if the judge
11 finds that there is a reasonable basis to believe the person will not appear
12 in court.

13 ••87b1690/1••SECTION 2139zp. 800.04 (2) (c) of the statutes is amended to
14 read:

15 800.04 (2) (c) If the defendant has made a deposit under par. (b) or s.
16 800.03 and does not appear, he or she is deemed to have tendered a plea of no
17 contest and submits to a forfeiture and a penalty assessment imposed by s.
18 165.87 and a jail assessment imposed by s. 53.46 (1) plus costs, including the
19 fee prescribed in s. 814.65 (1), not exceeding the amount of the deposit. The
20 court may either accept the plea of no contest and enter judgment accordingly,
21 or reject the plea and issue a summons. If the defendant fails to appear in
22 response to the summons, the court shall issue a warrant under s. 968.09. If
23 the defendant has made a deposit but does appear, the court shall allow the
24 defendant to withdraw the plea of no contest.

25 ••87b1690/1••SECTION 2139zq. 800.09 (1) of the statutes is amended to
26 read:

27 800.09 (1) JUDGMENT. If a municipal court finds a defendant guilty it
28 may render judgment by ordering payment of a forfeiture and the penalty

1 assessment imposed by s. 165.87 and the jail assessment imposed by s. 53.46
2 (1) plus costs of prosecution, including the fee prescribed in s. 814.65 (1),
3 and by imprisonment in default of the payment. Persons who fail to pay
4 forfeitures, penalty assessments, jail assessments and costs shall be commit-
5 ted to a jail or a house of correction in the county in which the cause of
6 action arose for not more than 90 days and shall be kept at the expense of the
7 municipality. Any person committed under this section may be accorded privi-
8 leges under s. 56.08. The court may defer payment of any judgment for not
9 more than 60 days. At the time the judgment is rendered, the court shall
10 inform the defendant of the date by which payment of the forfeiture, penalty
11 assessment, jail assessment and costs must be made, and of the possible
12 consequences of failure to make the payment in timely fashion. A municipal
13 court may order the payment of restitution under s. 755.045 (3).

14 ••87b1690/1••SECTION 2139zr. 800.09 (2) (b) of the statutes is amended to
15 read:

16 800.09 (2) (b) If the person arrested and released fails to appear
17 personally or by an attorney at the time fixed for hearing of the case, the
18 defendant may be deemed to have entered a plea of no contest and the money
19 deposited, if any, or such portion thereof as the court determines to be an
20 adequate penalty, plus the penalty assessment, jail assessment and costs,
21 including the fee prescribed in s. 814.65 (1), may be declared forfeited by
22 the court or may be ordered applied upon the payment of any penalty which may
23 be imposed, together with the penalty assessment, jail assessment and costs.
24 In either event, any remaining money shall be refunded to the person who made
25 the deposit.

26 ••87b1690/1••SECTION 2139zs. 800.10 (2) of the statutes is amended to
27 read:

1 800.10 (2) All forfeitures, fees, penalty assessments and costs paid to a
2 municipal court under a judgment before a municipal judge shall be paid to the
3 municipal treasurer within 7 days after receipt of the money by a municipal
4 judge or other court personnel. At the time of the payment, the municipal
5 judge shall report to the municipal treasurer the title of the action, the
6 offense for which a forfeiture was imposed and the total amount of the
7 forfeiture, fees, penalty assessments and costs, if any. The treasurer shall
8 disburse the fees as provided in s. 814.65 (1). All jail assessments paid to
9 a municipal court under a judgment before a municipal judge shall be paid to
10 the county treasurer within 7 days after receipt of the money by a municipal
11 judge or other court personnel.

12 ••87b1690/1••SECTION 2139zt. 800.12 (2) of the statutes is amended to
13 read:

14 800.12 (2) A municipality may by ordinance provide that a municipal judge
15 may impose a forfeiture for contempt under sub. (1) in an amount not to exceed
16 \$50 or, upon nonpayment of the forfeiture ~~and the~~ penalty assessment under s.
17 165.87 and jail assessment under s. 53.46, a jail sentence not to exceed 7
18 days.

19 ••87b0433/2••SECTION 2142g. 812.01 (7) of the statutes is amended to
20 read:

21 812.01 (7) "~~Federal minimum hourly~~ Minimum wage" means ~~that the~~ the wage
22 ~~prescribed by sec. 6 (a) (1) of the fair labor standards act of 1938, as~~
23 ~~amended under s. 104.025 (2) (a).~~

24 ••87b0433/2••SECTION 2142m. 812.04 (2) of the statutes is amended to
25 read:

26 812.04 (2) The garnishee summons shall be substantially in the following
27 form:

1 STATE OF WISCONSIN

2 COURT

3 COUNTY

4 A. B., Plaintiff

5 vs.

6 C. D., Defendant

7 and

8 E. F., Garnishee

9 The State of Wisconsin, to the garnishee:

10 You are hereby summoned, as garnishee of the defendant, C. D., and
11 required, within 20 days after the service of this summons and the annexed
12 complaint upon you, exclusive of the day of service, to answer, whether you
13 are indebted to or have in your possession or under your control any property
14 belonging to the defendant.

15 IF YOU ARE INDEBTED TO THE DEFENDANT, YOU ARE ORDERED TO PAY THE PRE-
16 SCRIBED SUBSISTENCE ALLOWANCE TO THE DEFENDANT IF EARNINGS ARE THE SUBJECT
17 MATTER OF THIS GARNISHMENT ACTION. IF YOU ARE INDEBTED TO THE DEFENDANT FOR
18 PAYMENT FOR THE SALE OF AGRICULTURAL PRODUCTS, YOU ARE ORDERED TO PAY THE
19 PRESCRIBED AMOUNT TO THE DEFENDANT. YOU ARE ORDERED TO RETAIN FROM THE BAL-
20 ANCE THE AMOUNT OF PLAINTIFF'S CLAIM AND DISBURSEMENTS, NOT TO EXCEED \$40, AS
21 STATED IN THE ANNEXED COMPLAINT PENDING THE FURTHER ORDER OF THE COURT. ANY
22 EXCESS INDEBTEDNESS SHALL NOT BE SUBJECT TO THE GARNISHMENT. IF YOU HAVE
23 PROPERTY OR EARNINGS BELONGING TO THE DEFENDANT AND THE AMOUNT OF INDEBTEDNESS
24 RETAINED IS LESS THAN THE AMOUNT CLAIMED AND DISBURSEMENTS, NOT TO EXCEED \$40,
25 YOU ARE TO RETAIN THE PROPERTY OR EARNINGS PENDING THE FURTHER ORDER OF THE
26 COURT, EXCEPT AS PROVIDED IN SECTION 812.18 (3) OF THE WISCONSIN STATUTES.

27 You are further required to serve a copy of your answer to the garnishee
28 complaint on the undersigned attorney and to file your original answer with

1 the clerk of this court, within the 20-day period. In case of your failure to
2 answer, judgment will be entered against you for the amount of plaintiff's
3 judgment against the defendant and costs, of which the defendant will also
4 take notice.

5 If earnings are the subject matter of this garnishment action, you are
6 required under section 812.18 (2) of the Wisconsin Statutes to pay over to the
7 principal defendant, on the date when the earnings subject to the garnishment
8 action are normally payable, a subsistence allowance, out of the earnings then
9 owing, in the sum of either 75% of the defendant's disposable earnings or 30
10 times the ~~federal~~ minimum hourly wage in effect at the time the earnings are
11 payable, whichever is greater.

12 If the property which is the subject of this garnishment action is the
13 proceeds from the sale of crops, livestock, dairy products or another product
14 grown or produced by a person or by his or her minor children, you must pay
15 over to the principal defendant the appropriate amount under section 812.18
16 (2m) (b) of the Wisconsin Statutes.

17 Dated this day of, 19

Clerk of Court
(Seal)

20 Attorney for Plaintiff:

21

22 P. O. Address

23

24

25 ••87b0433/2••SECTION 2142r. 812.18 (2) (a) 2 and 3 of the statutes are
26 amended to read:

27 812.18 (2) (a) 2. An amount equal to 30 times the ~~federal~~ minimum hourly
28 wage for each full week of the pay period; or

1 3. In the case of earnings for a period other than a week, the defendant
2 shall receive a subsistence allowance computed so that it is equivalent to
3 that in subd. 2 using a multiple of the federal minimum hourly wage prescribed
4 by rule of the department of industry, labor and human relations.

5 ••87b0559/1 •• 87b1226/2••SECTION 2142t. 812.233 of the statutes is
6 created to read:

7 812.233 GARNISHMENT OF AID TO FAMILIES WITH DEPENDENT CHILDREN. (1) (a)
8 Only a judgment creditor may maintain a garnishment action against the state,
9 under this section, to reach the aid to families with dependent children
10 benefit of the judgment debtor.

11 (b) A judgment creditor may maintain a garnishment action under this
12 section to reach an aid to families with dependent children benefit only if
13 all of the following conditions are met:

14 1. The judgment creditor is the current or former landlord of the judg-
15 ment debtor.

16 2. The debt is a result of failure of the judgment debtor to pay rent or
17 of damage the judgment debtor caused to the landlord's property in excess of
18 any security deposit.

19 (2) Sections 812.01 (2), (2a) and (3), 812.02 (2e) and (2m), 812.04 (1),
20 812.14, 812.19, 812.20 and 812.21 apply to a garnishment action under this
21 section.

22 (3) (a) The judgment creditor shall allege in the complaint that the
23 conditions under sub. (1) (b) are met and that the judgment creditor believes
24 that the judgment debtor is a recipient of aid to families with dependent
25 children under s. 49.19. The complaint shall also contain the name and loca-
26 tion of the court, case number, date of entry and amount of judgment on which
27 the garnishment action is based and the amount of the claim and disbursements.

28 (b) The garnishee summons shall be substantially in the following form:

1 STATE OF WISCONSIN

2COURT

3COUNTY

4 A. B., Plaintiff

5 vs.

6 C. D., Defendant

7 and

8 State of Wisconsin, Garnishee

9 You are hereby summoned, as garnishee of the defendant, C. D., and
10 required, within 20 days after the service of this summons and the annexed
11 complaint upon you, exclusive of the day of service, to answer, whether C. D.
12 is a recipient of aid to families with dependent children.

13 If the defendant is a recipient of aid to families with dependent
14 children, you are ordered to pay the amount under section 812.233 (6) of the
15 Wisconsin Statutes to the defendant. You are ordered to retain the balance of
16 the defendant's aid to families with dependent children benefit, if any,
17 pending further order of the court.

18 Dated this day of, 19 Clerk of Court (seal)

19 (c) The garnishee summons and complaint shall be served upon the state by
20 delivery to the department of health and social services.

21 (d) The garnishee fee under s. 812.06 shall be made payable to the trea-
22 surer of the state.

23 (e) A copy of the garnishee summons and complaint shall also be served on
24 the judgment debtor not later than 10 days after service on the garnishee. If
25 a copy of the garnishee summons and complaint is not served on the judgment
26 debtor, the garnishment action shall be dismissed.

27 (4) Within 20 days after service under sub. (3) (c), the department of
28 health and social services shall answer the complaint by delivering or mailing

1 to the court a certificate showing whether the judgment debtor is a recipient
2 of aid to families with dependent children and, if so, the current monthly
3 benefit amount.

4 (5) The judgment debtor may, within 20 days after the service of the
5 garnishee summons and complaint on him or her, answer the garnishee complaint
6 and defend the garnishment action.

7 (6) The state shall pay to the judgment debtor 93% of the monthly aid to
8 families with dependent children grant amount as calculated under s. 49.19 (5)
9 and (11) on the date that the benefit is normally paid. Any amount withheld
10 from the aid to families with dependent children check to recoup an overpay-
11 ment or for any other reason shall not be deducted in computing the monthly
12 grant amount. The state shall pay out the balance of each month's aid to
13 families with dependent children benefit, if any, to the court or the judgment
14 creditor, as ordered by the court, until the amount demanded in the garnishee
15 complaint, plus disbursements, is paid out, unless the court terminates the
16 payments sooner.

17 (7) The department of health and social services may promulgate rules for
18 the administration of this section.

19 ••87b1690/1••SECTION 2143g. 814.60 (2) (ag) of the statutes is created to
20 read:

21 814.60 (2) (ag) Jail assessment imposed by s. 53.46 (1);

22 ••87b0418/1••SECTION 2143m. 814.60 (2) (b) of the statutes is amended to
23 read:

24 814.60 (2) (b) Domestic abuse assessment imposed by s. 971.37 (1m) (c) 1
25 or 973.055;

26 ••87b0548/1 •• 87b1226/2••SECTION 2143p. 814.61 (1) (a) of the statutes
27 is amended to read:

1 814.61 (1) (a) At the commencement of all civil actions and special pro-
2 ceedings not specified in ss. 814.62 to 814.66, \$45. This does not include
3 any action to determine paternity brought by the state or its delegate under
4 s. 767.45 (1) (g) or (h).

5 ••87b1747/2 •• 87b1922/en••SECTION 2143q. 814.61 (12) (b) (intro.) of the
6 statutes is amended to read:

7 814.61 (12) (b) Maintenance payments and support. (intro.) For receiv-
8 ing and disbursing money deposited as payment for maintenance payments, child
9 support or family support payments, under interim or final orders in an action
10 affecting the family, an annual fee of \$10 to be paid by the party ordered to
11 make payments. The court shall order the annual fee to be paid at the time
12 of, and in addition to, the first payment to the clerk in each year for which
13 payments are ordered, except that in the year in which the court orders
14 payments, the court shall order the annual fee for that year to be paid no
15 later than 30 days after the date the payments are ordered. If the annual fee
16 is not paid when due, the clerk shall not deduct the annual fee from the
17 maintenance or support payment, but:

18 ••87b1747/2 •• 87b1922/en••SECTION 2143r. 814.61 (12) (c) of the statutes
19 is created to read:

20 814.61 (12) (c) Notice of annual fee. The clerk shall notify the person
21 ordered to make payments under par. (b) of the requirements regarding payment
22 of the annual fee imposed under par. (b), including the results of failure to
23 pay the annual fee when due. The notification required under this paragraph
24 shall be given 30 days before the due date of the annual fee imposed for the
25 year in which payments are ordered and on December 1 annually thereafter. The
26 notification required under this paragraph does not affect court orders
27 regarding the due dates for maintenance payments, child support or family
28 support payments.

1 ••87b1690/1••SECTION 2143t. 814.63 (3) (ag) of the statutes is created to
2 read:

3 814.63 (3) (ag) Jail assessment imposed by s. 53.46 (1);

4 ••87b0201/1••SECTION 2144a. 814.635 of the statutes is created to read:

5 814.635 FEE FOR AUTOMATION. (1) The clerk of circuit court shall charge
6 and collect a \$1 court automation fee from any person, including any govern-
7 mental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1)
8 (a), (3) or (8) (a) 1 or 2, 814.62 (1), (2) or (3) (a) or (b) or 814.63 (1).
9 The court automation fee is in addition to the other fees listed in this
10 subsection.

11 (2) The clerk shall pay the moneys collected under sub. (1) to the county
12 treasurer under s. 59.395 (5). The county treasurer shall pay those moneys to
13 the state treasurer under s. 59.20 (11) for deposit in the general fund.

14 ••87b0208/1••SECTION 2144m. 814.67 (1) (b) 2 of the statutes is amended
15 to read:

16 814.67 (1) (b) 2. For interpreters, ~~\$10~~ \$35 per one-half day ~~or such~~
17 ~~higher fees as the county board may establish.~~

18 SECTION 2150c. 851.17 of the statutes is amended to read:

19 851.17 NET ESTATE. "Net estate" means all property subject to adminis-
20 tration less the property selected by the surviving spouse under s. 861.33,
21 the allowances made by the court under ss. 861.31, 861.35 and 861.41 except as
22 those allowances are charged by the court against the intestate share of the
23 recipient, administration, funeral and burial expenses, the amount of claims
24 paid and federal and state estate taxes payable out of such property ~~but not~~
25 ~~inheritance taxes.~~

26 SECTION 2150g. 851.70 of the statutes is amended to read:

27 851.70 PRESUMPTION IN FAVOR OF ORDERS. When the validity of any order or
28 judgment of a circuit court in a probate proceeding or certificate to termi-

1 nate a life estate or joint tenancy in ~~an inheritance~~ a death tax proceeding,
 2 ~~shall be~~ is drawn in question in another action or proceeding, everything
 3 necessary to have been done or proved to render the order, judgment or
 4 certificate valid, and which might have been proved by parole evidence at the
 5 time of making the order or judgment and was not required to be recorded,
 6 shall, after 20 years from that time, be presumed to have been done or proved
 7 unless the contrary appears on the same record.

8 SECTION 2150n. 859.01 (3) of the statutes is amended to read:

9 859.01 (3) This section does not bar claims based on tort, claims based
 10 on Wisconsin income, sales, withholding, ~~gift, inheritance or estate or death~~
 11 taxes, claims for funeral expenses, claims for administration expenses or
 12 claims of the United States.

13 SECTION 2150r. 863.27 of the statutes is amended to read:

14 863.27 CONTENTS OF FINAL JUDGMENT. In the final judgment the court shall
 15 approve the final account, designate the persons to whom assignment and
 16 distribution is being made and assign to each of them the property or propor-
 17 tions or parts of the estate or the amounts to which each is entitled. The
 18 findings of fact which support the judgment shall include a determination of
 19 the heirs of the decedent; facts showing that all jurisdictional requirements
 20 have been met; the date of death of the decedent and the decedent's testacy or
 21 intestacy; facts relating to the payment of state ~~inheritance and estate death~~
 22 tax, state income tax and claims and charges against the estate. If immedi-
 23 ately before death the decedent had an estate for life or an interest as a
 24 joint tenant in any property in regard to which a certificate of termination
 25 has not been issued under s. 867.04 or an interest in marital property for
 26 which a certificate has not been issued under s. 865.201 or 867.046, the
 27 findings of fact which support the judgment shall set forth the termination of
 28 the life estate, the right of survivorship of any joint tenant or the dece-

1 dent's interest in marital property and, upon the petition of the decedent's
2 spouse, the confirmation of the one-half interest held by the surviving spouse
3 in marital property immediately before the death of the decedent spouse. In
4 addition, the findings of fact shall, upon petition of a designated person,
5 trust or other entity under s. 766.58 (3) (f), set forth the confirmation, of
6 an interest in property passing by nontestamentary disposition under s. 766.58
7 (3) (f). Every tract of real property in which an interest is assigned or
8 terminated shall be specifically described. If a fund is withheld from
9 distribution for the payment of contingent claims, for meeting possible tax
10 liability or for any other reasonable purpose, the judgment shall provide for
11 the distribution of the fund if all or a part of it is not needed.

12 SECTION 2150w. 865.16 (1) (b) of the statutes is amended to read:

13 865.16 (1) (b) Fully administered the estate of the decedent by making
14 payment, settlement or other disposition of all claims which were presented,
15 expenses of administration, reasonable funeral and burial expenses and estate,
16 ~~inheritance~~ death and other taxes, except as expressly specified otherwise,
17 and that the assets of the estate have been inventoried and distributed to the
18 persons entitled ~~thereto~~ to them. If any claims, expenses or taxes remain
19 undischarged, the statement shall disclose in detail all arrangements made to
20 accommodate the outstanding liabilities; and

21 SECTION 2160c. 865.20 (2) of the statutes is amended to read:

22 865.20 (2) Upon being filed with the probate registrar, the statement
23 shall ~~constitute prima facie~~ be presumed to be evidence of the facts recited
24 and ~~shall evidence of~~ of the termination of the decedent's interest in the prop-
25 erty listed ~~thereon, with the same effect~~ on it as if a certificate terminat-
26 ing joint tenancy or life estate had been issued by the court under s. 867.04.
27 If the statement describes an interest in real property or a debt which is
28 secured by an interest in real property a certified copy or duplicate original

1 of the statement may be recorded in the office of the register of deeds in
2 each county in this state in which real property is located. This statement
3 shall ~~does~~ not constitute a release of any ~~inheritance~~ death tax lien.

4 SECTION 2160g. 867.01 (3) (a) 2 of the statutes is amended to read:

5 867.01 (3) (a) 2. A detailed statement of property in which the decedent
6 had an interest, property over which the decedent had a power of appointment,
7 benefits payable on the decedent's death under annuities or under a retirement
8 plan, life insurance, joint and life tenancies, gifts made in contemplation of
9 death or taking effect upon death or made within 2 years prior to death and
10 any other property ~~which~~ that may be subject to ~~inheritance tax~~ death taxes as
11 a result of the decedent's death.

12 SECTION 2160n. 867.01 (3) (e) of the statutes is repealed.

13 SECTION 2160r. 867.01 (3) (f) of the statutes is amended to read:

14 867.01 (3) (f) Order. If the court is satisfied that the estate ~~is one~~
15 ~~proper to~~ may be settled by under this section, it shall assign the property
16 to the persons entitled to ~~the same~~ it. If the estate ~~is eligible to~~ may be
17 settled under sub. (1) (b), any property not otherwise assigned shall be
18 assigned to the surviving spouse or minor children or both as an allowance
19 under s. 861.31. The court shall order any person indebted to or holding
20 money or other property of the decedent to pay the indebtedness or deliver the
21 property to the persons found to be entitled to receive ~~the same~~. ~~It~~ it. The
22 court shall order the transfer of interests in real estate, stocks or bonds
23 registered in the name of the decedent, the title of a licensed motor vehicle,
24 or any other form of property ~~whatsoever~~. If the decedent immediately prior
25 to death had an estate for life or an interest as a joint tenant in any prop-
26 erty in regard to which a certificate of termination in accordance with s.
27 867.04 has not been issued, the order shall set forth the termination of ~~such~~
28 that life estate or the right of survivorship of any joint tenant. Every

1 tract of real property in which an interest is assigned or terminated or which
2 is security for a debt in which an interest is assigned or terminated shall be
3 specifically described. ~~The order shall state that the department of revenue~~
4 ~~has determined the inheritance tax, and that it has been paid, or that the~~
5 ~~department has determined that no inheritance tax is due.~~

6 SECTION 2160w. 867.02 (2) (e) of the statutes is repealed.

7 SECTION 2170d. 867.02 (2) (g) of the statutes is amended to read:

8 867.02 (2) (g) Order. If the court is satisfied that the estate ~~is one~~
9 ~~proper to~~ may be settled by this section, after filing of the petition and
10 proof of the will, and after 30 days have elapsed since publication under par.
11 (d), it shall ~~forthwith~~ assign the property to the creditors and persons
12 interested who are entitled to ~~the same~~ it. The assignment shall be subject
13 to the unknown rights of creditors or persons interested in the estate as
14 limited in sub. (4). The court shall order any person indebted to or holding
15 money or other property of the decedent to pay the indebtedness or deliver the
16 property to the persons found to be entitled to receive ~~the same~~ it. It shall
17 order the transfer of interests in real estate, stocks or bonds registered in
18 the name of the decedent, the title of a licensed motor vehicle or any other
19 form of property. If the decedent immediately prior to death had an estate
20 for life or an interest as a joint tenant in any property in regard to which a
21 certificate of termination under s. 867.04 has not been issued, the order
22 shall set forth the termination of such ~~the~~ the life estate or the right of sur-
23 vivorship of any joint tenant. Every tract of real property in which an
24 interest is assigned or terminated or which is security for a debt in which an
25 interest is assigned or terminated shall be specifically described. ~~The order~~
26 ~~shall state that the department of revenue has determined the inheritance tax,~~
27 ~~and that it has been paid, or that the department has determined that no~~
28 ~~inheritance tax is due.~~

1 SECTION 2170h. 867.045 (4) of the statutes is amended to read:

2 867.045 (4) Upon the recording, the application shall ~~constitute prima~~
3 ~~facie be presumed to be~~ evidence of the facts recited and shall ~~constitute the~~
4 ~~termination of~~ terminate the joint tenancy or life estate, all with the same
5 force and effect as if issued by the court assigned to exercise probate
6 jurisdiction for the county of domicile of the decedent under s. 867.04. This
7 application shall not constitute evidence of payment of any ~~inheritance~~ death
8 tax which may be due, the payment for which shall remain an obligation of the
9 surviving joint tenant or remainderman.

10 ••87b1455/5 •• 87b1990/en••SECTION 2170hm. 880.05 of the statutes is
11 amended to read:

12 880.05 VENUE. All petitions for guardianship of residents of the state
13 shall be directed to the circuit court of the county of residence ~~or the~~
14 ~~county of legal settlement~~ of the person subject to guardianship or of the
15 county in which the person is physically present. A petition for guardianship
16 of the person or estate of a nonresident may be directed to the circuit court
17 of any county where the person or any property of the nonresident may be
18 found.

19 ••87b0716/3 •• 87b1226/2••SECTION 2170j. 885.37 (4) (a) 2 of the statutes
20 is amended to read:

21 885.37 (4) (a) 2. In circuit court, the ~~county~~ state shall pay the
22 expense.

23 SECTION 2170p. 893.33 (5) of the statutes is amended to read:

24 893.33 (5) This section bars all claims to an interest in real property,
25 whether rights based on marriage, remainders, reversions and reverter clauses
26 in covenants restricting the use of real estate, mortgage liens, old tax
27 deeds, ~~inheritance, gift~~ death and income tax liens, rights as heirs or under
28 will, or any claim of any nature, however denominated, and whether such claims

1 are asserted by a person sui juris or under disability, whether such person is
2 within or without the state, and whether such person is natural or corporate,
3 or private or governmental, unless within the 30-year period provided by sub.
4 (2) there has been recorded in the office of the register of deeds some
5 instrument expressly referring to the existence of the claim, or a notice
6 pursuant to this section. This section does not apply to any action commenced
7 or any defense or counterclaim asserted, by any person who is in possession of
8 the real estate involved as owner at the time the action is commenced. This
9 section does not apply to any real estate or interest in real estate while the
10 record title to the real estate or interest in real estate remains in a rail-
11 road corporation or a public service corporation as defined in s. 184.01, or
12 any trustee or receiver of a railroad corporation or a public service
13 corporation, or to claims or actions founded upon mortgages or trust deeds
14 executed by those corporations, or trustees or receivers of those
15 corporations. This section also does not apply to real estate or an interest
16 in real estate while the record title to the real estate or interest in real
17 estate remains in the state or a political subdivision or municipal corpora-
18 tion of this state.

19 ••87b0661/3 •• 87b1226/2••SECTION 2170q. 895.035 (2m) of the statutes is
20 repealed.

21 ••87b0649/1 •• 87b1226/2••SECTION 2170r. 895.22 of the statutes is
22 amended to read:

23 895.22 (title) WISCONSIN FAMILY MONTH, WEEK AND SUNDAY. The month of
24 November, in which the celebration of Thanksgiving occurs, is designated as
25 Wisconsin Family Month, the first 7 days of that month are designated as
26 Wisconsin Family Week and the first Sunday of that month is designated as
27 Family Sunday. In conjunction therewith, appropriate observances, ceremonies,
28 exercises and activities may be held under state auspices to focus attention

1 on the principles of family responsibility to spouses, children and parents,
2 as well as on the importance of the stability of marriage and the home for our
3 future well-being; and the chief officials of local governments and the people
4 of the state are invited either to join and participate therein or to conduct
5 like observances in their respective localities.

6 SECTION 2170t. 895.51 (1) (b) of the statutes is amended to read:

7 895.51 (1) (b) "Charitable organization" ~~has the meaning specified in s.~~
8 ~~71.04 (5) (d) 2~~ means an organization the contributions to which are deduct-
9 ible by corporations in computing net income under s. 71.02 (1) (c) (intro.).

10 ••87b1685/1••SECTION 2180b. 943.13 (2) of the statutes is renumbered
11 943.13 (2) (intro.) and amended to read:

12 943.13 (2) (intro.) A person has received notice from the owner or occu-
13 pant within the meaning of this section if he or she has been notified
14 personally, either orally or in writing, or if the land is posted. ~~For land~~
15 ~~to be posted,~~ Land is considered to be posted under this subsection under
16 either of the following procedures:

17 (a) If a sign at least 11 inches square ~~must be~~ is placed in at least 2
18 conspicuous places for every 40 acres to be protected. The sign must carry an
19 appropriate notice and the name of the person giving the notice followed by
20 the word "owner" if the person giving the notice is the holder of legal title
21 to the land and by the word "occupant" if the person giving the notice is not
22 the holder of legal title but is a lawful occupant of the land. Proof that
23 appropriate signs as ~~herein~~ provided in this paragraph were erected or in
24 existence upon the premises to be protected within 6 months prior to the event
25 complained of shall be prima facie proof that the premises to be protected
26 were posted as ~~herein~~ provided in this paragraph.

27 ••87b1685/1••SECTION 2180d. 943.13 (2) (b) of the statutes is created to
28 read:

1 943.13 (2) (b) If markings in blaze orange and at least one foot long are
2 made in at least 2 conspicuous places for every 40 acres to be protected.

3 ••87b0373/1••SECTION 2180m. 943.24 (1) of the statutes is amended to
4 read:

5 943.24 (1) Whoever issues any check or other order for the payment of
6 money less than \$500 which, at the time of issuance, he or she intends shall
7 not be paid is subject to a Class A forfeiture, except the person is guilty of
8 a Class A misdemeanor if he or she has previously violated this section or a
9 local ordinance in conformity with this section.

10 ••87b1745/2 •• 87b1922/en••SECTION 2180r. 946.42 (3) (c) of the statutes
11 is created to read:

12 946.42 (3) (c) Subject to an order under s. 48.366.

13 ••87b1745/2 •• 87b1922/en••SECTION 2180s. 946.44 (2) (d) of the statutes
14 is amended to read:

15 946.44 (2) (d) "Prisoner" includes a person who is committed to the cus-
16 tody of the department of health and social services under s. 48.34 (4m) or
17 who is subject to an order under s. 48.366.

18 ••87b1745/2 •• 87b1922/en••SECTION 2180t. 946.45 (2) (d) of the statutes
19 is amended to read:

20 946.45 (2) (d) "Prisoner" includes a person who is committed to the cus-
21 tody of the department of health and social services under s. 48.34 (4m) or
22 who is subject to an order under s. 48.366.

23 ••87-2671/1••SECTION 2187. 949.06 (5) (a) of the statutes is amended to
24 read:

25 949.06 (5) (a) Except as provided in pars. (b) to (e), the department
26 shall make awards under this section from the ~~appropriation~~ appropriations
27 under s. 20.455 (5) (b) or (m).

1 ••87b0557/1 •• 87b1226/2••SECTION 2187m. 949.08 (2) (g) of the statutes
2 is created to read:

3 949.08 (2) (g) Has been certified to the department under s. 46.255 (7)
4 as being delinquent in child support or maintenance payments.

5 SECTION 2187p. 970.035 of the statutes is created to read:

6 970.035 PRELIMINARY EXAMINATION; CHILD YOUNGER THAN 16 YEARS OLD. Not-
7 withstanding s. 970.03, if a preliminary examination under s. 970.03 is held
8 regarding a child who was waived under s. 48.18 for a violation which is
9 alleged to have occurred prior to his or her 16th birthday, the court may bind
10 the child over for trial only if there is probable cause to believe that a
11 crime under s. 940.01 or 940.02 has been committed. If the court does not
12 make that finding, the court shall order that the child be discharged but
13 proceedings may be brought regarding the child under ch. 48.

14 ••87b0200/1••SECTION 2199g. 971.20 (3) of the statutes is renumbered
15 971.20 (3) (b).

16 ••87b0200/1••SECTION 2199i. 971.20 (3) (a) of the statutes is created to
17 read:

18 971.20 (3) (a) In this subsection, "judge" includes a court commissioner
19 who is assigned to conduct the preliminary examination.

20 ••87b0418/1••SECTION 2199m. 971.37 (1m) (c) of the statutes is created to
21 read:

22 971.37 (1m) (c) 1. The agreement may provide as one of its conditions
23 that the person pay the domestic abuse assessment under s. 973.055. Payments
24 and collections under this subdivision are subject to s. 973.055 (2) to (4),
25 except as follows:

26 a. The district attorney shall determine the amount due. The district
27 attorney may authorize less than a full assessment if he or she believes that
28 full payment would have a negative impact on the offender's family. The dis-

1 trict attorney shall provide the clerk of circuit court with the information
2 necessary to comply with subd. 1. b.

3 b. The clerk of circuit court shall collect the amount due from the
4 person and transmit it to the county treasurer.

5 2. If the prosecution is resumed under sub. (2) and the person is subse-
6 quently convicted, a court shall give the person credit under s. 973.055 for
7 any amount paid under subd. 1.

8 ••87b1524/2 •• 87b1922/en••SECTION 2200ar. 972.13 (6) of the statutes is
9 amended to read:

10 972.13 (6) The following forms may be used for judgments:

11 STATE OF WISCONSIN

12 County

13 In Court

14 The State of Wisconsin

15 vs.

16(Name of defendant)

17 UPON ALL THE FILES, RECORDS AND PROCEEDINGS,

18 IT IS ADJUDGED That the defendant has been convicted upon the defendant's
19 plea of guilty (not guilty and a verdict of guilty) (not guilty and a finding
20 of guilty) (no contest) on the day of, 19.., of the crime of in
21 violation of s.; and the court having asked the defendant whether the
22 defendant has anything to state why sentence should not be pronounced, and no
23 sufficient grounds to the contrary being shown or appearing to the court.

24 *IT IS ADJUDGED That the defendant is guilty as convicted.

25 *IT IS ADJUDGED That the defendant is hereby committed to the Wisconsin
26 state prisons (county jail of county) for an indeterminate term of not
27 more than

1 *IT IS ADJUDGED That the defendant is hereby committed to detention in
2 (the defendant's place of residence or place designated by judge) for a term
3 of not more than

4 *IT IS ADJUDGED That the defendant is ordered to pay a fine of \$.... (and
5 the costs of this action).

6 *IT IS ADJUDGED That the defendant pay restitution to....

7 *IT IS ADJUDGED That the defendant is restricted in his or her use of
8 computers as follows:....

9 *The at is designated as the Reception Center to which the
10 defendant shall be delivered by the sheriff.

11 *IT IS ORDERED That the clerk deliver a duplicate original of this judg-
12 ment to the sheriff who shall forthwith execute the same and deliver it to the
13 warden.

14 Dated this day of, 19...

15 BY THE COURT

16 Date of Offense,

17 District Attorney,

18 Defense Attorney

19 *Strike inapplicable paragraphs.

20 STATE OF WISCONSIN

21 County

22 In Court

23 The State of Wisconsin

24 vs.

25 (Name of defendant)

26 On the day of, 19..., the district attorney appeared for the
27 state and the defendant appeared in person and by the defendant's
28 attorney.

1 UPON ALL THE FILES, RECORDS AND PROCEEDINGS

2 IT IS ADJUDGED That the defendant has been found not guilty by the verdict
3 of the jury (by the court) and is therefore ordered discharged forthwith.

4 Dated this day of, 19...

5 BY THE COURT

6 ••87b0661/3 •• 87b1226/2••SECTION 2200b. 972.14 of the statutes is
7 amended to read:

8 972.14 STATEMENTS BEFORE SENTENCING. Before pronouncing sentence, the
9 court shall inquire of the defendant why sentence should not be pronounced
10 upon him or her and accord the district attorney, defense counsel and defen-
11 dant an opportunity to make a statement with respect to any matter relevant to
12 sentence. In addition, if the defendant is under 21 years of age and if the
13 court has not ordered a presentence investigation under s. 972.15, the court
14 shall ask the defendant if he or she has been adjudged delinquent under ch. 48
15 or has had a similar adjudication in any other state in the 3 years immedi-
16 ately preceding the date the criminal complaint relating to the present
17 offense was issued.

18 ••87b0661/3 •• 87b1226/2••SECTION 2200d. 972.15 (2s) of the statutes is
19 created to read:

20 972.15 (2s) If the defendant is under 21 years of age, the person pre-
21 paring the presentence investigation report shall attempt to determine whether
22 the defendant has been adjudged delinquent under ch. 48 or has had a similar
23 adjudication in any other state in the 3 years immediately preceding the date
24 the criminal complaint relating to the present offense was issued and, if so,
25 shall include that information in the report.

26 ••87b0661/3 •• 87b1226/2••SECTION 2200f. 973.013 (3) of the statutes is
27 amended to read:

1 973.013 (3) Female persons convicted of a felony may be committed to the
2 Taycheedah correctional institution unless they are subject to sub. (3m).

3 ••87b0661/3 •• 87b1226/2••SECTION 2200h. 973.013 (3m) of the statutes is
4 created to read:

5 973.013 (3m) If a person who has not attained the age of 16 years is
6 sentenced to the Wisconsin state prisons, the department shall place the
7 person at a secured juvenile correctional facility, unless the department
8 determines that placement in an institution under s. 53.01 is appropriate
9 based on the person's prior record of adjustment in a correctional setting, if
10 any; the person's present and potential vocational and educational needs,
11 interests and abilities; the adequacy and suitability of available facilities;
12 the services and procedures available for treatment of the person within the
13 various institutions; the protection of the public; and any other consider-
14 ations promulgated by the department by rule. This subsection does not pre-
15 clude the department from designating an adult correctional institution as a
16 reception center for the person and subsequently transferring the person to a
17 secured juvenile correctional facility. Section 53.11 and ch. 57 apply to all
18 persons placed in a secured juvenile correctional facility under this
19 subsection.

20 ••87b1528/1 •• 87b1922/en••SECTION 2202n. 973.02 of the statutes is
21 amended to read:

22 973.02 PLACE OF IMPRISONMENT WHEN NONE EXPRESSED. When a statute autho-
23 rizes imprisonment for its violation but does not prescribe the place of
24 imprisonment, 1) a sentence of less than one year shall be to the county jail,
25 2) a sentence of more than one year shall be to the Wisconsin state prisons
26 and the minimum under the indeterminate sentence law shall be one year, and 3)
27 a sentence of one year may be to either the Wisconsin state prisons or the
28 county jail. ~~But in~~ In any proper case, sentence and commitment may never-

1 theless be to the department or any house of correction or other institution
2 as provided by law or to detention under s. 973.03 (4).

3 ••87b1528/1 •• 87b1922/en••SECTION 2205m. 973.03 (4) of the statutes is
4 created to read:

5 973.03 (4) (a) In lieu of a sentence of imprisonment to the county jail,
6 a court may impose a sentence of detention at the defendant's place of resi-
7 dence or other place designated by the court. The length of detention may not
8 exceed the maximum possible period of imprisonment. The detention shall be
9 monitored by the use of an electronic device worn continuously on the defen-
10 dant's person and capable of providing positive identification of the wearer
11 at the detention location at any time. A sentence of detention in lieu of
12 jail confinement may be imposed only if agreed to by the defendant. The court
13 shall ensure that the defendant is provided a written statement of the terms
14 of the sentence of detention, including a description of the detention moni-
15 toring procedures and requirements and of any applicable liability issues.

16 (b) A person sentenced to detention under par. (a) is eligible to earn
17 good time in the amount of one-fourth of his or her term for good behavior if
18 sentenced to at least 4 days, but fractions of a day shall be ignored. The
19 person shall be given credit for time served prior to sentencing under s.
20 973.155, including good time under s. 973.155 (4). If the defendant fails to
21 comply with the terms of the sentence of detention, the court may order the
22 defendant brought before the court and the court may order the defendant
23 deprived of good time.

24 (c) If the defendant fails to comply with the terms of the sentence of
25 detention, the court may order the defendant brought before the court and the
26 court may order that the remainder of the sentence of detention be served in
27 the county jail.

1 (d) A sentence under this subsection is not a sentence of imprisonment,
2 except for purposes of ss. 973.04, 973.15 (8) and 973.19.

3 ••87-1571/1••SECTION 2207. 973.045 (1) (a) and (b) of the statutes are
4 amended to read:

5 973.045 (1) (a) For each misdemeanor offense or count, ~~\$20~~ \$30.

6 (b) For each felony offense or count, ~~\$30~~ \$50.

7 ••87b1690/1••SECTION 2208g. 973.05 (1) of the statutes is amended to
8 read:

9 973.05 (1) When a defendant is sentenced to pay a fine, the court may
10 grant permission for the payment of the fine, of the penalty assessment
11 imposed by s. 165.87, the jail assessment imposed by s. 53.46 (1), the crime
12 victim and witness assistance surcharge under s. 973.045, any applicable
13 domestic abuse assessment imposed by s. 971.37 (1m) (c) 1 or 973.055, any
14 applicable driver improvement surcharge imposed by s. 346.655, any applicable
15 weapons assessment imposed by s. 167.31, any applicable natural resources
16 assessment imposed by s. 29.997 and any applicable natural resources restitu-
17 tion payment imposed by s. 29.998 to be made within a period not to exceed 60
18 days. If no such permission is embodied in the sentence, the fine, the pen-
19 alty assessment, the jail assessment, the crime victim and witness assistance
20 surcharge, any applicable domestic abuse assessment, any applicable driver
21 improvement surcharge, any applicable weapons assessment, any applicable
22 natural resources assessment and any applicable natural resources restitution
23 payment shall be payable immediately.

24 ••87b1690/1••SECTION 2208h. 973.05 (2) of the statutes is amended to
25 read:

26 973.05 (2) When a defendant is sentenced to pay a fine and is also placed
27 on probation, the court may make the payment of the fine, the penalty
28 assessment, the jail assessment, the crime victim and witness assistance

1 surcharge, any applicable domestic abuse assessment, any applicable driver
2 improvement surcharge, any applicable weapons assessment, any applicable
3 natural resources assessment and any applicable natural resources restitution
4 payments a condition of probation. When the payments are made a condition of
5 probation by the court, payments thereon shall be applied first to payment of
6 the penalty assessment until paid in full, shall then be applied to the pay-
7 ment of the jail assessment until paid in full, shall then be applied to the
8 payment of the crime victim and witness assistance surcharge until paid in
9 full, shall then be applied to payment of the driver improvement surcharge
10 until paid in full, shall then be applied to payment of the domestic abuse
11 assessment until paid in full, shall then be applied to payment of the natural
12 resources assessment if applicable until paid in full, shall then be applied
13 to payment of the natural resources restitution payment until paid in full,
14 shall then be applied to payment of the weapons assessment until paid in full
15 and shall then be applied to payment of the fine.

16 ••87b0418/1••SECTION 2208m. 973.05 (3) (a) of the statutes is amended to
17 read:

18 973.05 (3) (a) In lieu of part or all of a fine imposed by a court, the
19 court may stay the execution of part or all of the sentence and provide that
20 the defendant perform community service work under pars. (b) and (c). The
21 amount of the fine actually paid, if any, shall be used to determine any
22 applicable assessment or surcharge under sub. (1), except that any applicable
23 driver improvement surcharge under s. 346.655 or any domestic abuse assessment
24 imposed by s. 973.055 shall be imposed regardless of whether part or all of
25 the sentence has been stayed. If the defendant fails to comply with the com-
26 munity service order, the court shall order the defendant brought before the
27 court for imposition of sentence. If the defendant complies with the com-
28 munity service order, he or she has satisfied that portion of the sentence.

1 ••87b0418/1••SECTION 2208r. 973.055 (1) of the statutes is amended to
2 read:

3 973.055 (1) On or after May 1, 1980, if a court imposes a fine, the court
4 shall determine whether this subsection is applicable. If the court finds
5 that the criminal conduct involved domestic abuse, as defined in s. 46.95 (1)
6 (a). If the court makes the finding, or that the fine was imposed under s.
7 813.12 (8), it shall impose a domestic abuse assessment, in addition to the
8 fine and, penalty assessment and jail assessment, in an amount of 10% of the
9 fine imposed. If multiple offenses are involved, the domestic abuse assess-
10 ment shall be based on the total fine for all offenses which involved domestic
11 abuse. If a fine is suspended, the domestic abuse assessment shall be reduced
12 in proportion to the suspension of \$50 for each offense.

13 ••87b0418/1••SECTION 2208x. 973.055 (4) of the statutes is created to
14 read:

15 973.055 (4) A court may waive part or all of the domestic abuse assess-
16 ment under this section if it determines that the imposition of the full
17 assessment would have a negative impact on the offender's family.

18 ••87b1690/1••SECTION 2208ya. 973.07 of the statutes is amended to read:

19 973.07 FAILURE TO PAY FINE OR COSTS. If the fine, costs, penalty
20 assessment, jail assessment, crime victim and witness assistance surcharge,
21 applicable domestic abuse assessment ~~payment~~, applicable driver improvement
22 surcharge ~~payment~~, applicable weapons assessment ~~payment~~, applicable natural
23 resources assessment ~~or and~~ applicable natural resources restitution ~~payment~~
24 payments are not paid as required by the sentence, the defendant may be
25 committed to the county jail until the fine, costs, penalty assessment, jail
26 assessment, crime victim and witness assistance surcharge, applicable domestic
27 abuse assessment ~~payment~~, applicable driver improvement surcharge ~~payment~~,
28 applicable weapons assessment ~~payment~~, applicable natural resources assessment

1 or applicable natural resources restitution ~~payment~~ payments are paid or dis-
2 charged for a period fixed by the court not to exceed 6 months.

3 ••87b1745/2 •• 87b1922/en••SECTION 2230m. 976.08 of the statutes is
4 created to read:

5 976.08 ADDITIONAL APPLICABILITY. In this chapter, "prisoner" includes
6 any person subject to an order under s. 48.366 who is confined to a Wisconsin
7 state prison.

8 ••87-1340/7••SECTION 2231. 977.05 (4) (cm) of the statutes is created to
9 read:

10 977.05 (4) (cm) Appoint one deputy, the number of division administrators
11 specified in s. 230.08 (2) (e) 8m and all staff attorneys in the unclassified
12 service and appoint all other employes in the classified service.

13 ••87b1745/2 •• 87b1922/en •• 87b2147/2••SECTION 2231p. 977.05 (4) (i) 5
14 of the statutes is repealed and recreated to read:

15 977.05 (4) (i) 5. Cases involving children subject to s. 48.18 or to
16 adjudication as a delinquent and persons subject to s. 48.366.

17 ••87b0666/1 •• 87b1226/2••SECTION 2233c. 977.05 (6) of the statutes is
18 created to read:

19 977.05 (6) RESTRICTION. The state public defender shall not provide
20 legal services or assign counsel for cases involving a person subject to con-
21 tempt of court proceedings involving the alleged failure of the person to pay
22 a forfeiture to a county or municipality, unless the person is already being
23 represented under this chapter and the person's custodial status could be
24 affected by the contempt of court proceedings.

25 ••87-1340/7••SECTION 2234. 977.06 of the statutes is repealed.

26 ••87-1552/2••SECTION 2235. 977.07 (2) (a) of the statutes is amended to
27 read:

1 977.07 (2) (a) The representative of the state public defender or the
2 authority for indigency determinations specified under sub. (1) making a
3 determination of indigency shall ascertain the assets of the person which
4 exceed the amount needed for the payment of reasonable and necessary expenses
5 incurred, or which must be incurred to support the person and the person's
6 immediate family. The assets shall include disposable income, cash in hand,
7 stocks and bonds, bank accounts and other property which can be converted to
8 cash within a reasonable period of time and is not needed to hold a job, or to
9 shelter, clothe and care for the person and the person's immediate family.
10 Assets which cannot be converted to cash within a reasonable period of time,
11 such as a person's home, car, household furnishings, clothing and other prop-
12 erty which has been declared exempt from attachment or execution by law, shall
13 be calculated to be assets equivalent in dollars to the amount of the loan
14 which could be, in fact, raised by using these assets as collateral. Assets
15 also include any money expended by the person to post bond to obtain release
16 regarding the current alleged offense. If the person's assets, less reason-
17 able and necessary living expenses, are not sufficient to cover the antici-
18 pated cost of effective representation when the length and complexity of the
19 anticipated proceedings are taken fully into account, the person shall be
20 determined to be indigent in full or in part. The determination of the abil-
21 ity of the person to contribute to the cost of legal services shall be based
22 upon specific written standards relating to income, assets and the anticipated
23 cost of representation. If found to be indigent in full or in part, the
24 person shall be promptly informed of the state's right to payment or recoup-
25 ment under s. 48.275 (2), 757.66 or 973.06 (1) (e), and the possibility that
26 the payment of attorney fees may be made a condition of probation, should the
27 person be placed on probation. Furthermore, if found to be indigent in part,
28 the person shall be promptly informed of the extent to which he or she will be

1 expected to pay for counsel, and whether the payment shall be in the form of a
2 lump sum payment or periodic payments. The person shall be informed that the
3 payment amount may be adjusted if his or her financial circumstances change by
4 the time of sentencing. The payment and payment schedule shall be set forth
5 in writing. Payments for services of the state public defender or other
6 counsel provided under this chapter made pursuant to this subsection shall be
7 paid to the state public defender for deposit in the state treasury. Under
8 this subsection, reasonable and necessary living expenses equal the applicable
9 payment amount under s. 49.19 (11) (a) 1 plus other specified, emergency or
10 essential costs ~~and the cost of posting bond to obtain release.~~ The repre-
11 sentative or authority making the determination of indigency shall consider
12 any assets of the spouse of the person claiming to be indigent as if they were
13 assets of the person, unless the spouse was the victim of a crime allegedly
14 committed by the person.

15 ••87-1553/1••SECTION 2236. 977.07 (4) of the statutes is repealed.

16 ••87b1745/2 •• 87b1922/en •• 87b2147/2••SECTION 2236p. 977.08 (2) (e) of
17 the statutes is repealed and recreated to read:

18 977.08 (2) (e) Cases involving children subject to s. 48.18 or to adju-
19 dication as a delinquent and persons subject to s. 48.366.

20 ••87b0386/2••SECTION 2240g. 977.08 (5) (b) 1 of the statutes is amended
21 to read:

22 977.08 (5) (b) 1. Felony cases: ~~184.5~~ 160.

23 ••87b0386/2••SECTION 2240r. 977.08 (5) (c) of the statutes is created to
24 read:

25 977.08 (5) (c) At the trial level, 76% of the felony cases shall be
26 handled within the office.

27 ••87b0382/1••SECTION 2241m. 977.085 of the statutes is created to read:

1 977.085 QUARTERLY REPORT PROCEDURE. (1) The board shall provide quar-
2 terly reports to the department of administration and the joint committee on
3 finance regarding all of the following:

4 (a) Private bar case load and expenditure of moneys under s. 20.550 (1)
5 (d) for the current fiscal year.

6 (b) Projections for the private bar case load and expenditure of moneys
7 under s. 20.550 (1) (d) for the remainder of the current fiscal year and
8 biennium.

9 (2) If the projections under sub. (1) (b) indicate that moneys are being
10 expended under s. 20.550 (1) (d) at a rate which will deplete the appropria-
11 tion prior to the end of the current fiscal year, the board shall include in
12 the report a plan to address the problem. The plan shall include proposals
13 for one or more of the following:

14 (a) Agency actions.

15 (b) Requests for appropriation changes under s. 13.101.

16 (c) Legislation.

17 ••87b1284/1 •• 87b1780/en••SECTION 2241mm. Laws of 1856, chapter 75,
18 CHAPTER IV, section 3, subdivision 28th, as last amended by chapter 103, laws
19 of 1870 is amended to read:

20 (Laws of 1856, chapter 75) CHAPTER IV, section 3, subdivision 28th The
21 common council ~~shall have jurisdiction over the entire lakes bordering on the~~
22 ~~city, and may enact and enforce such ordinances or by-laws for the preser-~~
23 ~~vation of fish in the waters thereof lakes bordering on the city or outlets~~
24 ~~between the same, so as to prohibit, regulate or license the taking or killing~~
25 ~~of fish in the waters thereof at any time; and may also, by ordinance or~~
26 ~~resolution, prevent any deterioration of the said waters, or any nuisances~~
27 ~~being cast therein, by which the health of the inhabitants of the city or the~~
28 ~~purity of the water shall be impaired, as they shall deem expedient.~~

1 ••87b0623/1 •• 87b1226/2••SECTION 2241n. Laws of 1874, chapter 184,
2 CHAPTER XVIII, section 2 is amended to read:

3 (Laws of 1874, chapter 184) CHAPTER XVIII Section 2. The mayor shall ~~on~~
4 ~~the first Monday of January of every second year~~ appoint, ~~subject to con-~~
5 ~~firmation by the common council,~~ a tax commissioner, ~~who shall be at the time~~
6 ~~of his appointment a resident freeholder in said city of Milwaukee~~ under
7 section 66.146 of the statutes. Such commissioner shall take and subscribe an
8 oath of office and shall enter into a bond in the penal sum of ~~five thousand~~
9 dollars \$5,000, with at least ~~two~~ 2 sureties to be approved by the mayor, for
10 the faithful performance of his or her official duties. ~~The present tax~~
11 ~~commissioner shall remain in office until the expiration of the term for which~~
12 ~~he was appointed, and the first appointment under this section shall be then~~
13 ~~made.~~

14 ••87b1284/1 •• 87b1780/en••SECTION 2241ng. Laws of 1927, chapter 485,
15 section 2, as created by chapter 301, laws of 1931, and last amended by
16 chapter 9, laws of 1959 is amended to read:

17 (Laws of 1927, chapter 485) Section 2 Said dock line on Lake Monona
18 established by this chapter, is hereby declared to be so established only for
19 the purpose of authorizing said city of Madison to construct and maintain on,
20 in, or over said Lake Monona, but not beyond said established line, parks,
21 playgrounds, bathing beaches, municipal boat houses, piers, wharves, public
22 buildings, highways, streets, pleasure drives and boulevards. Said dock line
23 shall in no wise affect or supersede the dock lines on said Lake Monona
24 already existing and established pursuant to law by the said city of Madison,
25 insofar as riparian owners are concerned, and said dock line so established
26 shall in no wise be construed as being for the benefit of riparian owners.
27 ~~Said city of Madison is hereby granted and given concurrent jurisdiction with~~
28 ~~the state of Wisconsin of and over said Lake Monona and its lake bed between~~

1 ~~the low water mark or the dock lines heretofore established by the city of~~
2 ~~Madison and the dock line established by this chapter and said city may bring~~
3 ~~any action to restrain, enjoin or abate any nuisance or purpresture within~~
4 ~~such limits.~~

5 ••87a1019/1••SECTION 2241p. Laws of 1947, chapter 518, section 3 (new
6 paragraph) is created to read:

7 (Laws of 1947, chapter 518) Section 3. (new paragraph)

8 From the southerly terminus Milwaukee 3.0
9 of the Daniel Webster Hoan
10 Memorial Bridge southerly
11 to the intersection with
12 East Layton Avenue

13 ••87a1019/1••SECTION 2241s. Laws of 1947, chapter 518, section 3
14 (approximate mileage) (TOTAL), as last amended by 1985 Wisconsin Act 341,
15 section 3, is amended to read:

16 (Laws of 1947, chapter 518) Section 3. (approximate mileage)

17 TOTAL 1,023.40 1,026.40

18 ••87b1284/1 •• 87b1780/en••SECTION 2241sm. Laws of 1957, chapter 606 is
19 amended to read:

20 (Laws of 1957, chapter 606) The surface of Lake Wingra and the shores at
21 high water mark around the same is included in the limits of the city of
22 Madison ~~and the jurisdiction of said city thereover and thereon as a municipal~~
23 ~~corporation at common law and as conferred by chapter 62 and other parts of~~
24 ~~the Wisconsin statutes is recognized.~~

25 ••87a1019/1••SECTION 2242r. Laws of 1981, chapter 234, section 2 (3) is
26 repealed.

27 ••87b2093/2••SECTION 2242t. 1983 Wisconsin Act 162, section 1 is renum-
28 bered section 1 (1) and amended to read:

1 (1983 Wisconsin Act 162) Section 1 (1) The state of Wisconsin cedes,
2 grants and conveys to the city of Racine all rights, title and interest to all
3 of the land and any part or parcel of the lands described under SECTION 2 of
4 this act for use as public park facilities, boat basins or marinas, docks,
5 wharves, structures, roads and public facilities.

6 (3) The city of Racine shall hold, use and regulate the lands described
7 under SECTION 2 of this act, except the city of Racine may cede, grant or
8 convey to the county of Racine any or all of those lands for use as public
9 park facilities, boat basins, docks, wharves, structures, roads and public
10 facilities. If any lands described under SECTION 2 of this act are ceded,
11 granted or conveyed to the county of Racine, the county of Racine shall hold,
12 use and regulate those lands.

13 ••87b2093/2••SECTION 2242tm. 1983 Wisconsin Act 162, section 1 (2) is
14 created to read:

15 (1983 Wisconsin Act 162) Section 1 (2) (a) Within a building in the
16 Racine harbor marina, constructed on lands described under SECTION 2 of this
17 act and principally used for administration, the city of Racine may construct
18 and operate or permit the construction and operation of a restaurant designed
19 to enhance public access to marina facilities, to improve the recreational
20 quality of the marina facilities for the general public or to provide services
21 that supplement the recreational use of the harbor facility.

22 (b) If the department of natural resources determines that the restaurant
23 which is allowed to be constructed and operated under paragraph (a) is no
24 longer being used to serve a purpose enumerated under paragraph (a), the
25 department of natural resources shall direct the city of Racine or any other
26 person permitted by the city of Racine under paragraph (a) to construct and
27 operate a restaurant to amend its use of the restaurant in order to comply
28 with a purpose enumerated under paragraph (a). In addition, the department of

1 natural resources shall recommend that a bill be introduced to revoke the
2 authorization for the construction and operation of a restaurant, as provided
3 under paragraph (a), if the restaurant is no longer being used to serve a
4 purpose enumerated under paragraph (a).

5 ••87b0543/1 •• 87b1226/2••SECTION 2242u. 1985 Wisconsin Act 17, section
6 65 (1) (a) (intro.) is amended to read:

7 (1985 Wisconsin Act 17) Section 65 (1) (a) (intro.) The department of
8 industry, labor and human relations shall study and prepare proposals for
9 implementation of a wage reporting system, which shall provide for employers
10 to report at least quarterly all payrolls subject to the unemployment compen-
11 sation law. The system shall be in full effect no later than September 30,
12 1988, and information shall be available after reimbursement of costs to state
13 and federal agencies for income and eligibility verification for food stamps,
14 aid to families with dependent children, medicaid and unemployment compen-
15 sation and to counties for income and eligibility verification for general
16 relief. The wage data generated by the system shall be used in determining
17 the amount of unemployment compensation benefits payable to each claimant.
18 The system shall be developed for statewide administration by the department
19 of industry, labor and human relations, giving due attention to the needs of
20 other state agencies. The system shall be developed in conjunction with
21 changes in unemployment compensation benefits which shall include the follow-
22 ing elements:

23 ••87b0928/2 •• 87b1226/2••SECTION 2242uv. 1985 Wisconsin Act 29, section
24 3007 (1) (a), as last amended by 1985 Wisconsin Act 77, is amended to read:

25 (1985 Wisconsin Act 29) Section 3007 (1)

1	(a) Department of administration	
2	Projects financed by general fund supported	
3	borrowing:	
4	State capitol restoration <u>and improvements</u>	\$ 7,000,000
5	Projects financed by existing general fund	
6	supported borrowing:	
7	Statewide telecommunications equipment	20,000,000
8	Projects financed by revenue obligation	
9	borrowing:	
10	Milwaukee lakefront parking facility	12,000,000
11	Agency totals:	
12	General fund supported borrowing	7,000,000
13	Existing general fund supported borrowing	-0-
14	Revenue obligation borrowing	<u>12,000,000</u>
15	Total - All sources of funds	\$ 19,000,000

16 ••87b1346/3 •• 87b1753/2••SECTION 2242uw. 1985 Wisconsin Act 29, section
17 3007 (14) is repealed.

18 ••87-1852/1••SECTION 2243. 1985 Wisconsin Act 29, section 3014 (4) is
19 repealed.

20 ••87b0363/2••SECTION 2245m. 1985 Wisconsin Act 29, section 3023 (12) (b),
21 as affected by 1985 Wisconsin Act 120, is repealed.

22 ••87-2081/3••SECTION 2247. 1985 Wisconsin Act 29, section 3023 (12) (c)
23 (intro.), 1, 2 and 4 to 7 are renumbered 49.45 (6u) (intro.), (a), (b) and (c)
24 to (f) of the statutes, and 49.45 (6u) (intro.), (b) (intro.) and 2 and (c) to
25 (f), as renumbered, are amended to read:

26 49.45 (6u) (title) FACILITY OPERATING DEFICIT REDUCTION. (intro.) From
27 Except as provided in par. (g), from the appropriation under section s. 20.435
28 (1) (o) ~~of the statutes~~, for reduction of operating deficits, as defined under

1 criteria developed by the department of health and social services, incurred
2 by a facility, as defined under section 49.45 sub. (6m) (a) 2 of the statutes,
3 that is established under section s. 49.14 (1) of the statutes or that is
4 owned and operated by a city or village, the department of health and social
5 services shall allocate ~~\$3,450,000~~ \$3,715,000 in fiscal year ~~1985-86~~ 1987-88
6 and ~~\$4,600,000~~ \$3,715,000 in fiscal year ~~1986-87~~ 1988-89 to these facilities
7 and shall perform all of the following:

8 (b) (intro.) Based on the amount estimated available under ~~subdivision 1~~
9 par. (a), develop a proposed method to distribute this allocation to the
10 individual facilities that have incurred operating deficits that shall
11 include:

12 2. Agreement by the county in which is located the facility established
13 under section s. 49.14 (1) of the statutes and agreement by the city or
14 village that owns and operates the facility that the applicable county, city
15 or village shall provide funds to match federal medical assistance matching
16 funds under this paragraph subsection.

17 (c) ~~Contingent upon approval by the joint committee on finance, distrib-~~
18 ute Distribute the allocation under the distribution method that is approved
19 developed.

20 (d) If the federal department of health and human services approves for
21 state expenditure in fiscal year ~~1985-86~~ 1987-88 amounts under section s.
22 20.435 (1) (o) of the statutes that result in a lesser allocation amount than
23 that allocated under this paragraph subsection, allocate not more than the
24 lesser amount so approved by the federal department of health and human
25 services.

26 (e) If the federal department of health and human services approves for
27 state expenditure in fiscal year ~~1986-87~~ 1988-89 amounts under section s.
28 20.435 (1) (o) of the statutes that result in a lesser allocation amount than

1 that allocated under this ~~paragraph~~ subsection, submit a revision of the ~~pre-~~
2 ~~posed~~ method developed under ~~subdivision 2~~ par. (b) for approval by the joint
3 committee on finance in state fiscal year ~~1986-87~~ 1988-89, under section s.
4 13.10 ~~of the statutes.~~

5 (f) If the federal department of health and human services disallows use
6 of the allocation of matching federal medical assistance funds distributed
7 under ~~subdivision 4~~ par. (c), the requirements under ~~section 49.45~~ sub. (6m)
8 ~~(br) of the statutes, as created by this act,~~ shall apply.

9 ••87-2081/3••SECTION 2248. 1985 Wisconsin Act 29, section 3023 (12) (c) 3
10 is repealed.

11 ••87-1248/2••SECTION 2249. 1985 Wisconsin Act 29, section 3023 (23s) is
12 repealed.

13 ••87a1019/1••SECTION 2250g. 1985 Wisconsin Act 29, section 3051 (3) (a)
14 is repealed.

15 ••87-2250/2••SECTION 2250r. 1985 Wisconsin Act 29, section 3051 (6r) (b)
16 and (c) are repealed.

17 ••87b0502/2••SECTION 2261m. 1985 Wisconsin Act 29, section 3203 (51) (am)
18 is repealed.

19 ••87-2076/6••SECTION 2262. 1985 Wisconsin Act 29, section 3204 (23) (f)
20 is repealed.

21 ••87-2319/1••SECTION 2263. 1985 Wisconsin Act 29, section 3204 (43) (d)
22 is amended to read:

23 (1985 Wisconsin Act 29) Section 3204 (43) (d) School district standards.
24 The treatment of section 121.02 (1) (b), (f) 2, (k), (L), ~~(m)~~, (o), (p), (q),
25 (r), (s) and (t) of the statutes takes effect on September 1, 1988.

26 ••87-2319/1••SECTION 2264. 1985 Wisconsin Act 29, section 3204 (43) (dp)
27 is created to read:

1 (1985 Wisconsin Act 29) Section 3204 (43) (dp) Education for employment
2 standards. The treatment of section 121.02 (1) (m) of the statutes takes
3 effect on September 1, 1991.

4 ••87b0502/2••SECTION 2265m. 1985 Wisconsin Act 29, section 3204 (56) (d)
5 1 is amended to read:

6 (1985 Wisconsin Act 29) Section 3204 (56) (d) 1. The treatment of sec-
7 tions 70.65 (2), 74.03 (1g), (5) (d) 3 (in respect to the addition of "net"
8 and "the offset"), (8) (f) and (9) (a), (f) and (g) and 74.031 (8) (d) 3 (in
9 respect to the addition of "net" and "the offset") and (11) (f) and (g) of the
10 statutes takes effect on ~~January 1, 1988~~ June 30, 1987.

11 ••87-2293/2••SECTION 3001. NONSTATUTORY PROVISIONS; ADMINISTRATION.

12 (7a) TRANSFER OF AIRPLANE FLEET SERVICE FUNCTIONS.

13 (a) Assets and liabilities. On the effective date of this paragraph,
14 all assets and liabilities of the departments of natural resources and trans-
15 portation relating to aircraft maintenance functions and the provision of
16 intercity air transportation for employes of the departments and other state
17 agencies, as determined by the department of administration, shall become the
18 assets and liabilities of the department of administration. The department of
19 administration shall develop a plan for the orderly transfer thereof.

20 (b) Supplies and equipment. On the effective date of this paragraph, all
21 materials, supplies, furniture and capital equipment of the departments of
22 natural resources and transportation relating to aircraft maintenance func-
23 tions and the provision of intercity air transportation for employes of the
24 departments and other state agencies, as determined by the department of
25 administration, are transferred to the department of administration. The
26 department of administration shall develop a plan for the orderly transfer
27 thereof. The department of administration shall reimburse the departments of
28 natural resources and transportation for the value of all assets transferred

1 under this paragraph, as determined by the secretary of administration, from
2 the appropriation under section 20.505 (1) (kb) of the statutes, as affected
3 by this act. The department of administration shall deposit the reimbursement
4 to the department of transportation in the transportation fund, and shall
5 deposit the reimbursement to the department of natural resources in the
6 conservation fund.

7 (c) Airfield lease rights. On the effective date of this paragraph, all
8 airfield lease rights held by the department of natural resources are trans-
9 ferred to the department of administration.

10 (d) Positions and employes.

11 1. On the effective date of this paragraph, the authorized FTE positions
12 for the department of transportation are decreased by 1.0 SEG aircraft pilot
13 position. On the effective date of this paragraph, the authorized FTE posi-
14 tions for the department of natural resources are decreased by 1.0 SEG avia-
15 tion manager position, 1.0 GPR aircraft pilot supervisor position, 1.0 SEG air
16 mechanic supervisor position, 2.72 SEG air mechanic positions, 1.28 GPR air
17 mechanic positions and 1.0 SEG program assistant position. On the effective
18 date of this paragraph, the incumbents in all positions identified in this
19 subdivision are transferred to the department of administration.

20 2. On the effective date of this paragraph, the authorized FTE positions
21 for the department of administration are increased by 14.0 PRO positions,
22 including all position types enumerated in subdivision 1, and 2.0 PRO aircraft
23 pilot positions, 2.0 PRO air mechanic positions and 1.0 PRO laborer position.
24 The secretary of administration shall appoint the incumbents transferred under
25 subdivision 1 to the positions authorized in this subdivision which correspond
26 to the positions held by the incumbents on the day prior to the effective date
27 of this paragraph.

1 3. In addition to the positions and incumbents transferred under this
2 paragraph, any additional positions and incumbents in positions having
3 responsibility for aircraft maintenance functions or the provision of inter-
4 city air transportation for employes of state agencies, as determined by the
5 secretary of administration, may be transferred by the secretary from any
6 state agency to the department of administration on the effective date of this
7 paragraph.

8 4. Employees transferred to the department of administration under this
9 paragraph have all the rights and the same status under subchapter V of
10 chapter 111 and chapter 230 of the statutes in the department of administra-
11 tion which they enjoyed in the departments by which they were employed
12 immediately prior to the transfer. Notwithstanding section 230.28 (4) of the
13 statutes, no employe so transferred who has attained permanent status in class
14 may be required to serve a probationary period.

15 (e) Records. On the effective date of this paragraph, all records of the
16 departments of natural resources and transportation relating to aircraft
17 maintenance functions and the provision of intercity air transportation for
18 employes of state agencies, as determined by the department of administration,
19 are transferred to the department of administration. The department of
20 administration shall develop a plan for the orderly transfer thereof.

21 (f) Contracts. All contracts entered into by the departments of natural
22 resources and transportation relating to aircraft maintenance functions or the
23 provision of intercity air transportation for employes of state agencies,
24 which are in effect on the effective date of this paragraph, remain in effect
25 and are transferred to the department of administration. Unless modified or
26 rescinded, the contractual obligations shall be carried out by the department
27 of administration.

1 (g) Pending matters. Any matter pending with the department of natural
2 resources or department of transportation on the effective date of this para-
3 graph relating to aircraft maintenance functions or the provision of intercity
4 air transportation for employes of state agencies is transferred to the
5 department of administration. All materials submitted to or actions taken by
6 either department with respect to the pending matter are deemed to have been
7 submitted to or taken by the department of administration.

8 (h) Collections. On and after the effective date of this paragraph, the
9 department of administration may collect any amount payable prior to the
10 effective date of this paragraph to the department of natural resources or the
11 department of transportation relating to aircraft maintenance functions or the
12 provision of intercity air transportation for employes of state agencies and
13 the department of administration shall credit the amounts collected to the
14 applicable appropriation or fund as provided by law.

15 ••87b0181/1•• (7g) REINSURANCE STUDY. The department of administration
16 shall study alternatives to the purchase of reinsurance coverage for the
17 state's self-funded risk management programs under section 16.865 of the
18 statutes. The study shall consider the feasibility and the implications of
19 and the steps necessary to achieve complete self-funding of all current risk
20 management programs, including the establishment of any loss reserve funds.
21 The department shall report its findings to the governor and the joint
22 committee on finance no later than January 1, 1988.

23 ••87b0291/2•• (7j) SCHOOL AID CREDIT CORRECTIONS IN 1987. If the
24 department of administration or the department of revenue determines by May 1,
25 1988, that there was an overpayment or underpayment made in the 1987 distri-
26 bution by the department of administration to school districts under section
27 79.10 (3), 1985 stats., the overpayment or underpayment shall be corrected as
28 provided in this subsection. Any corrections to the elements of any distri-

1 bution under section 79.10 (3), 1985 stats., shall be made in the June 1988
2 distribution under section 121.15 (1) (a) of the statutes, as affected by this
3 act. Corrections shall be without interest. If the sum of all underpayments
4 and overpayments results in a net underpayment, the net underpayment shall be
5 paid from the appropriation under section 20.255 (2) (ac) of the statutes. If
6 the sum of all underpayments and overpayments results in a net overpayment,
7 the net overpayment shall be returned to the general fund.

8 ••87b0185/6•• (7k) STATE-OWNED RENTAL HOUSING. The department of admin-
9 istration shall report to the joint committee on finance at the committee's
10 first quarterly meeting in 1988 concerning the implementation of section 16.40
11 (19) of the statutes, as created by this act.

12 ••87-1340/7••SECTION 3003. NONSTATUTORY PROVISIONS; AGING AND LONG-TERM
13 CARE BOARD.

14 (1) PERSONNEL IN CLASSIFIED SERVICE. Notwithstanding sections 230.14,
15 230.145, 230.16, 230.25 and 230.28 of the statutes and section 230.15 of the
16 statutes, as affected by this act, on the effective date of this subsection
17 all individuals occupying executive director or staff positions in the
18 unclassified service for the board on aging and long-term care immediately
19 before the effective date of this subsection shall be appointed to positions
20 in the classified service for the board on aging and long-term care under
21 which they shall have substantially similar responsibilities. If the length
22 of continuous service for any such individual equals or exceeds the length of
23 the probationary period for the position to which he or she is appointed in
24 the classified service, the individual shall not be required to serve a
25 probationary period in the position to which he or she is appointed.

26 ••87-2308/3••SECTION 3004. NONSTATUTORY PROVISIONS; AGRICULTURE, TRADE
27 AND CONSUMER PROTECTION.

1 ••87b0376/4•• (2m) EVALUATION PLAN DEADLINE. The department of
2 agriculture, trade and consumer protection and the department of natural re-
3 sources shall establish the plan required under section 92.14 (13) of the
4 statutes, as affected by this act, and section 144.25 (4) (p) of the statutes,
5 as created by this act, no later than October 1, 1988.

6 ••87b0376/5••(3) LAND CONSERVATION BOARD INITIAL APPOINTMENTS. Notwith-
7 standing section 15.135 (4) (b) 3 of the statutes, as affected by this act,
8 the member of the land conservation board who is a member of a charitable
9 corporation, charitable association or charitable trust, the purpose or powers
10 of which include protecting natural resources, shall be appointed for a term
11 expiring on May 1, 1990, the member of the land conservation board who is a
12 resident of a city shall be appointed for a term beginning on May 1, 1989, and
13 the member of the land conservation board who is a farmer shall be appointed
14 for a term beginning on May 1, 1991.

15 ••87b1922/en••(4m) INTERSTATE MILK CONTENT COMPACT. The secretary of the
16 department of agriculture, trade and consumer protection shall draft and offer
17 as an interstate agreement to every state contiguous to the borders of this
18 state a proposal to set the minimum content of milk solids not fat in milk at
19 8.7%, in low fat milk at 10%, and skim milk at 9% and submit a written report
20 on the outcome of his or her efforts under this subsection to the governor and
21 to the chief clerk of each house of the legislature no later than January 1,
22 1988.

23 (5j) STRAY VOLTAGE PROGRAM. The authorized FTE positions for the
24 department of agriculture, trade and consumer protection are increased by 2.0
25 FTE GPR positions to be funded from section 20.115 (8) (j) of the statutes, as
26 created by this act, for the purpose of administering the stray voltage pro-
27 gram under section 93.41 of the statutes, as created by this act.

28 ••87-2799/2••SECTION 3005. NONSTATUTORY PROVISIONS; ARTS BOARD.

1 (b) DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

2 1. Projects financed by program revenue:

3 State fair park - Purchase of land and buildings \$ 600,000

4 - Minor projects 876,000

5 2. Agency totals:

6 Program revenue 1,476,000

7 Total - All sources of funds \$ 1,476,000

8 (c) EDUCATIONAL COMMUNICATIONS BOARD

9 1. Projects financed by general fund supported borrowing:

10 Capital replacement \$ 1,832,000

11 Instructional television fixed-service

12 site preparation - Phase 1 252,000

13 Minor projects 173,000

14 2. Agency totals:

15 General fund supported borrowing 2,257,000

16 Total - All sources of funds \$ 2,257,000

17 (d) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

18 1. Projects financed by general fund supported borrowing:

19 Central Wisconsin center Murphy hall toilet remodeling \$ 853,000

20 Central Wisconsin center Title 19 remodeling 991,000

21 Fox Lake correctional institution

22 special management unit 1,981,000

23 Women's correctional centers 485,000

24 (Total project all funding sources \$835,000)

25 Minor projects 1,016,000

26 2. Projects financed by existing general

27 fund supported borrowing: