

1993 Wisconsin Act 16

(Vetoed in Part)

AN ACT relating to state finances and appropriations, constituting the executive budget act of the 1993 legislature, and making appropriations.

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

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

13.101 (6) (a) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the committee may reduce any appropriation made to any board, commission, department, the university of Wisconsin system or to any other state agency or activity by such amount as it deems feasible, not exceeding 25% of the appropriations, except appropriations made by ss. 20.255 (2) (ac), ~~(ba)~~, (bc), (bh), (bm), (cg) and (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax) and (6) (aq) and (ar), 20.435 (4) (a), (d) and (e), (6) (a) and (7) (da) or for forestry purposes under s. 20.370 (1), or any other moneys distributed to any county, city, village, town or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended under such appropriations in the prior fiscal year which ended June 30. All functions of said state agencies shall be continued in an efficient manner, but because of the uncertainties of the existing situation no public funds should be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reason the committee may make reductions of such appropriations as in its judgment will secure sound financial operations of the administration for said state agencies and at the same time interfere least with their services and activities.

Vetoed
in Part

~~SECTION 6m. 13.107 of the statutes is created to read:~~

~~13.107 Unanticipated federal funds reports. Beginning on October 1, 1993, and quarterly thereafter, the~~

~~department of administration shall submit to the joint committee on finance a summary of the receipt and disposition by the department of health and social services of all unanticipated federal funds.~~

Vetoed
in Part

SECTION 7. 13.14 (1) of the statutes is repealed.

SECTION 7h. 13.48 (12) of the statutes is created to read:

13.48 (12) PRIVATELY OWNED OR OPERATED FACILITIES. (a) Except as provided in par. (b), no state board, agency, officer, department, commission or body corporate which has authority to permit a privately owned or operated facility to be constructed on state-owned land may permit a facility that would be privately owned or operated to be constructed on state-owned land without prior approval of the building commission.

(b) This subsection does not apply to any of the following:

1. A facility constructed by or for corporations having condemnation authority under s. 32.02 (3) to (10) and (13) for purposes for which the corporation would have condemnation authority.

2. A facility constructed by or for the state fair park board, if the cost of constructing the facility does not exceed \$250,000.

SECTION 8. 13.48 (26) of the statutes is amended to read:

13.48 (26) CLEAN WATER ANNUAL FINANCE PLAN APPROVAL. The building commission shall review the versions of the biennial finance plan submitted to it by the department of natural resources and the department of administration under s. 144.2415 (3) (bm) and the recommendations of the joint committee on finance and the standing committees to which the ver-

sions of the biennial finance plan were submitted under s. 144.2415 (3) (bm). The building commission shall consider the extent to which that version of the biennial finance plan that is updated to reflect the adopted biennial budget act will maintain the clean water fund in perpetuity, maintain the purchasing power of the clean water fund, meet the requirements of ss. 144.241 and 144.2415 to provide financial assistance for water quality pollution abatement needs and nonpoint source water pollution management needs, and provide a stable and sustainable annual level of financial assistance under ss. 144.241 and 144.2415 proportional to the state's long-term water pollution abatement and management needs and priorities. The building commission shall also consider the extent to which the implementation of the clean water fund, as set forth in that version of the biennial finance plan updated to reflect the adopted biennial budget act, implements legislative intent on the clean water fund program. The building commission shall, ~~on or before October 1 of each odd-numbered year no later than 60 days after the date of enactment of the biennial budget act~~, either approve or disapprove the biennial finance plan that is updated to reflect the adopted biennial budget act, except that the building commission may not disapprove those amounts that the legislature approves under s. 144.2415 (3) (c). If the building commission disapproves the version of the biennial finance plan that is updated to reflect the adopted biennial budget act, it must notify the department of natural resources and the department of administration of its reasons for disapproving the plan, and those departments must revise that version of the biennial finance plan and submit the revision to the building commission.

SECTION 9. 13.489 (2) of the statutes is amended to read:

13.489 (2) DEPARTMENT TO REPORT PROPOSED PROJECTS. The department of transportation shall report to the commission not later than September 15 of each even-numbered year and at such other times as required under s. 84.013 (6) concerning its recommendations for adjustments in the major highway projects program under s. 84.013.

SECTION 10. 13.489 (4) (a) of the statutes is amended to read:

13.489 (4) (a) All reports submitted as provided by sub. (2) shall be reviewed by the commission. The commission shall report its recommendations concerning major highway projects to the governor or governor-elect, the legislature and the joint committee on finance no later than December 15 of each even-numbered year or within 30 days following submission of a report under s. 84.013 (6). The commission may recommend approval, approval with modifications, or disapproval of any project.

SECTION 14. 13.94 (1) (dd) of the statutes is amended to read:

13.94 (1) (dd) ~~At least once every 2 years~~ Annually, conduct a financial audit of the department of employe trust funds, to include financial statements and an evaluation of accounting controls and accounting records maintained by the department for individual participants and employers. Within 30 days after completion of such audit the bureau shall file with the governor, the legislative reference bureau, the department of administration and the department of employe trust funds a detailed report thereof, including specific instances, if any, of illegal or improper transactions.

SECTION 15. 13.94 (1) (df) of the statutes is created to read:

13.94 (1) (df) Annually, perform a financial audit of the investment board, including financial statements and an evaluation of accounting controls and accounting records of the board.

SECTION 16. 13.94 (1) (j) of the statutes is amended to read:

13.94 (1) (j) Prepare a biennial report of its activities, including recommendations for efficiency and economy in the expenditure of appropriations made by the legislature. ~~Such~~ The bureau shall file the report shall be filed with the governor and the department of administration on or before December 1 in each even-numbered year and with each house of the legislature under s. 13.172 (2) at the beginning of each regular session and with the governor and department of administration no later than January 15 of each odd-numbered year.

SECTION 17. 13.94 (1) (L) of the statutes is amended to read:

13.94 (1) (L) Monitor and review purchases and purchasing procedures of state departments, boards, commissions and independent agencies, and report to the joint legislative audit committee ~~no later than January 2 of each even-numbered year at least once every 5 years~~ concerning the extent to which state departments, boards, commissions and independent agencies purchased materials, supplies or equipment manufactured outside of the United States ~~during the fiscal biennium ending on~~ since the date of the preceding June 30 report.

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

13.94 (1s) (a) Except as otherwise provided in par. (c), the legislative audit bureau may charge any department for the reasonable cost of auditing services which are performed at the request of a department or at the request of the federal government which the bureau is not required to perform under sub. (1) (a) to ~~(e)~~ (d), (dm) or (k) or any other law. This paragraph does not apply to counties, cities, villages, towns or school districts.

SECTION 19. 13.94 (1s) (c) of the statutes is renumbered 13.94 (1s) (c) (intro.) and amended to read:

13.94 (1s) (c) (intro.) The legislative audit bureau shall charge the following entities for the following audits:

1. The department of employe trust funds for the cost of the audit audits required to be performed under sub. (1) (dc) and (dd).

SECTION 20. 13.94 (1s) (c) 2 of the statutes is created to read:

13.94 (1s) (c) 2. The office of the commissioner of insurance for the cost of the audit required to be performed under sub. (1) (de).

SECTION 21. 13.94 (1s) (c) 3 of the statutes is created to read:

13.94 (1s) (c) 3. The investment board for the cost of the audit required to be performed under sub. (1) (df).

SECTION 25. 14.367 (1) (a) (intro.) of the statutes is amended to read:

14.367 (1) (a) (intro.) There is created in the office of the secretary of state a uniform commercial code statewide lien system council. The council shall consist of the ~~director of the Wilson street regional data processing service center~~ administrator of the division of information technology services in the department of administration or the director's administrator's designee and the following members appointed by the secretary of state for 6-year terms:

SECTION 27. 15.01 (6) of the statutes is amended to read:

15.01 (6) "Division," "bureau," "section" and "unit" means the subunits of a department, whether specifically created by law or created by the head of the department for the more economic and efficient administration and operation of the programs assigned to the department. The office of justice assistance in the department of administration has the meaning of "division" under this subsection and, the office of health care information in the subunit of the department of health and social services having responsibility for health has and the office of the long-term care ombudsman under the board on aging and long-term care have the meaning of "bureau" under this subsection and the office of educational accountability in the department of public instruction has the meaning of "bureau" under this subsection.

SECTION 28. 15.01 (6) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

15.01 (6) "Division," "bureau," "section" and "unit" means the subunits of a department or an independent agency, whether specifically created by law or created by the head of the department or the independent agency for the more economic and efficient administration and operation of the programs assigned to the department or independent agency. The office of justice assistance in the department of administration has the meaning of "division" under this subsection. The office of health care information

in the office of the commissioner of insurance, the office of the long-term care ombudsman under the board on aging and long-term care and the office of educational accountability in the department of public instruction have the meaning of "bureau" under this subsection.

SECTION 29. 15.02 (3) (c) 2 of the statutes is amended to read:

15.02 (3) (c) 2. The principal subunit of the division is the "bureau". Each bureau shall be headed by a "director". The office of health care information in the subunit of the department of health and social services having responsibility for health ~~has, the office of the long-term care ombudsman under the board on aging and long-term care, and the office of educational accountability in the department of public instruction, have~~ the meaning of "bureau" under this subdivision.

SECTION 30. 15.02 (3) (c) 2 of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

15.02 (3) (c) 2. The principal subunit of the division is the "bureau". Each bureau shall be headed by a "director". The office of health care information in the office of the commissioner of insurance, the office of the long-term care ombudsman under the board on aging and long-term care and the office of educational accountability in the department of public instruction have the meaning of "bureau" under this subdivision.

SECTION 32. 15.06 (1) (am) of the statutes is repealed.

SECTION 33m. 15.07 (1) (b) 10 of the statutes is amended to read:

15.07 (1) (b) 10. Land and water conservation board.

SECTION 35m. 15.07 (1) (cm) of the statutes is amended to read:

15.07 (1) (cm) The term of one member of the ethics board shall expire on each May 1. The terms of 3 members of the development finance board appointed under s. 15.155 (1) (a) 6 shall expire on May 1 of every even-numbered year and the terms of the other 3 members appointed under s. 15.155 (1) (a) 6 shall expire on May 1 of every odd-numbered year. The terms of the 3 members of the land and water conservation board appointed under s. 15.135 (4) (b) 2 shall expire on January 1. The term of the member of the land and water conservation board appointed under s. 15.135 (4) (b) 2m shall expire on May 1 of an even-numbered year. The terms of members of the real estate board shall expire on July 1. The terms of the appraiser members of the real estate appraisers board shall expire on May 1 in an even-numbered year. The terms of the members of the radioactive waste review board shall expire as provided in s. 15.915 (4) (c).

SECTION 37m. 15.07 (3) (a) of the statutes is amended to read:

15.07 (3) (a) If a department or independent agency is under the direction and supervision of a board, the

board shall meet quarterly and may meet at other times on the call of the ~~chairman~~ chairperson or a majority of its members. If a department or independent agency is under the direction and supervision of a board, the board shall, in addition, meet no later than August 31 of each even-numbered year to consider and approve a proposed budget of the department or independent agency for the succeeding fiscal biennium.

SECTION 37p. 15.07 (3) (b) of the statutes is amended to read:

15.07 (3) (b) Except as provided in par. (bm) ~~or (e)~~, each board not covered under par. (a) shall meet annually, and may meet at other times on the call of the chairperson or a majority of its members. The real estate board and the real estate appraisers board shall also meet on the call of the secretary of regulation and licensing or his or her designee within the department.

SECTION 37r. 15.07 (3) (c) of the statutes is repealed.

SECTION 40g. 15.07 (5) (h) of the statutes is amended to read:

15.07 (5) (h) Voting members of the land and water conservation board, \$25 per day.

SECTION 42g. 15.135 (4) (title) of the statutes is amended to read:

15.135 (4) (title) LAND AND WATER CONSERVATION BOARD.

SECTION 42h. 15.135 (4) (a) of the statutes is renumbered 15.135 (4) (am) and amended to read:

15.135 (4) (am) *Creation.* There is created a land and water conservation board which is attached to the department of agriculture, trade and consumer protection under s. 15.03.

Vetoed in Part SECTION 42i. 15.135 (4) (a) of the statutes is created to read:

15.135 (4) (a) *Definition.* In this subsection, "lake management organization" means a county, city, town, village, qualified lake association, as defined in s. 144.233 (1), town sanitary district, public inland lake protection and rehabilitation district or another local governmental unit, as defined in s. 66.299 (1) (a), that is established for the purpose of lake management.

SECTION 42j. 15.135 (4) (b) 2m of the statutes is created to read:

Vetoed in Part 15.135 (4) (b) 2m. One representative of a lake management organization designated by lake management organizations at their annual meeting in each even-numbered year, appointed for a 2-year term.

SECTION 42k. 15.135 (4) (b) 3 of the statutes is amended to read:

15.135 (4) (b) 3. ~~Three~~ Four other members appointed for staggered 4-year terms. One of those members shall be a resident of a city with a population of 50,000 or more, one shall represent a governmental unit involved in river management, one shall be a

farmer and one shall be a member of a charitable corporation, charitable association or charitable trust, the purpose or powers of which include protecting natural resources, including scenic or open space, and maintaining or enhancing air or water quality.

SECTION 43. 15.157 (6) of the statutes is repealed.

SECTION 44. 15.157 (9) of the statutes is repealed.

SECTION 45. 15.194 (title) of the statutes is renumbered 15.737 (title).

SECTION 46. 15.194 (1) of the statutes is renumbered 15.737 (1) and amended to read:

15.737 (1) OFFICE OF HEALTH CARE INFORMATION. There is created an office of health care information which is in the ~~subunit of the department of health and social services having responsibility for health office of the commissioner of insurance~~ office of the commissioner of insurance. The director of the office shall be appointed by the ~~secretary of health and social services~~ commissioner of insurance, to serve at the pleasure of the secretary commissioner.

SECTION 47. 15.195 (6) of the statutes is renumbered 15.735 (2) and amended to read:

15.735 (2) BOARD ON HEALTH CARE INFORMATION. There is created a board on health care information which is attached to the ~~department of health and social services~~ office of the commissioner of insurance under s. 15.03. The board shall consist of 7 members, a majority of whom may neither be nor represent health care providers, appointed for 4-year terms.

SECTION 47m. 15.195 (7) of the statutes is repealed.

SECTION 47n. 15.195 (8) of the statutes is created to read:

15.195 (8) EMERGENCY MEDICAL SERVICES BOARD. There is created an emergency medical services board, which is attached to the department of health and social services under s. 15.03. The board shall consist of 11 voting members, appointed for 3-year terms, who have an interest and expertise in emergency medical services issues, who represent the various geographical areas of the state and who include representatives of the various types of emergency medical services providers. In addition to the 11 voting members, the secretary of health and social services, the secretary of transportation, the director of the state board of vocational, technical and adult education and the state medical director for emergency medical services or their designees shall serve as non-voting members of the board.

SECTION 48. 15.195 (10) of the statutes is amended to read:

15.195 (10) (title) COST CONTAINMENT COMMISSION. There is created a ~~Wisconsin~~ cost containment commission, which is attached to the department of health and social services under s. 15.03. No member of the commission may have a financial interest in a hospital, as defined in s. 50.33 (2). Any member who voluntarily assumes a financial interest in a hospital shall vacate the office. Any member who involuntarily

assumes a financial interest in a hospital shall divest himself or herself of the interest within a reasonable time or shall vacate the office.

Vetoed
in Part

~~SECTION 48r. 15.197 (18) of the statutes is created to read:~~

~~15.197 (18) COUNCIL ON THE STATEWIDE POISON CONTROL SYSTEM. There is created in the department of health and social services a council on the statewide poison control system. The council shall consist of the following members appointed for 3-year terms:~~

~~(a) A representative of each regional poison control center that is operating in this state.~~

~~(b) A physician who is licensed under ch. 448, who is not associated with the operation of a regional poison control center and who has practiced for at least 100 hours in a hospital emergency room.~~

~~(c) A registered nurse who is licensed under ch. 441, who is not associated with the operation of a regional poison control center and who has practiced for at least 100 hours in a hospital emergency room.~~

~~(d) A pharmacist who is licensed under ch. 450 and who is not associated with the operation of a regional poison control center.~~

~~(e) Two members who do not have any of the qualifications required for membership under pars. (a) to (d).~~

SECTION 49m. 15.197 (22) of the statutes is created to read:

15.197 (22) COUNCIL ON AMERICAN INDIAN HEALTH. There is created a council on American Indian health, attached to the department of health and social services under s. 15.03, consisting of 13 members appointed for 3-year terms. At least 9 members shall be selected from names submitted by the Wisconsin Indian tribes or the Great Lakes inter-tribal council. Each council member shall have a demonstrated interest in and knowledge of health care issues affecting American Indians in this state.

SECTION 55m. 15.253 (3) of the statutes is renumbered 15.103 (4) and amended to read:

15.103 (4) (title) DIVISION OF TRUST LANDS AND INVESTMENTS. There is created a division of trust lands and investments which is attached to the department of ~~justice administration~~ under s. 15.03. This division is under the direction and supervision of the board of commissioners of public lands ~~created by article X, section 7, of the constitution to consist of the secretary of state, state treasurer and attorney general.~~

SECTION 59t. 15.347 (8) (c) of the statutes is amended to read:

15.347 (8) (c) The ~~chairman~~ chairperson of the land and water conservation board; and

SECTION 61. 15.374 of the statutes is created to read:

15.374 Same; offices. (1) OFFICE OF EDUCATIONAL ACCOUNTABILITY. There is created an office of educational accountability in the department of public instruction. The director of the office shall be

appointed by the state superintendent of public instruction.

SECTION 63. 15.405 (7) (b) 1 of the statutes is amended to read:

15.405 (7) (b) 1. ~~Seven~~ Nine licensed doctors of medicine.

SECTION 64. 15.405 (7) (b) 3 of the statutes is amended to read:

15.405 (7) (b) 3. ~~Two~~ Three public members.

SECTION 65. 15.465 (title) of the statutes is amended to read:

15.465 (title) Same; attached board.

SECTION 66. 15.465 (1) of the statutes is repealed.

SECTION 67m. 15.587 (1) of the statutes is amended to read:

15.587 (1) COUNCIL ON MUNICIPAL COLLECTIVE BARGAINING. There is created in the employment relations commission a council on municipal collective bargaining. The council shall consist of the chairperson of the commission, who shall serve as the nonvoting chairperson of the council, and 5 representatives of municipal employers and 5 representatives of municipal employes bargaining under subch. IV of ch. 111. ~~The municipal employer representatives shall be appointed by the largest statewide organizations representing counties, school boards and municipalities, as determined by the commission. The municipal employe representatives shall be appointed by the chairperson of the commission, with the advice of statewide organizations representing municipal employes to serve for 6-year terms. In making appointments to the council, the chairperson shall give due consideration to the necessity of achieving balanced representation of municipal employer interests, and to the diversity of municipal employe interests among municipal employes who are included in collective bargaining units subject to the procedures under s. 111.70 (4) (cm).~~

SECTION 67n. 15.587 (1) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

15.587 (1) COUNCIL ON MUNICIPAL COLLECTIVE BARGAINING. There is created in the employment relations commission a council on municipal collective bargaining. The council shall consist of the chairperson of the commission, who shall serve as the nonvoting chairperson of the council, and 5 representatives of municipal employers and 5 representatives of municipal employes bargaining under subch. IV of ch. 111 appointed by the chairperson of the commission to serve for 6-year terms. In making appointments to the council, the chairperson shall give due consideration to the necessity of achieving balanced representation of municipal employer interests, and to the diversity of municipal employe interests among municipal employes ~~who are included in collective bargaining units subject to the procedures under s. 111.70 (4) (em).~~

SECTION 69. 16.009 (1) (ag) of the statutes is created to read:

16.009 (1) (ag) "Board" means the board on aging and long-term care.

SECTION 70. 16.009 (1) (ar) of the statutes is created to read:

16.009 (1) (ar) "Client" means an individual who requests services of the office, or a resident on whose behalf a request is made.

SECTION 71. 16.009 (1) (em) of the statutes is created to read:

16.009 (1) (em) "Long-term care facility" includes any of the following:

1. A nursing home, as defined in s. 50.01 (3).
2. A community-based residential facility, as defined in s. 50.01 (1g).
3. A facility, as defined in s. 647.01 (4).
4. A swing bed in an acute care facility or extended care facility, as specified under 42 USC 1395tt.
5. A hospice, as defined in s. 50.90 (1) (c).
6. An adult family home, as defined in s. 50.01 (1).

SECTION 72. 16.009 (1) (gm) of the statutes is created to read:

16.009 (1) (gm) "Office" means the office of the long-term care ombudsman.

SECTION 73. 16.009 (1) (gr) of the statutes is created to read:

16.009 (1) (gr) "Ombudsman" means the long-term care ombudsman, as specified in sub. (4) (a).

SECTION 74. 16.009 (1) (i) of the statutes is created to read:

16.009 (1) (i) "Program" means the long-term care ombudsman program.

SECTION 75. 16.009 (1) (j) of the statutes is created to read:

16.009 (1) (j) "Resident" means a person cared for or treated in a long-term care facility.

SECTION 76. 16.009 (2) (intro.) of the statutes is amended to read:

16.009 (2) (intro.) The board ~~on aging and long-term care~~ shall:

SECTION 77. 16.009 (2) (a) of the statutes is amended to read:

16.009 (2) (a) Appoint an executive director ~~and staff within the classified service who shall employ staff within the classified service.~~

SECTION 78. 16.009 (2) (em) of the statutes is amended to read:

16.009 (2) (em) Monitor, evaluate ~~and make recommendations concerning long-term care~~ community support services received by clients of the long-term support community options program under s. 46.27.

SECTION 79. 16.009 (2) (n) 1 of the statutes is amended to read:

16.009 (2) (n) 1. Whether at least 80% of the full-time physicians who practice in this state and who

treat beneficiaries of medicare Part B in this state voluntarily accept, from each of their patients in this state who is a beneficiary of medicare Part B and who had household income in the beneficiary's taxable year prior to the year in which treatment is received that did not exceed the maximum income allowed for claiming the homestead credit, as calculated under s. 71.54 (1) (d), assignment of the beneficiaries' benefits and do not require payment of any amount in excess of the reasonable charge. If the percentage determined under this subdivision is less than 80%, the board ~~on aging and long-term care~~ shall determine the applicable percentage.

SECTION 80. 16.009 (2) (n) 2 of the statutes is amended to read:

16.009 (2) (n) 2. Whether, for at least 80% of the claims specified in par. (m) and at least 80% of the claims in this state for payment of services covered by medicare Part B, full-time physicians who practice in this state voluntarily accept assignment of the benefits of beneficiaries in this state and do not require payment of any amount in excess of the reasonable charge. If the percentage determined under this subdivision is less than 80%, the board ~~on aging and long-term care~~ shall determine the applicable percentage.

SECTION 81m. 16.009 (3) (intro.) of the statutes is amended to read:

16.009 (3) (intro.) The board ~~on aging and long-term care~~ may:

SECTION 82. 16.009 (3) (b) of the statutes is repealed.

SECTION 82m. 16.009 (3) (bm) of the statutes is created to read:

16.009 (3) (bm) Employ an attorney for provision of legal services in accordance with requirements of the long-term care ombudsman program under 42 USC 3027 (a) (12) and 42 USC 3058g (g).

SECTION 83. 16.009 (4) of the statutes is created to read:

16.009 (4) (a) The board shall operate the office in order to carry out the requirements of the long-term care ombudsman program under 42 USC 3027 (a) (12) (A) and 42 USC 3058f to 3058h. The executive director of the board shall serve as ombudsman under the office. The executive director of the board may delegate operation of the office to the staff employed under sub. (2) (a), as designated representatives of the ombudsman.

(b) The ombudsman or his or her designated representative may have the following access to clients, residents and long-term care facilities:

1. The ombudsman or designated representative may:

a. At any time without notice, enter, and have immediate access to a client or resident in, a long-term care facility.

b. Communicate in private, without restriction, with a client or resident.

c. Except as provided in subd. 1. d., have access to and review records that pertain to the care of the resident if the resident or his or her guardian has consented or if the resident has no guardian and is unable to consent.

d. With the consent of a resident or his or her legal counsel, have access to and review records that pertain to the care of the resident, as specified in s. 49.498 (5) (e).

e. Have access to and review records of a long-term care facility as necessary to investigate a complaint if the resident's guardian refuses to consent; if the ombudsman or designated representative has reason to believe that the guardian is not acting in the best interests of the resident; and, for investigation only by a designated representative, if the designated representative obtains the approval of the ombudsman.

f. Have access to those administrative records, policies and documents of a long-term care facility to which the resident or public has access.

g. Have access to and, on request, be furnished copies of all licensing or certification records maintained by the department of health and social services with respect to regulation of a long-term care facility.

2. The ombudsman shall receive, upon request to a long-term care facility, the name, address and telephone number of the guardian, legal counsel or immediate family member of any resident.

(d) A long-term care facility or personnel of a long-term care facility that disclose information as authorized under this subsection are not liable for that disclosure.

(e) Information of the office relating to a client, complaints or investigations under the program may be disclosed only at the discretion of the ombudsman. The identity of a client or named witness or of a resident who is not a client may be revealed under this paragraph only if one of the following conditions is met:

1. Under written authorization by the client, witness or resident or his or her guardian, if any.
2. Under the lawful order of a court of competent jurisdiction.

SECTION 84. 16.20 (10) (g) 1 of the statutes is amended to read:

16.20 (10) (g) 1. A person who is employed as a corps enrollee for a one-year period of continuous employment, as determined by standards adopted by the board, and who receives a satisfactory employment evaluation upon termination of employment is entitled to an incentive payment of \$500 or an education voucher that is worth at least \$1,000 but not more than ~~\$1,950~~ \$2,200.

SECTION 85. 16.32 of the statutes is repealed.

SECTION 86. 16.352 (1) (b) 4 of the statutes is amended to read:

16.352 (1) (b) 4. A private nonprofit organization, as defined under s. 108.02 (19), or a nonstock, nonprofit corporation organized under ch. 181.

SECTION 87. 16.352 (1) (b) 5 and 6 of the statutes are created to read:

16.352 (1) (b) 5. A federally recognized American Indian tribe or band.

6. A housing and community development authority.

SECTION 88b. 16.366 (2) (c) 1. (intro.) of the statutes is renumbered 16.366 (2) (c) 1 and amended to read:

16.366 (2) (c) 1. Permits issued under this subsection expire are valid for a 2-year period that begins on July 1 of each even-numbered year and that expires on June 30. The annual nonreturnable and nonprorated permit fee is as follows: of the next even-numbered year. If a person applies for a permit after the beginning of a permit period, the permit is valid until the end of the permit period.

SECTION 88f. 16.366 (2) (c) 1. a. of the statutes is repealed.

SECTION 88k. 16.366 (2) (c) 1. b. of the statutes is repealed.

SECTION 88p. 16.366 (2) (c) 1. c. of the statutes is repealed.

SECTION 88s. 16.366 (2) (c) 1. d. of the statutes is repealed.

SECTION 88w. 16.366 (2) (c) 2 of the statutes is amended to read:

16.366 (2) (c) 2. The department shall establish by rule the permit fee and renewal fee for a permit issued under this subsection. An additional penalty fee of ~~\$10~~, as established by the department by rule, is required for each permit if the ~~annual~~ biennial renewal fee is not paid before the permit expires.

SECTION 88y. 16.366 (2m) of the statutes is created to read:

16.366 (2m) (a) The department shall inspect a mobile home park in the following situations:

1. Upon completion of the construction of a new mobile home park.
2. Whenever a mobile home park is modified, as defined by the department by rule.
3. Whenever the department receives a complaint about a mobile home park.

(b) The department may, with notice, inspect a mobile home park whenever the department determines an inspection is appropriate.

SECTION 88zd. 16.40 (14) of the statutes is amended to read:

16.40 (14) COMMITTEES. Perform administrative services required to properly account for the finances of committees created by law or executive order. The Except in the case of the commission for the study of administrative value and efficiency, the governor may authorize each committee to make expenditures from the appropriation under s. 20.505 (3) (a) not exceeding

\$2,000 per fiscal year. The governor shall report such authorized expenditures to the joint committee on finance at the next quarterly meeting of the committee. If the governor desires to authorize expenditures of more than \$2,000 per fiscal year by a any committee other than the commission for the study of administrative value and efficiency, the governor shall submit to the joint committee on finance for its approval a complete budget for all expenditures made or to be made by the committee. The budget may cover a period encompassing more than one fiscal year or biennium during the governor's term of office. If the joint committee on finance approves a budget authorizing expenditures of more than \$2,000 per fiscal year by such a committee, the governor may authorize the expenditures to be made within the limits of the appropriation under s. 20.505 (3) (a) in accordance with the approved budget during the period covered by the budget. If after the joint committee on finance approves a budget for such a committee the governor desires to authorize expenditures in excess of the authorized expenditures under the approved budget, the governor shall submit a modified budget for the committee to the joint committee on finance. If the joint committee on finance approves a modified budget, the governor may authorize additional expenditures to be made within the limits of the appropriation under s. 20.505 (3) (a) in accordance with the modified budget during the period covered by the modified budget.

SECTION 88zg. 16.40 (14) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

16.40 (14) COMMITTEES. Perform administrative services required to properly account for the finances of committees created by law or executive order. ~~Except in the case of the commission for the study of administrative value and efficiency the~~ The governor may authorize each committee to make expenditures from the appropriation under s. 20.505 (3) (a) not exceeding \$2,000 per fiscal year. The governor shall report such authorized expenditures to the joint committee on finance at the next quarterly meeting of the committee. If the governor desires to authorize expenditures of more than \$2,000 per fiscal year by any a committee ~~other than the commission for the study of administrative value and efficiency~~, the governor shall submit to the joint committee on finance for its approval a complete budget for all expenditures made or to be made by the committee. The budget may cover a period encompassing more than one fiscal year or biennium during the governor's term of office. If the joint committee on finance approves a budget authorizing expenditures of more than \$2,000 per fiscal year by such a committee, the governor may authorize the expenditures to be made within the limits of the appropriation under s. 20.505 (3) (a) in accordance with the approved budget during the period covered by the budget. If after the joint committee

on finance approves a budget for such a committee the governor desires to authorize expenditures in excess of the authorized expenditures under the approved budget, the governor shall submit a modified budget for the committee to the joint committee on finance. If the joint committee on finance approves a modified budget, the governor may authorize additional expenditures to be made within the limits of the appropriation under s. 20.505 (3) (a) in accordance with the modified budget during the period covered by the modified budget.

SECTION 89. 16.40 (15) of the statutes is created to read:

16.40 (15) BADGER STATE GAMES ASSISTANCE. Provide, from the appropriation under s. 20.505 (1) (f), financial assistance for the operation of the badger state games.

SECTION 89m. 16.40 (20) of the statutes is repealed.

SECTION 91. 16.42 (1) (intro.) of the statutes is amended to read:

16.42 (1) (intro.) All agencies, other than the legislature and the courts, ~~prior to each budget period on the date and no later than September 15 of each even-numbered year~~, in the form and content prescribed by the department, shall prepare and forward to the department and to the legislative fiscal bureau the following program and financial information:

SECTION 92. 16.42 (2) of the statutes is amended to read:

16.42 (2) The secretary may make budget estimates for all such agencies which fail to furnish ~~by the specified date~~ the information required under sub. (1) by the date specified in sub. (1).

SECTION 93. 16.45 of the statutes is amended to read:

16.45 Budget message to legislature. In each regular session of the legislature, the governor shall deliver the budget message to the 2 houses in joint session assembled. Unless a later date is requested by the governor and approved by the legislature in the form of a joint resolution, the budget message shall be delivered on or before the last Tuesday in January of the odd-numbered year. With the message the governor shall transmit to the legislature, as provided in ss. 16.46 and 16.47, the biennial state budget report and the executive budget bill or bills together with suggestions for the best methods for raising the needed revenues.

SECTION 94. 16.46 (intro.) of the statutes is amended to read:

16.46 Biennial budget, contents. (intro.) The biennial state budget report shall be prepared by the secretary, under the direction of the governor, and a copy of a budget-in-brief thereof shall be furnished to each member of the legislature on the day of the delivery of the budget message. The biennial state budget report shall be furnished to each member of the legislature on

~~or about February 15 of each odd-numbered year the same day~~ and shall contain the following information:

SECTION 97. 16.50 (1) (a) of the statutes is amended to read:

16.50 (1) (a) Each department except the legislature and the courts shall prepare and submit to the secretary an estimate of the amount of money which it proposes to expend, encumber or distribute under any appropriation in ch. 20. The department of administration shall prepare and submit estimates for expenditures from appropriations under ss. 20.855, 20.865, 20.866 and 20.867. The secretary may waive the submission of estimates of other than administrative expenditures from such funds as he or she determines, but the secretary shall not waive submission of estimates for the appropriations under s. 20.285 (1) (im) and (n) nor for expenditure of any amount designated as a refund of an expenditure under s. 20.001 (5). Estimates shall be prepared in such form, at such times and for such time periods as the secretary requires. Revised and supplemental estimates may be presented at any time under rules promulgated by the secretary.

SECTION 100. 16.505 (2) (b) of the statutes is amended to read:

16.505 (2) (b) This subsection does not apply to full-time equivalent positions funded from the appropriations appropriation under s. 20.370 (2) (bg) or (8) ~~or 20.855 (8).~~

SECTION 102. 16.515 (3) of the statutes is amended to read:

16.515 (3) This section does not apply to supplementation of appropriations the appropriation under s. 20.370 (2) (bg) or (8) (mg) ~~or 20.855 (8).~~

SECTION 115. 16.75 (6) (b) of the statutes is amended to read:

16.75 (6) (b) If the secretary determines that it is in the best interest of this state to do so, he or she may waive the requirements of subs. (1) to (5) and may purchase supplies, materials, equipment or contractual services, other than printing and stationery, from another state ~~or~~, from any county, city, village, town or other governmental body in this state or from a regional or national consortium composed of non-profit institutions that support governmental or educational services.

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

16.75 (6) (c) If the secretary determines that it is in the best interest of this state to do so, he or she may, with the approval of the governor, waive the requirements of subs. (1) to (5) and may purchase supplies, material, equipment or contractual services, other than printing and stationery, from a private source other than a source specified in par. (b). Except as provided in sub. (2g) (c), if the cost of the purchase is expected to exceed \$10,000, the department shall publish a class 2 notice under ch. 985 describing the materials, supplies, equipment or contractual services to be purchased, stating the intent to make the purchase

from a private source without soliciting bids and stating the date on which the contract or purchase order will be awarded. The date shall be at least 7 days after the date of the last insertion.

SECTION 117. 16.752 (1) (d) of the statutes is amended to read:

16.752 (1) (d) "Severely handicapped individual" means an individual who has a physical, mental or emotional disability, ~~not including blindness but including a visual impairment,~~ which is a substantial handicap to employment and prevents the individual from engaging in normal competitive employment.

SECTION 121m. 16.847 (6) (a) (intro.) of the statutes is renumbered 16.847 (6) (intro.) and amended to read:

16.847 (6) LOANS. (intro.) From the appropriation under s. 20.505 (5) (q), the department may award a loan to an agency to fund an energy efficiency project. The department may not award a loan under this paragraph subsection unless all of the following conditions are satisfied:

SECTION 121n. 16.847 (6) (a) 1 to 4 of the statutes are renumbered 16.847 (6) (a) to (d).

SECTION 122g. 16.865 (8) of the statutes is amended to read:

16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a proportionate share of the estimated costs attributable to programs administered by the agency to be paid from the appropriation under s. 20.505 (2) (k) ~~in the current fiscal year, and at least one-third of the actual expenditures, if any, from the appropriation under s. 20.505 (2) (a) during each of the previous 3 fiscal years.~~

The department may charge premiums to agencies to finance costs under this subsection and pay the costs from the appropriation on an actual basis. The department shall deposit all collections ~~attributable to costs of the current fiscal year~~ under this subsection in the appropriation account under s. 20.505 (2) (k). ~~The department shall deposit all collections attributable to expenditures from the appropriation under s. 20.505 (2) (a) in previous fiscal years into the general fund as general purpose revenue earned.~~

Costs assessed under this subsection may include judgments, investigative and adjustment fees, data processing and staff support costs, program administration costs, litigation costs and the cost of insurance contracts under sub. (5). In this subsection, "agency" means an office, department, independent agency, institution of higher education, association, society or other body in state government created or authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including an authority created in ch. 231, 232 ~~or~~, 234 or 235.

SECTION 125L. 16.967 (1) (e) of the statutes is created to read:

16.967 (1) (e) "Systems integration" means land information that is housed in one jurisdiction or juris-

Vetoed in Part

Vetoed in Part

Vetoed in Part

dictional subunit and is available to other jurisdictions, jurisdictional subunits, public utilities and other private sector interests.

SECTION 125m. 16.967 (7) (a) 4 of the statutes is created to read:

16.967 (7) (a) 4. Systems integration projects.

SECTION 125n. 16.967 (9) of the statutes is created to read:

16.967 (9) TECHNICAL ASSISTANCE; EDUCATION. The board may provide technical assistance to counties and conduct educational seminars, courses or conferences relating to land information. The board shall charge and collect fees sufficient to recover the costs of activities authorized under this subsection.

SECTION 126. 16.971 (1) of the statutes is amended to read:

16.971 (1) The department shall ensure that an adequate level of data processing services is made available to all state agencies by ~~establishing and monitoring the activities of regional data processing service centers and~~ by providing systems analysis and application programming services to augment agency resources, as requested. The department shall also ensure that state agencies make effective and efficient use of the computing resources of the state. The department shall establish policies, procedures and planning processes, for the administration of data processing services, which the state agencies and regional data processing service centers shall follow. The department shall monitor adherence to these policies, procedures and processes.

SECTION 127. 16.971 (2) (a) of the statutes is repealed.

SECTION 128. 16.971 (2) (L) of the statutes is repealed.

Vetoed in Part SECTION 128m. ~~16.971 (2) (n) of the statutes is created to read.~~

~~16.971 (2) (n) In March of each odd-numbered year, submit to the joint committee on finance an information technology budget plan that includes at least the following information:~~

~~1. The amounts anticipated to be expended by each agency in the current fiscal biennium and the amounts requested by each agency for expenditure in the succeeding fiscal biennium on information technology operations and improvements.~~

~~2. An evaluation of how such proposed expenditures would comply in technical terms with the statewide strategic plan for the use and application of information technology under par. (m).~~

~~3. A recommendation for each agency on what amount of each agency's proposed expenditures should be funded in the succeeding fiscal biennium based on the appropriateness of the expenditures in relation to the agency's information technology plans and priorities and in relation to proposed total state information technology expenditures, the statewide~~

~~strategic plan under par. (m) and priorities indicated in that plan.~~

Vetoed in Part

SECTION 129. 16.973 (2) of the statutes is amended to read:

16.973 (2) Provide such computer services and telecommunications services to local governmental units as the division considers to be appropriate and as the division can efficiently and economically provide. The division may exercise this power only if in doing so it maintains the services it provides at least at the same levels that it provides prior to exercising this power and it does not increase the rates chargeable to users served prior to exercise of this power as a result of exercising this power. The division may charge local governmental units for services provided to them under this subsection in accordance with a methodology determined by the secretary.

SECTION 130. 16.973 (3) of the statutes is amended to read:

16.973 (3) Provide such supercomputer services to agencies, local governmental units and entities in the private sector as the division considers to be appropriate and as the division can efficiently and economically provide. The division may exercise this power only if in doing so it maintains the services it provides at least at the same levels that it provides prior to exercising this power and it does not increase the rates chargeable to users served prior to exercise of this power as a result of exercising this power. The division may charge agencies, local governmental units and entities in the private sector for services provided to them under this subsection in accordance with a methodology determined by the secretary.

SECTION 130am. Subchapter X (title) of chapter 16 of the statutes is repealed.

SECTION 130b. 16.993 of the statutes is renumbered 234.621 and amended to read:

234.621 (title) Property tax deferral loans; purpose. The legislature finds that older individuals who have resided in their homes for a substantial period of time have found it difficult to remain in their own homes because their incomes are insufficient to cover property taxes, which have risen as the value of their homes has increased. The legislature finds that it is in the public interest and that it serves a statewide public purpose to create a program whereby lien-creating loans are made to low- and moderate-income elderly homeowners for the purpose, and only for the purpose, of enabling individuals to pay local, general property taxes and special assessments on their homes so that more of these individuals can remain in their homes.

SECTION 130e. 16.994 of the statutes is renumbered 234.622, and 234.622 (5), (6) and (7), as renumbered, are amended to read:

234.622 (5) "Permitted obligations" means the total amount of outstanding liens and judgments on the qualifying dwelling unit if that amount does not

exceed \$5,000 ~~33%~~ of the value of the unit as determined by the most recent assessment for property tax purposes. For purposes of ~~this subchapter ss. 234.621 to 234.626~~, housing and rehabilitation loans under s. 234.49 and liens arising under ~~this subchapter ss. 234.621 to 234.626~~ shall not be considered outstanding liens or judgments in computing the amount of permitted obligations.

(6) "Program" means the program under ~~this subchapter ss. 234.621 to 234.626~~.

(7) "Qualifying dwelling unit" means a dwelling unit, not including a mobile home as defined in s. 66.058, located in this state, habitable as a permanent residence and to which property taxes or special assessments are, or may conveniently be, allocated and up to one acre of land appertaining to it held in the same ownership as the dwelling unit. For purposes of ~~this subchapter ss. 234.621 to 234.626~~, "qualifying dwelling unit" includes a unit in a condominium or in a cooperative or in a multi-unit dwelling with 4 or fewer units, but in all of these 3 cases only the portion of taxes or special assessments allocable to the unit lived in by the participant may qualify for loans under ~~this subchapter ss. 234.621 to 234.626~~.

SECTION 130h. 16.995 of the statutes is renumbered 234.623, and 234.623 (intro.), (1), (3) and (5), as renumbered, are amended to read:

234.623 Eligibility. (intro.) The department authority shall make loans to participants who:

(1) Apply on forms prescribed by the department authority for a loan to pay property taxes or special assessments by June 30 of the year in which the taxes or special assessments are payable on a qualifying dwelling unit and, except as provided in s. ~~16.996 234.625~~ (5), specify the names of all coowners;

(3) Keep continuously in effect during the period that a loan is outstanding under ~~this subchapter ss. 234.621 to 234.626~~ a fire and extended casualty insurance policy on the qualifying dwelling unit satisfactory to the department authority and permit the department authority to be named on the policy as a lienholder; and

(5) Earned no more than \$20,000 in income, as defined under s. 71.52 (5), in the year prior to the year in which the property taxes or special assessments for which the loan is made are due.

SECTION 130j. 16.9955 of the statutes is renumbered 234.624 and amended to read:

234.624 Transfer of interest. If a participant ceases to reside in a qualifying dwelling unit, or if the participant's total ownership interest in the qualifying dwelling unit is transferred to one or more coowners in that unit, or if both of these events occur, a coowner may assume the participant's account by applying to the department authority if the coowner resides in the qualified dwelling unit. Upon approval of the application, and if the coowner is 65 years of age or older, the coowner shall become a participant in the pro-

gram and shall qualify for program loans. A coowner who has not attained the age of 65 at the time of application under this section may assume the account of a participant but shall not become a participant or qualify for program loans until the coowner attains the age of 65.

SECTION 130k. 16.996 (title) of the statutes is renumbered 234.625 (title).

SECTION 130L. 16.996 (1) of the statutes is renumbered 234.625 (1) and amended to read:

234.625 (1) The department authority shall enter into agreements with participants and their coowners to loan funds to pay property taxes and special assessments on their qualifying dwelling units. The maximum loan under ~~this subchapter ss. 234.621 to 234.626~~ in any one year is limited to \$1,800 the lesser of \$2,500 or the amount of obtained by adding the property taxes levied on the qualifying dwelling unit for the year for which the loan is sought, including the special assessments levied on the dwelling unit, and the interest and penalties for delinquency attributable thereto, whichever is less to the property taxes or special assessments. Loans shall bear interest at a rate which is determined by the secretary to be sufficient to meet all expenses arising from the operation of the program and which, in the opinion of the secretary, will also recoup the maximum possible amount of the interest foregone by the general fund without discouraging a reasonable rate of participation in the program equal to the prime lending rate at the time the rate is set, as reported by the federal reserve board in federal reserve statistical release H. 15, plus 1%. The executive director shall set the rate no later than October 15 of each year, and that rate shall apply to loans made in the following year.

SECTION 130n. 16.996 (2) of the statutes is renumbered 234.625 (2) and amended to read:

234.625 (2) The department authority shall have all powers under s. 234.03 that are reasonably appropriate necessary or convenient to the operation of a loan program, including, without limitation because of enumeration, the power to enter into contracts, to pay or be paid for the performance of services, to exercise all rights of a lienholder under subch. I of ch. 779 and to perform other administrative actions that are necessary in the conduct of its duties under ~~this subchapter ss. 234.621 to 234.626~~.

SECTION 130p. 16.996 (3) of the statutes is renumbered 234.625 (3) and amended to read:

234.625 (3) The department authority shall promulgate adopt rules and establish procedures under which applications for loans may be submitted, reviewed and approved; under which repayment of loans are to be obtained; under which disputes and claims are to be settled; and under which records are to be maintained.

SECTION 130q. 16.996 (4) of the statutes is renumbered 234.625 (4), and 234.625 (4) (intro.), (b) and (c), as renumbered, are amended to read:

234.625 (4) (intro.) The ~~department may authority~~ shall enter into loan agreements with participants and coowners who agree to all of the following:

(b) That the loan shall be due and payable upon the occurrence of any of the following events: transfer of the qualifying dwelling unit by any means except upon transfer to a coowner who resides in the unit and who is permitted to assume the participant's account as provided in s. ~~16.9955~~ 234.624, or the death of the participant if the participant is the sole owner, or the death of the last surviving coowner who owns the qualifying dwelling unit, or upon discovery by the ~~department authority~~ that a participant or coowner has made a false statement on the application or otherwise in respect to the program, or upon condemnation or involuntary conversion of the qualifying dwelling unit, or if a participant ceases to meet the eligibility requirements of s. ~~16.995~~ 234.623 except as provided in sub. (5) or fails to comply with the provisions of par. (d) or, at the participant's or coowner's election, at any time before any of the events enumerated in this paragraph occurs;

(c) To pay, upon repayment of the loan, interest specified in the loan agreement; and

SECTION 130r. 16.996 (5) of the statutes is renumbered 234.625 (5) and amended to read:

234.625 (5) If a participant in the program ceases to meet the eligibility requirements of this section, the ~~department authority~~, rather than demanding repayment under sub. (4) (b), may allow the participant to continue in the program, may allow the participant to continue in the program but be ineligible for additional loans, or may require partial settlement. The ~~department authority~~ may also allow coowners to be added to the loan agreement if, in the judgment of the ~~secretary executive director~~, the addition of coowners does not significantly increase the ~~program's authority's~~ exposure to risk under the loan agreement.

SECTION 130t. 16.996 (6) of the statutes is renumbered 234.625 (6) and amended to read:

234.625 (6) At any time after an application is filed, the ~~department authority~~ may verify the correctness of the application and any other information regarding the eligibility of the participant. If the ~~department authority~~ finds that at the time a participant received a loan the participant was not eligible under the program, the ~~department authority~~ shall notify the participant and may require repayment of the loan as determined by the ~~department authority~~.

SECTION 130u. 16.996 (7) (a) of the statutes is renumbered 234.625 (7) and amended to read:

234.625 (7) The ~~department authority~~, its agents or representatives may examine the books and records of an applicant under this subchapter or other sources of information bearing on the application to verify the information provided by an applicant, may require the production of books, records and memoranda and

may require testimony and proof relevant to its investigation. If a person fails to furnish information requested by the ~~department authority~~ to verify the correctness of the application, the ~~department authority~~ may reject the application.

SECTION 130um. 16.996 (7) (b) of the statutes is repealed.

SECTION 130w. 16.996 (8) of the statutes is repealed.

SECTION 130x. 16.996 (9) of the statutes is renumbered 234.625 (9) and amended to read:

234.625 (9) Upon the making of the initial loan, a nonconsensual statutory lien in favor of the ~~department authority~~ to secure payment of the principal, interest, fees and charges due on all loans, including loans made after the lien is filed, to the participant made under ~~this subchapter~~ ss. 234.621 to 234.626 shall attach to the qualifying dwelling unit in respect to which the loan is made. The qualifying dwelling unit shall remain subject to the statutory lien until the payment in full of all loans and charges. If the ~~department authority~~ funds such loans from the proceeds of ~~revenue obligations notes or bonds~~ under s. ~~16.997~~ 234.626, its right under the lien shall automatically accrue to the benefit of the holders of those ~~revenue obligations notes or bonds~~, without any action or assignment by the ~~department authority~~. When a loan becomes due and payable, the statutory lien hereby conferred may be enforced by the ~~department authority~~ or the holders of the ~~revenue obligations notes or bonds~~ or their representative, as the case may be, in the same manner as a construction lien under ss. 779.09 to 779.12, except that neither the participant nor any coowners or their personal representatives, successors or assigns shall be personally liable for any deficiency which may arise from the sale. At the time of disbursing the initial loan to a participant, the ~~department authority~~ shall file with the register of deeds of the county in which the qualifying dwelling unit is located, on a form prescribed by the ~~department authority~~ which shall contain a legal description of the qualifying dwelling unit, a notice of the loan made under ~~this subchapter~~ ss. 234.621 to 234.626 and the existence of the statutory lien arising therefrom. The register of deeds shall, without fee, record the notice in the land records and index it in the indexes maintained by the register of deeds. The statutory lien created by this section shall have priority over any lien that originates subsequent to the recording of the notice.

SECTION 130y. 16.996 (10) of the statutes is renumbered 234.625 (10) and amended to read:

234.625 (10) If the property taxes or special assessments are paid, using a loan made under the program ss. 234.621 to 234.626, after they the taxes or assessments are due, the participant shall be liable for interest and penalty charges for delinquency under ch. 74. Subject to sub. (1), the principal amount of loans

made under this program may include delinquency charges.

SECTION 130z. 16.997 of the statutes is renumbered 234.626 and amended to read:

234.626 Loan funding. (1) Loans made or authorized to be made under ~~this subchapter~~ ss. 234.621 to 234.626 may be funded from the proceeds of revenue obligations notes and bonds issued subject to and in accordance with ~~sub. (5) and subch. II of ch. 18 ss. 234.08 to 234.14~~ and from the appropriation fund under s. ~~20.505 (9) (a)~~ 234.165.

(2) The department authority may create a system of funds and accounts, separate and distinct from all other funds and accounts of the state authority, consisting of revenues moneys received ~~under sub. (5)~~ from notes and bonds, all revenues received in the repayment of loans made under ~~this subchapter~~ ss. 234.621 to 234.626, except as provided in sub. (2m), and any other revenues dedicated to it by the department authority. The department authority may pledge moneys revenues received or to be received by this system of funds and accounts to secure revenue obligations bonds or notes issued for the program. The department authority shall have all other powers necessary and convenient to distribute the proceeds of the revenue obligations bonds, notes and loan repayments in accordance with ~~subch. II of ch. 18~~ its powers under this chapter.

(2m) Revenues received in the repayment of loans made under ~~this subchapter~~ s. 234.165 shall be paid into the general fund under s. 234.165.

(3) The department authority may enter into agreements with the federal government, its agencies, ~~other~~ agencies or political subdivisions of this state or private individuals or entities to insure or in other manner provide additional security for the loans or revenue obligations bonds or notes issued under this section.

(4) The department authority may ~~promulgate~~ adopt rules that restrict eligibility in addition to the requirements of s. ~~16.995~~ 234.623 or require the provision of additional security if, in the secretary's executive director's judgment, the rules or security are required for the satisfactory issuance of revenue obligations bonds or notes.

(5) ~~Revenue obligations may be contracted by the building commission when it reasonably appears to the building commission that all obligations incurred under this section can be fully paid from moneys received from repayments of loans or anticipated and pledged to be received on a timely basis. Revenue obligations~~ Bonds or notes issued for the program loans under this section shall not exceed \$10,000,000 in principal amount, excluding obligations issued to refund outstanding revenue obligation bonds or notes.

(6) Unless otherwise expressly provided in resolutions authorizing the issuance of revenue obligations

bonds or notes or in other agreements with the holders of revenue obligations bonds or notes, each ~~issue of revenue obligations bond or note~~ issued shall be on a parity with every other revenue obligation bond or note issued for the ~~program and in accordance with subch. II of ch. 18~~ funding of loans under ss. 234.621 to 234.626.

SECTION 135m. 18.06 (10) of the statutes is created to read:

18.06 (10) NONPOINT SOURCE WATER POLLUTION ABATEMENT PROJECTS. Notwithstanding ss. 18.03 (1) and 18.04 (2), the building commission may not contract public debt authorized under s. 20.866 (2) (te) for nonpoint source water pollution abatement projects under s. 144.25 in an amount that exceeds \$15,500,000, unless the secretary of administration determines that the issuance of debt in excess of that amount is needed to pay cost-sharing grants under s. 144.25 during the fiscal biennium in which the debt is to be issued. If the secretary of administration so determines, the secretary shall notify the cochairpersons of the joint committee on finance of the determination. If, within 14 working days of the submission of the determination, the cochairpersons of the joint committee on finance do not schedule a meeting of the joint committee on finance for the purpose of approving or disapproving the debt issuance, the building commission may contract public debt in an amount that exceeds \$15,500,000 for nonpoint source water pollution abatement project cost-sharing grants under s. 144.25. If the cochairpersons of the joint committee on finance schedule a meeting of the joint committee on finance for the purpose of approving or disapproving the debt issuance, the building commission may not contract public debt in an amount that exceeds \$15,500,000 for nonpoint source water pollution abatement project grants under s. 144.25, unless the joint committee on finance approves the debt issuance.

SECTION 142. 19.42 (10) (m) of the statutes is created to read:

19.42 (10) (m) The executive director, members and employes of the world dairy center authority, except clerical employes.

SECTION 143. 19.42 (13) (L) of the statutes is created to read:

19.42 (13) (L) The members and employes of the world dairy center authority.

SECTION 144. 20.001 (2) (c) of the statutes is amended to read:

20.001 (2) (c) (title) *Program revenues-service*. "Program revenue service" consists revenues-service", indicated by the abbreviation "PR-S" in s. 20.005, consist of appropriated moneys in the general fund derived from any revenue source that are transferred between or within state agencies or miscellaneous appropriations for the purpose of reimbursement for services rendered or materials purchased. These moneys are shown as expenditures in the appropria-

tion of the state agency or program receiving the services or materials from which the moneys are transferred and are also shown as program revenue in the appropriation of the agency or program providing the services or materials to which the moneys are transferred. For any program revenue-service appropriation which is limited to the amounts in the schedule, no expenditure may be made exceeding the amounts in the schedule, except as provided in ss. 13.101 and 16.515, regardless of the amounts credited to that appropriation the account from which the appropriation is made.

SECTION 145. 20.001 (2) (da) of the statutes is amended to read:

20.001 (2) (da) *Segregated fund revenues — service.* “Segregated fund revenues — service” consists of, indicated by the abbreviation “SEG-S” in s. 20.005, consist of appropriated moneys in a segregated fund derived from any revenue source that are transferred between or within state agencies or miscellaneous appropriations for the purpose of reimbursement for services rendered or materials purchased. These moneys are shown as expenditures in the appropriation of the state agency or program receiving the services or materials from which the moneys are transferred and also shown as segregated fund revenue in the appropriations appropriation of the agency or program providing the services or materials to which the moneys are transferred.

SECTION 146. 20.001 (4) of the statutes is amended to read:

20.001 (4) *GENERAL PURPOSE REVENUE — EARNED.* Revenue which is received by a state agency incidentally in connection with general purpose revenue appropriations in the course of accomplishing program objectives, which is not designated as a refund of an expenditure by the secretary of administration under sub. (5) and for which no program revenue appropriation is made shall be designated as general purpose revenue (GPR) — earned. This revenue shall be treated as a nonappropriated receipt and is not available for expenditure.

SECTION 147. 20.001 (5) of the statutes is amended to read:

20.001 (5) (title) *REFUNDS OF EXPENDITURES.* ~~Amounts Any amount not otherwise appropriated under this chapter that is received by a state agency as a result of adjustments an adjustment made to a previously recorded expenditures in expenditure from a sum certain appropriation to that agency due to activities that are of a temporary nature or activities that could not be anticipated during budget development, and which serve serves to reduce an original or eliminate the previously recorded expenditure under an appropriation in the same fiscal year in which the previously recorded expenditure was made shall may, upon request of the agency, be designated by the secretary of administration as refunds of expenditures.~~

~~Unless otherwise appropriated under this chapter, a refund of an expenditure. Except as otherwise provided in this subsection, the secretary of administration may designate an amount received by a state agency as a refund of an expenditure only if the agency submits to the secretary, in accordance with procedures prescribed by rule of the department of administration, a written explanation of the circumstances under which the amount was received that includes a specific reference in a statutory or nonstatutory law to a function of the agency under which the amount was received and the appropriation from which the previously recorded expenditure was made. A refund of an expenditure shall be deposited by the receiving state agency under in the appropriation account from which the original previously recorded expenditure was made. Except as otherwise provided in this subsection, a state agency which proposes to make an expenditure from moneys designated as a refund of an expenditure shall submit to the secretary of administration, in accordance with procedures prescribed by rule of the department of administration, a written explanation of the purpose of the expenditure, including a specific reference in a statutory or nonstatutory law to a function of the agency under which the expenditure is to be made and the appropriation from which the expenditure is to be made. After submission and approval of an estimate of the amount proposed to be spent expended under s. 16.50 (2), a state agency may expend the moneys received from the refund of the expenditure. The secretary of administration may waive submission of any explanation required by this subsection for categories of refunds of expenditures or proposed refunds of expenditures specified by rule of the department of administration.~~

SECTION 148. 20.002 (2) of the statutes is amended to read:

20.002 (2) *ACCRUED TAX RECEIPTS.* Solely for purposes of relating annual taxes to estimated expenses, amounts withheld under s. 71.64 prior to July 1 and taxes imposed by subch. III of ch. 77 for periods ending prior to July 1 shall be deemed accrued tax receipts as of the close of the fiscal year but no revenue shall be deemed accrued tax receipts unless deposited by the state on or before the August 15 following the end of the fiscal year. Solely for purposes of relating annual taxes to estimated expenses, fees imposed under subch. II of ch. 77, taxes imposed under ss. 139.02, 139.03 (2m) and (2n), 139.31 and 139.76 and assessments imposed under s. 50.14 (2) shall be deemed accrued tax receipts as of the close of the fiscal year, but no revenue shall be deemed accrued tax receipts unless deposited by this state on or before July 31. Solely for purposes of relating annual taxes to estimated expenses, taxes imposed under s. 70.58 shall be deemed accrued tax receipts as of the close of the fiscal year, but no revenue shall be deemed accrued tax receipts unless it is deposited by this state on or before August 31.

Vetoed
in Part

Vetoed
in Part

Vetoed
in Part

SECTION 148m. 20.003 (3) (c) 7 of the statutes is amended to read:

20.003 (3) (c) 7. Appropriations from segregated revenues — local shall be shown with a 2nd paragraph letter of “v” to “z”.

SECTION 149. 20.003 (5) (a) of the statutes is amended to read:

20.003 (5) (a) ~~Beginning on the date of introduction of the 1991-93 biennial budget bill, the~~ The legislature

may not enact any bill directly or indirectly affecting the lottery fund ~~under s. 25.75~~ if the bill would cause the estimated lottery fund balance on June 30 of any fiscal year, as projected under s. 20.005 (1), to be less than ~~3.5%~~ 2% of the estimated gross lottery revenues, as defined in s. 25.75 (1) (b), for that fiscal year, as projected under s. 20.005 (1).

SECTION 151. 20.005 (1) of the statutes is repealed and recreated to read:

20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for the state of Wisconsin for all funds beginning on July 1, 1993, and ending on June 30, 1995, is summarized as follows: [See Figure 20.005 (1) following]

Figure: 20.005 (1)*

| GENERAL FUND SUMMARY | | |
|--------------------------------------|----------------------|----------------------|
| | Estimated 1993-94 | Estimated 1994-95 |
| REVENUES | | |
| Opening Balance, July 1 | \$ 152,536,300 | \$ 98,459,100 |
| Estimated Taxes | 7,221,881,000 | 7,639,353,000 |
| Estimated Departmental Revenues | 118,355,300 | 121,748,000 |
| Total Available | \$ 7,492,772,600 | \$ 7,859,560,100 |
| APPROPRIATIONS AND RESERVES | | |
| Gross Appropriations | \$ 7,370,615,200 | \$ 7,691,944,700 |
| Compensation and Litigation Reserves | 60,198,300 | 122,198,400 |
| Reserve for Other Legislation | -0- | 5,000,000 |
| General Fund Transfers to: | | |
| Local Government Property | | |
| Insurance Fund | -0- | 2,000,000 |
| Veterans Trust Fund | -0- | 4,225,500 |
| Less Lapses | -36,500,000 | -43,200,000 |
| Net Appropriations and Reserves | \$ 7,394,313,500 | \$ 7,782,168,600 |
| BALANCES | | |
| Gross Balances | \$ 98,459,100 | \$ 77,391,500 |
| Required Statutory Balance | -73,706,200 | -76,919,400 |
| Net Balance, June 30 | \$ 24,752,900 | \$ 472,100 |

SUMMARY OF APPROPRIATIONS - ALL FUNDS

| | 1993-94 | 1994-95 |
|-------------------------|------------------|------------------|
| General Purpose Revenue | \$ 7,370,615,200 | \$ 7,691,944,700 |
| Federal Revenue | (3,626,138,200) | (3,769,959,400) |
| Program | 3,215,009,300 | 3,364,832,900 |
| Segregated | 411,128,900 | 405,126,500 |
| Program Revenue | (1,996,329,000) | (2,046,629,700) |
| State | 1,668,013,400 | 1,713,900,900 |
| Service | 328,315,600 | 332,728,800 |

* The amounts shown do not reflect the impact of the Governor's partial vetoes.

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|--------------------|------------------|------------------|
| Segregated Revenue | (1,804,444,900) | (1,850,614,900) |
| State | 1,634,219,900 | 1,672,482,700 |
| Local | 52,114,700 | 51,328,300 |
| Service | 118,110,300 | 126,803,900 |
| GRAND TOTAL | \$14,797,527,300 | \$15,359,148,700 |

SUMMARY OF COMPENSATION AND LITIGATION RESERVES - ALL FUNDS

| | 1993-94 | 1994-95 |
|-------------------------|-----------------|------------------|
| General Purpose Revenue | \$ (60,198,300) | \$ (122,198,400) |
| Estimated Litigation | 35,000,000 | 35,000,000 |
| Estimated Compensation | 25,198,300 | 87,198,400 |
| Federal Revenue | 7,478,100 | 26,134,200 |
| Program Revenue | 19,214,700 | 66,205,700 |
| Segregated Revenue | 4,693,000 | 17,317,400 |
| TOTAL | \$ 91,584,100 | \$ 231,855,700 |

LOTTERY FUND SUMMARY

| | Estimated 1993-94 | Estimated 1994-95 |
|--|----------------------|----------------------|
| GROSS REVENUE | \$ 508,880,000 | \$ 523,631,500 |
| EXPENSES | | |
| Prizes | \$ 295,074,300 | \$ 303,618,600 |
| Administrative Expenses | 62,504,400 | 63,357,300 |
| | \$ 357,578,700 | \$ 366,975,900 |
| NET PROCEEDS | \$ 151,301,300 | \$ 156,655,600 |
| TOTAL AVAILABLE FOR PROPERTY TAX RELIEF | | |
| Opening Balance | \$ 11,642,700 | \$ 10,177,600 |
| Net Proceeds | 151,301,300 | 156,655,600 |
| Interest Earnings | 1,200,000 | 2,000,000 |
| | \$ 164,144,000 | \$ 168,833,200 |
| PROPERTY TAX RELIEF | \$ 153,966,400 | \$ 158,360,600 |
| GROSS CLOSING BALANCE | \$ 10,177,600 | \$ 10,472,600 |
| RESERVE | \$ 10,177,600 | \$ 10,472,600 |
| NET CLOSING BALANCE | \$ -0- | \$ -0- |

SECTION 152b. 20.005 (2) of the statutes is repealed and recreated to read:
 20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following tabulation sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

Figure: 20.005 (2) (a)*

| SUMMARY OF BONDING AUTHORITY MODIFICATIONS, 1993-95 FISCAL BIENNIUM | |
|---|----------------|
| SOURCE AND PURPOSE | AMOUNT |
| GENERAL OBLIGATIONS | |
| Building commission | |
| Housing state departments and agencies | \$ 68,772,200 |
| Capital equipment acquisition | 6,278,900 |
| Project contingencies | 6,381,100 |
| Refunding corporation self-amortizing debt | (1,729,000) |
| Other public purposes | 107,100,000 |
| Clean water fund | 111,600,000 |
| Corrections | |
| Correctional facilities | 16,273,800 |
| Educational communications board | |
| Educational communications facilities | 600,000 |
| Health and social services | |
| Mental health facilities | 10,170,500 |
| Juvenile correctional facilities | 4,129,800 |
| Medical college of Wisconsin | |
| Basic science education and health information technology facilities | 2,000,000 |
| Military affairs | |
| Armories and military facilities | 2,926,000 |
| Natural resources | |
| Recreation development | 10,500,000 |
| Nonpoint source grants | 12,500,000 |
| Environmental repair | 5,000,000 |
| Segregated revenue supported facilities | 3,789,700 |
| Segregated revenue supported dam maintenance, repair, modification, abandonment and removal | 3,000,000 |
| General fund supported administrative facilities | 578,200 |
| State fair park | |
| Self-amortizing facilities | 2,300,000 |
| Transportation | |
| Rail acquisitions and improvements | 10,000,000 |
| Rail passenger route development | 50,000,000 |
| Harbor improvements | 3,000,000 |
| University of Wisconsin system | |
| Academic facilities | 41,742,200 |
| Self-amortizing facilities | 48,837,300 |
| Veterans affairs | |
| Self-amortizing mortgage loans | 41,000,000 |
| Self-amortizing wastewater treatment facilities | 5,690,000 |
| TOTAL General Obligation Bonds | \$ 572,440,700 |
| STATE-ISSUED REVENUE OBLIGATIONS | |
| Transportation | \$ 284,900,000 |
| TOTAL State-issued Revenue Obligation Bonds | \$ 284,900,000 |
| GRAND TOTAL Bonding Authority Modifications | \$ 857,340,700 |

* The amounts shown do not reflect the impact of the Governor's partial vetoes.

Figure: 20.005 (2) (b)*

| GENERAL OBLIGATION AND BUILDING CORPORATION DEBT SERVICE FISCAL YEARS 1993-94 AND 1994-95 | | | |
|--|--------|------------|------------|
| STATUTE, AGENCY AND PURPOSE | SOURCE | 1993-94 | 1994-95 |
| 20.225 <i>Educational communications board</i> | | | |
| (1) (c) Educational communications facilities | GPR \$ | 688,200 | \$ 645,300 |
| 20.245 <i>Historical society</i> | | | |
| (2) (e) Historic sites | GPR | 517,200 | 506,200 |
| (4) (e) Administrative facilities | GPR | -0- | -0- |
| (5) (e) Museum facility | GPR | 333,300 | 364,000 |
| 20.250 <i>Medical college of Wisconsin</i> | | | |
| (1) (e) Medical college of Wisconsin | GPR | 470,400 | 449,000 |
| 20.255 <i>Public instruction, department of</i> | | | |
| (1) (d) Schools of hearing impaired and visually handicapped | GPR | 812,000 | 790,500 |
| 20.285 <i>University of Wisconsin system</i> | | | |
| (1) (d) University academic facilities | GPR | 65,635,100 | 63,773,200 |
| (1) (da) University academic facilities, building corp. | GPR | -0- | -0- |
| (1) (db) Self-amortizing facilities | GPR | -0- | -0- |
| (1) (fh) State laboratory of hygiene | GPR | -0- | -0- |
| 20.320 <i>Clean water fund program</i> | | | |
| (1) (c) Clean water fund | GPR | 16,714,000 | 23,691,400 |
| 20.370 <i>Natural resources, department of</i> | | | |
| (1) (kc) Resource acquisition and development | GPR | 13,396,100 | 15,361,700 |
| (2) (jc) Environmental repair | GPR | 663,800 | 1,311,800 |
| (4) (jb) Recreational boating | GPR | -0- | -0- |
| (4) (jc) Point source pollution abatement | GPR | 86,779,100 | 83,689,800 |
| (4) (jd) Combined sewer overflow facilities | GPR | 18,422,600 | 16,457,900 |
| (4) (je) Municipal clean drinking water grants | GPR | 883,100 | 884,000 |
| (4) (jf) Nonpoint source grants | GPR | 572,200 | 1,401,100 |
| (8) (Lb) Administrative facilities | GPR | 528,000 | 571,900 |
| 20.410 <i>Corrections, department of</i> | | | |
| (1) (e) Correctional facilities | GPR | 25,812,500 | 30,386,000 |
| (1) (ec) Prison industries | GPR | -0- | -0- |
| (1) (ef) Correctional facilities, building corporation | GPR | -0- | -0- |
| 20.435 <i>Health and social services, department of</i> | | | |
| (2) (ee) Mental health facilities | GPR | 6,213,500 | 6,454,400 |
| (2) (ef) Mental health facilities, building corporation | GPR | -0- | -0- |
| (3) (e) Juvenile correctional facilities | GPR | 533,600 | 659,600 |
| (5) (e) Workshop for the blind | GPR | 24,700 | 23,100 |
| 20.465 <i>Military affairs, department of</i> | | | |
| (1) (d) National guard facilities | GPR | 1,953,200 | 2,004,100 |
| 20.485 <i>Veterans affairs, department of</i> | | | |
| (1) (e) Veterans home, building corp. | GPR | -0- | -0- |
| (1) (f) Veterans home | GPR | 805,200 | 1,044,900 |

* The amounts shown do not reflect the impact of the Governor's partial vetoes.

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| | | | |
|--|---|-----|-----------------------------|
| 20.867 Building commission | | | |
| (1) (a) | Housing state agencies | GPR | -0- -0- |
| (1) (b) | Capitol and executive residence | GPR | 1,743,300 1,701,700 |
| (3) (a) | Unallocated debt service | GPR | 16,778,400 28,207,000 |
| (3) (b) | Other public purpose | GPR | 94,700 94,000 |
| (3) (c) | Lease rental payments | GPR | -0- -0- |
| (3) (e) | Parking ramp | GPR | -0- -0- |
| ----- | | | |
| TOTAL | General Purpose Revenue Debt Service | | \$260,374,200 \$280,472,600 |
| 20.190 State fair park board | | | |
| (1) (j) | State fair park | PR | \$ 1,142,000 \$ 1,184,100 |
| 20.245 Historical Society | | | |
| (2) (j) | Self-amortizing facilities | PR | 92,800 92,800 |
| 20.285 University of Wisconsin system | | | |
| (1) (gb) | University self-amortizing facilities | PR | 12,710,800 16,799,800 |
| (1) (gc) | University self-amortizing facilities, building corp. | PR | 209,000 209,000 |
| (1) (ih) | State laboratory of hygiene | PR | -0- -0- |
| 20.410 Corrections, department of | | | |
| (1) (ko) | Prison industries equipment, self-amortizing | PR | 129,200 127,900 |
| 20.485 Veterans affairs, department of | | | |
| (1) (go) | Wastewater treatment services | PR | -0- -0- |
| (1) (k) | Wastewater treatment facilities | PR | -0- -0- |
| 20.505 Administration, department of | | | |
| (5) (g) | Parking | PR | -0- 427,800 |
| (5) (kc) | State office buildings | PR | 6,303,900 6,005,600 |
| 20.867 Building commission | | | |
| (3) (g) | Unallocated debt service | PR | -0- -0- |
| (3) (h) | Self-amortizing facilities | PR | -0- -0- |
| (3) (i) | Capital equipment | PR | -0- -0- |
| ----- | | | |
| TOTAL | Program Revenue Debt Service | | \$ 20,587,700 \$ 24,847,000 |
| 20.320 Clean water fund program | | | |
| (1) (t) | Clean water fund | SEG | \$ 2,800,000 \$ 3,500,000 |
| (1) (u) | Clean water fund revenue obligation repayment | SEG | -0- -0- |
| 20.370 Natural resources, department of | | | |
| (1) (jq) | Dam repair and removal | SEG | -0- -0- |
| (1) (kw) | Resource acquisition and development | SEG | 228,600 228,200 |
| (1) (kx) | Recreation development | SEG | -0- -0- |
| (8) (ls) | Administrative facilities | SEG | 478,400 528,000 |
| 20.395 Transportation, department of | | | |
| (6) (aq) | Highways program | SEG | 11,264,100 10,591,000 |
| (6) (ar) | Administrative facilities | SEG | 744,200 721,100 |
| 20.485 Veterans affairs, department of | | | |
| (3) (t) | Veterans home mortgage loans | SEG | 77,527,100 72,526,500 |
| 20.867 Building commission | | | |
| (3) (q) | Unallocated debt service, self-amortizing facilities | SEG | -0- -0- |
| ----- | | | |
| TOTAL | Segregated Revenue Debt Service | | \$ 93,042,400 \$ 88,094,800 |
| GRAND TOTAL | All Debt Service | | \$374,004,300 \$393,414,400 |

SECTION 153. 20.005 (3) of the statutes is repealed and recreated to read:

20.005 (3) APPROPRIATIONS. The following tabulation lists all annual, biennial and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

Figure: 20.005 (3)*

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|-------------------|-------------|------------|--------------|
| 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 | 3,181,500 | 3,193,900 |
| Meat and poultry inspection | GPR | A | 2,428,300 | 2,459,100 |
| Trade and consumer protection | GPR | A | 1,851,900 | 1,937,700 |
| NET APPROPRIATION | | | 7,461,700 | 7,590,700 |
| (g) Related services | PR | A | 25,400 | 25,400 |
| (gb) Food regulation | PR | A | 2,767,900 | 2,851,700 |
| (gh) Public warehouse regulation | PR | A | 37,500 | 37,500 |
| (gm) Dairy trade regulation; dairy and farm product producer security | PR | A | 505,900 | 506,000 |
| (hm) Mobile air conditioner fees | PR | A | 147,700 | 147,700 |
| (i) Sale of supplies | PR | A | 15,000 | 15,000 |
| (j) Weights and measures inspection | PR | A | 273,700 | 424,200 |
| (jm) Warehouse keeper and grain dealer regulation | PR | C | 170,900 | 170,900 |
| (m) Federal funds | PR-F | C | 2,763,400 | 2,780,500 |
| (q) Automobile repair regulation | SEG | A | 297,900 | 298,100 |
| (r) Unfair sales act enforcement | SEG | A | 89,000 | 89,100 |
| (s) Weights and measures; petroleum inspection fund | SEG | A | 141,000 | 141,000 |
| (u) Recyclable and nonrecyclable products regulation | SEG | A | 160,600 | 160,600 |
| | (1) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 7,461,700 | 7,590,700 |
| PROGRAM REVENUE | | | 6,707,400 | 6,958,900 |
| FEDERAL | (| | 2,763,400) | (2,780,500) |
| OTHER | (| | 3,944,000) | (4,178,400) |
| SEGREGATED FUNDS | | | 688,500 | 688,800 |
| OTHER | (| | 688,500) | (688,800) |
| TOTAL-ALL SOURCES | | | 14,857,600 | 15,238,400 |
| (2) ANIMAL HEALTH SERVICES | | | | |
| (a) General program operations | GPR | A | -0- | -0- |
| Animal health services | GPR | A | 2,986,000 | 2,986,000 |
| NET APPROPRIATION | | | 2,986,000 | 2,986,000 |
| (b) Animal disease indemnities | GPR | S | 76,000 | 76,000 |
| (c) Pseudorabies control program; administration | GPR | A | 149,500 | 149,500 |
| (e) Bovine tuberculosis research | GPR | A | 50,000 | 50,000 |
| (g) Related services | PR | A | 1,921,900 | 1,922,300 |
| (gb) Animal health and disease research; gifts and grants | PR | C | -0- | -0- |

* The program totals, department totals and functional area totals do not reflect the impact of the Governor's partial vetoes.

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|--------------|
| (h) Sale of supplies | PR | A | 62,900 | 62,900 |
| (ha) Inspection, testing and enforcement | PR | C | 30,300 | 129,600 |
| (i) Mink research assessments | PR | A | 6,000 | 6,000 |
| (j) Dog licenses, rabies control and related services | PR | A | 126,500 | 126,500 |
| (k) Animal health contractual services | PR-S | C | 49,000 | 49,000 |
| (m) Federal funds | PR-F | C | 150,100 | 150,100 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 3,261,500 | 3,261,500 |
| PROGRAM REVENUE | | | 2,346,700 | 2,446,400 |
| FEDERAL | (| | 150,100) | (150,100) |
| OTHER | (| | 2,147,600) | (2,247,300) |
| SERVICE | (| | 49,000) | (49,000) |
| TOTAL-ALL SOURCES | | | 5,608,200 | 5,707,900 |
| (3) M A R K E T I N G S E R V I C E S | | | | |
| (a) General program operations | GPR | A | -0- | -0- |
| Agricultural services | GPR | A | 1,467,200 | 1,468,800 |
| NET APPROPRIATION | | | 1,467,200 | 1,468,800 |
| (g) Related services | PR | A | 1,213,600 | 1,214,000 |
| (ga) Gifts and grants | PR | C | -0- | -0- |
| (h) Grain inspection and certification; Milwaukee | PR | C | 733,600 | 733,400 |
| (i) Marketing orders and agreements | PR | C | 65,600 | 65,600 |
| (j) Grain inspection and certification; Superior | PR | C | 2,047,800 | 2,048,600 |
| (ja) Marketing services and materials | PR | C | 298,800 | 298,800 |
| (L) Something special from Wisconsin promotion | PR | A | 30,000 | 30,000 |
| (m) Federal funds | PR-F | C | 7,500 | 7,500 |
| (3) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 1,467,200 | 1,468,800 |
| PROGRAM REVENUE | | | 4,396,900 | 4,397,900 |
| FEDERAL | (| | 7,500) | (7,500) |
| OTHER | (| | 4,389,400) | (4,390,400) |
| TOTAL-ALL SOURCES | | | 5,864,100 | 5,866,700 |
| (4) A G R I C U L T U R A L A S S I S T A N C E | | | | |
| (a) Aid to Wisconsin livestock breeders association | GPR | A | 27,200 | 27,200 |
| (b) Aids to county and district fairs | GPR | S | 368,500 | 368,500 |
| (c) Research and development grants | GPR | B | 200,000 | 200,000 |
| (e) Aids to world dairy expo, inc. | GPR | A | 86,500 | 86,500 |
| (f) Exposition center grants | GPR | A | -0- | 240,000 |
| (g) Pari-mutuel racing supplemental aid | PR | C | -0- | -0- |
| (h) Pari-mutuel racing supplemental aid to Wisconsin livestock breeders assn. | PR | C | -0- | -0- |
| (4) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 682,200 | 922,200 |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 682,200 | 922,200 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|--------------|-------------------------|
| (7) AGRICULTURAL RESOURCE MANAGEMENT | | | | |
| (a) General program operations | GPR | A | 1,822,700 | 1,822,700 |
| (c) Soil and water resource management program | GPR | C | 2,704,500 | 2,704,500 |
| (dm) Wind erosion control aids | GPR | C | 100,000 | 210,000 |
| (e) Agricultural chemical cleanup program; general fund | GPR | C | 2,000,000 | 2,000,000 |
| (g) Agricultural impact statements | PR | C | 96,300 | 96,400 |
| (ga) Related services | PR | C | 68,000 | 68,000 |
| (gm) Seed testing and labeling | PR | C | 60,600 | 60,600 |
| (h) Fertilizer research assessments | PR | C | 160,500 | 160,500 |
| (ha) Liming material research funds | PR | C | 25,000 | 25,000 |
| (ig) Plat review | PR | C | 277,500 | 287,100 |
| (j) Gypsy moth eradication; program revenues | PR | C | 74,600 | 74,600 |
| (k) Agricultural resource management services | PR-S | C | 367,600 | 368,000 |
| (m) Federal funds | PR-F | C | 1,926,000 | 1,926,000 |
| (q) Gypsy moth eradication; conservation fund | SEG | A | 756,400 | 782,400 |
| (qb) Gypsy moth eradication; segregated revenues | SEG | C | 200,000 | 200,000 |
| (qd) Soil and water management; environmental fund | SEG | A | 1,448,000 | 1,448,000 |
| (r) General program operations; agricchemical management | SEG | A | 683,300 | 683,700 |
| (s) Groundwater -- standards; implementation | SEG | A | 718,100 | 569,800 |
| (t) Fertilizer, additives and commercial feed regulation | SEG | A | 657,700 | 679,500 |
| (u) Pesticide regulation and admin. of agricultural chemical cleanup program | SEG | A | 1,569,100 | 1,696,800 |
| (v) Chemical and container disposal | SEG | A | 560,400 | 560,400 |
| (w) Agricultural chemical cleanup program; reimbursement | SEG | C | 1,767,800 | 2,238,600 |
| (7) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 6,627,200 | 6,737,200 |
| PROGRAM REVENUE | | | 3,056,100 | 3,066,200 |
| FEDERAL | | | (1,926,000) | (1,926,000) |
| OTHER | | | (762,500) | (772,200) |
| SERVICE | | | (367,600) | (368,000) |
| SEGREGATED FUNDS | | | 8,360,800 | 8,859,200 |
| OTHER | | | (8,360,800) | (8,859,200) |
| TOTAL-ALL SOURCES | | | 18,044,100 | 18,662,600 |
| (8) CENTRAL ADMINISTRATIVE SERVICES | | | | |
| (a) General program operations | GPR | A | 3,381,200 | 3,342,900 |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (ga) Milk standards program | PR | C | 253,700 | 259,100 |
| (gm) Enforcement cost recovery | PR | A | 25,000 | 25,000 |
| (h) Sale of material and supplies | PR | C | 49,200 | 49,200 |
| (ha) General laboratory related services | PR | C | 40,000 | 40,000 |
| (i) Related services | PR | A | 200,100 | 200,100 |
| (j) Stray voltage program | PR | A | 191,800 | 192,700 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|---------------|
| (jb) Stray voltage research | PR | B | 200,000 | -0- |
| (k) Computer system equipment, staff and services | PR | A | 228,100 | 239,000 |
| (kL) Central services | PR-S | C | 649,700 | 649,800 |
| (km) General laboratory services | PR-S | B | 2,096,900 | 2,144,200 |
| (kp) General laboratory services; other agencies | PR-S | C | 40,000 | 40,000 |
| (ks) State contractual services | PR-S | C | -0- | -0- |
| (m) Federal funds | PR-F | C | 50,000 | 50,000 |
| (pz) Indirect cost reimbursements | PR-F | C | 259,100 | 259,100 |
| (8) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 3,381,200 | 3,342,900 |
| PROGRAM REVENUE | | | 4,283,600 | 4,148,200 |
| FEDERAL | (| | 309,100) | (309,100) |
| OTHER | (| | 1,187,900) | (1,005,100) |
| SERVICE | (| | 2,786,600) | (2,834,000) |
| TOTAL-ALL SOURCES | | | 7,664,800 | 7,491,100 |
| (9) F A R M M E D I A T I O N A N D F A R M E R A S S I S T A N C E | | | | |
| (a) General program operations | GPR | A | 148,000 | 148,000 |
| (m) Federal funds | PR-F | C | 122,300 | 122,300 |
| (9) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 148,000 | 148,000 |
| PROGRAM REVENUE | | | 122,300 | 122,300 |
| FEDERAL | (| | 122,300) | (122,300) |
| TOTAL-ALL SOURCES | | | 270,300 | 270,300 |
| 2 0 . 1 1 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 23,029,000 | 23,471,300 |
| PROGRAM REVENUE | | | 20,913,000 | 21,139,900 |
| FEDERAL | (| | 5,278,400) | (5,295,500) |
| OTHER | (| | 12,431,400) | (12,593,400) |
| SERVICE | (| | 3,203,200) | (3,251,000) |
| SEGREGATED FUNDS | | | 9,049,300 | 9,548,000 |
| OTHER | (| | 9,049,300) | (9,548,000) |
| TOTAL-ALL SOURCES | | | 52,991,300 | 54,159,200 |
| 20.124 Banking, office of the commissioner of | | | | |
| (1) SUPERVISION OF BANKS AND RELATED FINANCIAL INSTITUTIONS | | | | |
| (a) Losses on public deposits | GPR | S | -0- | -0- |
| (g) General program operations | PR | A | 4,767,600 | 4,863,000 |
| (u) State deposit fund | SEG | S | -0- | -0- |
| 2 0 . 1 2 4 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| PROGRAM REVENUE | | | 4,767,600 | 4,863,000 |
| OTHER | (| | 4,767,600) | (4,863,000) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 4,767,600 | 4,863,000 |
| 20.141 Credit unions, office of the commissioner of | | | | |
| (1) SUPERVISION OF CREDIT UNIONS | | | | |
| (g) General program operations | PR | A | 1,297,500 | 1,289,700 |
| (m) Credit union examinations, federal funds | PR-F | C | -0- | -0- |
| 2 0 . 1 4 1 D E P A R T M E N T T O T A L S | | | | |
| PROGRAM REVENUE | | | 1,297,500 | 1,289,700 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 1,297,500) | (1,289,700) |
| TOTAL-ALL SOURCES | | | 1,297,500 | 1,289,700 |

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STATUTE, AGENCY AND PURPOSE

SOURCE TYPE

1993-94

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1994-95**20.143 Development, department of****(l) ECONOMIC AND COMMUNITY DEVELOPMENT**

| | | | | |
|--|-----|---|-----------|-----------|
| (a) General program operations | GPR | A | 5,014,500 | 5,094,700 |
| (b) Economic development promotion | GPR | A | 167,200 | 167,200 |
| (bm) Aid to Forward Wisconsin, inc. | GPR | A | 500,000 | 500,000 |
| (c) Wisconsin development fund, grants and loans | GPR | B | 9,102,300 | 9,102,300 |
| (cf) Community-based nonprofit organization grant for educational project | GPR | A | -0- | 100,000 |
| (df) American Indian economic development; technical assistance | GPR | A | 50,000 | 50,000 |
| (dg) American Indian economic development; liaison | GPR | A | 58,400 | 58,400 |
| (dh) American Indian economic development; liaison -- grants | GPR | A | 33,500 | 33,500 |
| (dr) Main street program | GPR | A | 356,300 | 356,600 |
| (e) Technology-based economic development | GPR | A | 264,500 | 265,700 |
| (em) Hazardous pollution prevention assessment grants | GPR | A | 75,000 | 75,000 |
| (en) Business development initiative | GPR | A | 150,000 | 150,000 |
| (er) Rural economic development program | GPR | B | 296,000 | 296,000 |
| (fc) Health care provider loan assistance program; repayments | GPR | B | -0- | 20,000 |
| (fd) Physician and health care provider loan assistance programs; contract | GPR | B | 30,000 | 30,000 |
| (fe) Physician loan assistance program; repayments | GPR | C | 144,200 | 380,200 |
| (fg) Community-based economic development programs | GPR | A | 885,600 | 885,600 |
| (fm) Minority business projects; grants and loans | GPR | B | 679,200 | 679,200 |
| (fy) Women's business incubator grant | GPR | B | 400,000 | -0- |
| (g) Gifts, grants and proceeds | PR | C | 265,600 | 265,600 |
| (h) Economic development operations | PR | A | 42,900 | 42,900 |
| (ie) Wisconsin development fund, repayments | PR | C | 615,500 | 615,500 |
| (ig) Recycling loans; repayments | PR | C | 16,000 | 31,000 |
| (im) Minority business projects; repayments | PR | C | 145,800 | 175,800 |
| (ip) Minority business recycling development; repayments | PR | C | -0- | -0- |
| (ir) Rural economic development loan repayments | PR | C | 39,000 | 48,100 |
| (jL) Health care provider loan assistance program; local | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 | |
|--|--------|--------------|-------------|---------------|----------------|
| (jm) contributions | PR | C | -0- | -0- | |
| Physician loan assistance program; local contributions | PR | C | -0- | -0- | |
| (k) Sale of materials or services | PR-S | C | -0- | -0- | |
| (ka) Sale of materials and services--local assistance | PR-S | C | -0- | -0- | |
| (kb) Sale of materials and services--individuals and organizations | PR-S | C | -0- | -0- | |
| (kc) Clean air act compliance assistance | PR-S | A | 72,700 | 151,300 | |
| (m) Federal aid, state operations | PR-F | C | 477,600 | 477,600 | |
| (n) Federal aid, local assistance | PR-F | C | 25,489,500 | 25,562,700 | |
| (o) Federal aid, individuals and organizations | PR-F | C | -0- | -0- | |
| (q) Recycling development program | SEG | A | 178,800 | 178,800 | |
| (r) Recycling rebate program -- administration | SEG | A | 194,700 | 194,700 | |
| (s) Wisconsin development fund; recycling grants and loans, assistance | SEG | B | 1,934,000 | 1,919,000 | |
| (t) Recycling rebates program -- assistance | SEG | B | 1,940,000 | 1,940,000 | Vetoed in Part |
| (u) Minority business recycling development; grants and loans | SEG | B | 400,000 | 400,000 | |
| (x) Industrial building construction loan fund | SEG | C | -0- | -0- | |
| (1) P R O G R A M | | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 18,206,700 | 18,244,400 | |
| PROGRAM REVENUE | | | 27,164,600 | 27,370,500 | |
| FEDERAL | (| | 25,967,100) | (26,040,300) | |
| OTHER | (| | 1,124,800) | (1,178,900) | |
| SERVICE | (| | 72,700) | (151,300) | |
| SEGREGATED FUNDS | | | 4,647,500 | 4,632,500 | |
| OTHER | (| | 4,647,500) | (4,632,500) | |
| TOTAL-ALL SOURCES | | | 50,018,800 | 50,247,400 | |
| (2) T O U R I S M D E V E L O P M E N T A N D P R O M O T I O N | | | | | |
| (a) General program operations | GPR | A | 2,205,500 | 2,200,900 | |
| (b) Tourism marketing | GPR | A | 7,110,300 | 8,110,300 | |
| (bm) Heritage tourism pilot program | GPR | B | 153,900 | 131,700 | |
| (g) Gifts, grants and proceeds | PR | C | 85,500 | 85,500 | |
| (k) Sale of materials or services | PR-S | C | -0- | -0- | |
| (ka) Sale of materials and services--local assistance | PR-S | C | -0- | -0- | |
| (kb) Sale of materials and services--individuals and organizations | PR-S | C | -0- | -0- | |
| (m) Federal aid, state operations | PR-F | C | -0- | -0- | |
| (n) Federal aid, local assistance | PR-F | C | -0- | -0- | |
| (o) Federal aid, individuals and organizations | PR-F | C | -0- | -0- | |
| (2) P R O G R A M | | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 9,469,700 | 10,442,900 | |
| PROGRAM REVENUE | | | 85,500 | 85,500 | |
| FEDERAL | (| | -0-) | (-0-) | |
| OTHER | (| | 85,500) | (85,500) | |
| SERVICE | (| | -0-) | (-0-) | |
| TOTAL-ALL SOURCES | | | 9,555,200 | 10,528,400 | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|--------------------|---------------|
| (4) EXECUTIVE AND ADMINISTRATIVE SERVICES | | | | |
| (a) General program operations | GPR | A | 2,495,400 | 2,475,700 |
| (g) Gifts, grants and proceeds | PR | C | 7,500 | 7,000 |
| (k) Sale of materials or services | PR-S | C | 33,100 | 33,100 |
| (ka) Sale of materials and services--local assistance | PR-S | C | -0- | -0- |
| (kb) Sale of materials and services--individuals and organizations | PR-S | C | -0- | -0- |
| (m) Federal aid, state operations | PR-F | C | -0- | -0- |
| (n) Federal aid, local assistance | PR-F | C | -0- | -0- |
| (o) Federal aid, individuals and organizations | PR-F | C | -0- | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | 198,400 | 198,400 |
| (4) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 2,495,400 | 2,475,700 |
| PROGRAM REVENUE | | | 239,000 | 238,500 |
| FEDERAL | (| | 198,400) | (198,400) |
| OTHER | (| | 7,500) | (7,000) |
| SERVICE | (| | 33,100) | (33,100) |
| TOTAL-ALL SOURCES | | | 2,734,400 | 2,714,200 |
| 2 0 . 1 4 3 D E P A R T M E N T | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 30,171,800 | 31,163,000 |
| PROGRAM REVENUE | | | 27,489,100 | 27,694,500 |
| FEDERAL | (| | 26,165,500) | (26,238,700) |
| OTHER | (| | 1,217,800) | (1,271,400) |
| SERVICE | (| | 105,800) | (184,400) |
| SEGREGATED FUNDS | | | 4,647,500 | 4,632,500 |
| OTHER | (| | 4,647,500) | (4,632,500) |
| TOTAL-ALL SOURCES | | | 62,308,400 | 63,490,000 |
| 20.145 Insurance, office of the commissioner of | | | | |
| (1) SUPERVISION OF THE INSURANCE INDUSTRY | | | | |
| (g) General program operations | PR | A | 6,216,500 | 6,253,000 |
| (gm) Gifts and grants | PR | C | -0- | -0- |
| (m) Federal funds | PR-F | C | -0- | -0- |
| (1) P R O G R A M | | | T O T A L S | |
| PROGRAM REVENUE | | | 6,216,500 | 6,253,000 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 6,216,500) | (6,253,000) |
| TOTAL-ALL SOURCES | | | 6,216,500 | 6,253,000 |
| (2) PATIENTS COMPENSATION FUND | | | | |
| (u) Administration | SEG | A | 447,300 | 497,100 |
| (um) Peer review council | SEG | A | 82,000 | 82,000 |
| (v) Operations and benefits | SEG | C | 51,028,200 | 55,028,200 |
| (2) P R O G R A M | | | T O T A L S | |
| SEGREGATED FUNDS | | | 51,557,500 | 55,607,300 |
| OTHER | (| | 51,557,500) | (55,607,300) |
| TOTAL-ALL SOURCES | | | 51,557,500 | 55,607,300 |
| (3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND | | | | |
| (u) Administration | SEG | A | 191,700 | 228,600 |
| (v) Operations and benefits | SEG | C | 6,950,000 | 6,950,000 |
| (3) P R O G R A M | | | T O T A L S | |
| SEGREGATED FUNDS | | | 7,141,700 | 7,178,600 |
| OTHER | (| | 7,141,700) | (7,178,600) |
| TOTAL-ALL SOURCES | | | 7,141,700 | 7,178,600 |
| (4) STATE LIFE INSURANCE FUND | | | | |
| (u) Administration | SEG | A | 356,900 | 309,200 |
| (v) Operations and benefits | SEG | C | 2,900,000 | 3,010,000 |
| (4) P R O G R A M | | | T O T A L S | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|-------------------|---------------------|-------------|--------------------|
| SEGREGATED FUNDS | | | 3,256,900 | 3,319,200 |
| OTHER | (| | 3,256,900) | 3,319,200) |
| TOTAL-ALL SOURCES | | | 3,256,900 | 3,319,200 |
| (7) HEALTH INSURANCE RISK-SHARING PLAN ADMINISTRATION | | | | |
| (a) Premium and deductible reduction subsidy | GPR | B | 937,500 | 937,500 |
| (g) Premium and deductible reduction subsidy; insurer assessments and penalties | PR | C | 2,749,800 | 2,749,800 |
| (u) Administration | SEG | A | 86,100 | 86,100 |
| | (7) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 937,500 | 937,500 |
| PROGRAM REVENUE | | | 2,749,800 | 2,749,800 |
| OTHER | (| | 2,749,800) | 2,749,800) |
| SEGREGATED FUNDS | | | 86,100 | 86,100 |
| OTHER | (| | 86,100) | 86,100) |
| TOTAL-ALL SOURCES | | | 3,773,400 | 3,773,400 |
| (8) OFFICE OF HEALTH CARE INFORMATION | | | | |
| (hg) General program operations; office of health care information | PR | A | 951,600 | 1,360,900 |
| (hi) Compilations and special reports; office of health care information | PR | C | -0- | -0- |
| (hj) Gifts and grants; office of health care information | PR | C | -0- | -0- |
| (kx) Interagency and intra-agency programs | PR-S | C | -0- | -0- |
| (mr) Federal funds; office of health care information | PR-F | C | -0- | -0- |
| | (8) P R O G R A M | T O T A L S | | |
| PROGRAM REVENUE | | | 951,600 | 1,360,900 |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | 951,600) | 1,360,900) |
| SERVICE | (| | -0-) | -0-) |
| TOTAL-ALL SOURCES | | | 951,600 | 1,360,900 |
| | 2 0 . 1 4 5 | D E P A R T M E N T | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 937,500 | 937,500 |
| PROGRAM REVENUE | | | 9,917,900 | 10,363,700 |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | 9,917,900) | 10,363,700) |
| SERVICE | (| | -0-) | -0-) |
| SEGREGATED FUNDS | | | 62,042,200 | 66,191,200 |
| OTHER | (| | 62,042,200) | 66,191,200) |
| TOTAL-ALL SOURCES | | | 72,897,600 | 77,492,400 |
| 20.155 Public service commission | | | | |
| (1) REGULATION OF PUBLIC UTILITIES | | | | |
| (g) Utility regulation | PR | A | 10,417,200 | 10,465,800 |
| (h) Holding company and nonutility affiliate regulation | PR | C | 443,000 | 250,000 443,000 |
| (j) Intervenor financing | PR | A | 550,000 | 550,000 |
| (L) Stray voltage program | PR | A | 162,900 | 164,900 |
| (Lb) Gifts for stray voltage program | PR | C | -0- | -0- |
| (m) Federal funds | PR-F | C | 76,500 | 76,500 |
| (n) Indirect costs reimbursement | PR-F | C | 11,000 | 11,000 |
| (x) Railroad regulation; federal funds | SEG-F | C | -0- | -0- |

Vetoed in Part

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|-------------|-------------------------|
| 20.155 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 11,660,600 | 11,511,200 |
| FEDERAL | (| | 87,500) | (87,500) |
| OTHER | (| | 11,573,100) | (11,423,700) |
| SEGREGATED FUNDS | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 11,660,600 | 11,511,200 |
| 20.165 Regulation and licensing, department of | | | | |
| (1) PROFESSIONAL REGULATION | | | | |
| (g) General program operations | PR | A | 6,240,300 | 6,417,100 |
| (h) Technical assistance; nonstate agencies and organizations | PR | C | -0- | -0- |
| (i) Examinations; general program operations | PR | C | 511,700 | 511,700 |
| (k) Technical assistance; state agencies | PR-S | C | 176,700 | -0- |
| (m) Federal funds | PR-F | C | -0- | -0- |
| (r) Cemetary consumer protection fund assessment refunds | SEG | S | -0- | -0- |
| 20.165 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 6,928,700 | 6,928,800 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 6,752,000) | (6,928,800) |
| SERVICE | (| | 176,700) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 6,928,700 | 6,928,800 |
| 20.175 Savings and loan, office of the commissioner of | | | | |
| (1) SUPERVISION OF SAVINGS INSTITUTIONS | | | | |
| (g) General program operations | PR | A | 1,004,700 | 1,006,400 |
| 20.175 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 1,004,700 | 1,006,400 |
| OTHER | (| | 1,004,700) | (1,006,400) |
| TOTAL-ALL SOURCES | | | 1,004,700 | 1,006,400 |
| 20.185 Securities, office of the commissioner of | | | | |
| (1) SECURITIES, CORPORATE TAKE-OVER AND FRANCHISE INVESTMENT REGULATION | | | | |
| (g) General program operations | PR | A | 1,760,800 | 1,760,800 |
| (h) Investor education fund | PR | A | 100,000 | 100,000 |
| 20.185 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 1,860,800 | 1,860,800 |
| OTHER | (| | 1,860,800) | (1,860,800) |
| TOTAL-ALL SOURCES | | | 1,860,800 | 1,860,800 |
| 20.190 State fair park board | | | | |
| (1) STATE FAIR PARK | | | | |
| (h) State fair operations | PR | A | 9,545,600 | 9,727,900 |
| (i) State fair capital expenses | PR | C | 224,000 | 224,000 |
| (j) State fair principal repayment, interest and rebates | PR | S | 1,142,000 | 1,184,100 |
| (jm) Gifts and grants | PR | C | -0- | -0- |
| 20.190 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 10,911,600 | 11,136,000 |
| OTHER | (| | 10,911,600) | (11,136,000) |
| TOTAL-ALL SOURCES | | | 10,911,600 | 11,136,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|-------------------|------|--------------|----------------|
| 20.197 Gaming commission | | | | |
| (1) GAMING OPERATIONS | | | | |
| (g) General program operations; racing, charitable and crane games | PR | A | 5,308,200 | 5,298,600 |
| (h) General program operations; Indian gaming regulation | PR | A | 330,800 | 329,000 |
| (q) General program operations; lottery | SEG | A | 26,349,900 | 25,819,000 |
| | (1) P R O G R A M | | T O T A L S | |
| PROGRAM REVENUE | | | 5,639,000 | 5,627,600 |
| OTHER | (| | 5,639,000) | (5,627,600) |
| SEGREGATED FUNDS | | | 26,349,900 | 25,819,000 |
| OTHER | (| | 26,349,900) | (25,819,000) |
| TOTAL-ALL SOURCES | | | 31,988,900 | 31,446,600 |
| (2) LOTTERY EXPENSES | | | | |
| (r) Retailer compensation | SEG | S | 26,453,200 | 27,220,300 |
| (s) Prizes | SEG | S | -0- | -0- |
| (v) On-line vendor fees | SEG | S | 8,899,500 | 9,244,500 |
| | (2) P R O G R A M | | T O T A L S | |
| SEGREGATED FUNDS | | | 35,352,700 | 36,464,800 |
| OTHER | (| | 35,352,700) | (36,464,800) |
| TOTAL-ALL SOURCES | | | 35,352,700 | 36,464,800 |
| (3) RACING SPECIAL PROGRAMS, SUPPLEMENTS AND GRANTS | | | | |
| (h) Purse supplements | PR | C | -0- | -0- |
| (i) County fair association grants | PR | C | 50,000 | 50,000 |
| | (3) P R O G R A M | | T O T A L S | |
| PROGRAM REVENUE | | | 50,000 | 50,000 |
| OTHER | (| | 50,000) | (50,000) |
| TOTAL-ALL SOURCES | | | 50,000 | 50,000 |
| 20.197 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 5,689,000 | 5,677,600 |
| OTHER | (| | 5,689,000) | (5,677,600) |
| SEGREGATED FUNDS | | | 61,702,600 | 62,283,800 |
| OTHER | (| | 61,702,600) | (62,283,800) |
| TOTAL-ALL SOURCES | | | 67,391,600 | 67,961,400 |
| Commerce | | | | |
| FUNCTIONAL AREA TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 54,138,300 | 55,571,800 |
| PROGRAM REVENUE | | | 102,440,500 | 103,471,600 |
| FEDERAL | (| | 31,531,400) | (31,621,700) |
| OTHER | (| | 67,423,400) | (68,414,500) |
| SERVICE | (| | 3,485,700) | (3,435,400) |
| SEGREGATED FUNDS | | | 137,441,600 | 142,655,500 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 137,441,600) | (142,655,500) |
| SERVICE | (| | -0-) | (-0-) |
| LOCAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 294,020,400 | 301,698,900 |

Education

20.215 Arts board

| | | | | |
|-------------------------------------|-----|---|-----------|-----------|
| (1) SUPPORT OF ARTS PROJECTS | | | | |
| (a) General program operations | GPR | A | 275,400 | 275,400 |
| (b) State aid for the arts | GPR | A | 1,514,900 | 1,544,900 |
| (c) Portraits of governors | GPR | A | -0- | -0- |
| (d) Challenge grant program | GPR | A | 1,000,000 | 1,000,000 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|------------|-------------------------|
| (g) Gifts and grants; state operations | PR | C | 4,000 | 4,000 |
| (h) Gifts and grants; aids to individuals and organizations | PR | C | -0- | -0- |
| (k) Funds received from other state agencies | PR-S | C | -0- | -0- |
| (ka) Percent-for-art administration | PR-S | A | 46,600 | 46,600 |
| (m) Federal grants; state operations | PR-F | C | 360,900 | 360,900 |
| (o) Federal grants; aids to individuals and organizations | PR-F | C | 457,600 | 457,600 |
| 2 0 . 2 1 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 2,790,300 | 2,820,300 |
| PROGRAM REVENUE | | | 869,100 | 869,100 |
| FEDERAL | | | (818,500) | (818,500) |
| OTHER | | | (4,000) | (4,000) |
| SERVICE | | | (46,600) | (46,600) |
| TOTAL-ALL SOURCES | | | 3,659,400 | 3,689,400 |

20.225 Educational communications board

(1) INSTRUCTIONAL TECHNOLOGY

| | | | | |
|---|------|---|--|--------------|
| (a) General program operations | GPR | A | 3,684,800 | 3,740,800 |
| (b) Energy costs | GPR | A | 464,900 | 474,200 |
| (c) Principal repayment and interest | GPR | S | 688,200 | 645,300 |
| (d) Milwaukee area technical college | GPR | A | 330,000 <i>1,730,900</i> | 330,000 |
| (e) Distance education projects | GPR | A | -0- | 162,600 |
| (eg) Transmitter construction | GPR | C | 153,200 | -0- |
| (er) Transmitter operation | GPR | A | 25,000 | 25,000 |
| (f) Programming | GPR | A | 1,830,100 | 1,830,100 |
| (g) Gifts, grants and leases | PR | C | 5,149,600 | 5,149,600 |
| (h) Instructional material | PR | A | 530,500 | 530,500 |
| (m) Federal grants | PR-F | C | 471,800 | 471,800 |
| 2 0 . 2 2 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 7,177,000 | 7,208,000 |
| PROGRAM REVENUE | | | 6,151,900 | 6,151,900 |
| FEDERAL | | | (471,800) | (471,800) |
| OTHER | | | (5,680,100) | (5,680,100) |
| TOTAL-ALL SOURCES | | | 13,328,900 | 13,359,900 |

Vetoed
in Part

20.235 Higher educational aids board

(1) STUDENT SUPPORT ACTIVITIES

| | | | | |
|---|-----|---|------------|------------|
| (b) Tuition grants | GPR | B | 15,432,900 | 16,050,200 |
| (cg) Nursing student loans | GPR | A | 333,000 | 333,000 |
| (cr) Minority teacher loans | GPR | S | 50,000 | 50,000 |
| (d) Dental education contract | GPR | A | 1,133,000 | 1,167,000 |
| (e) Minnesota-Wisconsin student reciprocity agreement | GPR | S | -0- | -0- |
| (fb) Indian student assistance | GPR | B | 1,559,700 | 1,559,700 |
| (fc) Independent student grants program | GPR | B | 200,000 | 200,000 |
| (fd) Talent incentive grants | GPR | B | 3,711,100 | 3,933,800 |
| (fe) Wisconsin higher education grants | GPR | B | 23,493,000 | 24,895,200 |
| (fg) Minority undergraduate retention grants program; private | GPR | B | 460,400 | 572,100 |
| (fh) Minority undergraduate | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|--------------|
| retention grants program; vocational | GPR | B | 231,800 | 288,100 |
| (fy) Academic excellence higher education scholarships | GPR | B | 2,447,300 | 2,630,600 |
| (g) Student loans | PR | A | -0- | -0- |
| (gg) Nursing student loan repayments | PR | C | -0- | -0- |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (no) Federal aid; aids to individuals and organizations | PR-F | C | 1,803,200 | 1,795,100 |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 49,052,200 | 51,679,700 |
| PROGRAM REVENUE | | | 1,803,200 | 1,795,100 |
| FEDERAL | (| | 1,803,200) | (1,795,100) |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 50,855,400 | 53,474,800 |
| (2) ADMINISTRATION | | | | |
| (aa) General program operations | GPR | A | 688,000 | 688,000 |
| (ba) Student loan interest | GPR | S | 273,800 | 273,800 |
| (bb) Student loan interest, loans sold or conveyed | GPR | S | -0- | -0- |
| (bc) Write-off of uncollectible student loans | GPR | A | -0- | -0- |
| (bd) Purchase of defective student loans | GPR | S | -0- | -0- |
| (ga) Student interest payments | PR | C | 1,000 | 1,000 |
| (gb) Student interest payments, loans sold or conveyed | PR | C | -0- | -0- |
| (ia) Student loans; collection and administration | PR | C | -0- | -0- |
| (ja) Write-off of defaulted student loans | PR | A | -0- | -0- |
| (n) Federal aid; state operations | PR-F | C | -0- | -0- |
| (qa) Student loan revenue obligation repayment | SEG | C | -0- | -0- |
| (qb) Wisconsin health education loan revenue obligation repayment | SEG | C | 325,600 | 328,000 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 961,800 | 961,800 |
| PROGRAM REVENUE | | | 1,000 | 1,000 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 1,000) | (1,000) |
| SEGREGATED FUNDS | | | 325,600 | 328,000 |
| OTHER | (| | 325,600) | (328,000) |
| TOTAL-ALL SOURCES | | | 1,288,400 | 1,290,800 |
| 2 0 . 2 3 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 50,014,000 | 52,641,500 |
| PROGRAM REVENUE | | | 1,804,200 | 1,796,100 |
| FEDERAL | (| | 1,803,200) | (1,795,100) |
| OTHER | (| | 1,000) | (1,000) |
| SEGREGATED FUNDS | | | 325,600 | 328,000 |
| OTHER | (| | 325,600) | (328,000) |
| TOTAL-ALL SOURCES | | | 52,143,800 | 54,765,600 |
| 20.245 Historical society | | | | |
| (1) ARCHIVES, RESEARCH AND LIBRARY SERVICES | | | | |
| (a) General program operations; archives and research services | GPR | A | 1,268,300 | 1,247,100 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|-------------|-------------------------|
| (am) General program operations; library services | GPR | A | 1,741,300 | 1,747,900 |
| (b) Distribution of the history of Wisconsin | GPR | C | -0- | 35,000 |
| (c) Records pilot grant program | GPR | A | 42,000 | -0- |
| (g) Admissions, sales and other receipts | PR | A | 254,600 | 254,600 |
| (h) Gifts and grants | PR | C | 238,400 | 197,400 |
| (k) Funds received from other state agencies | PR-S | C | -0- | -0- |
| (m) General program operations; federal funds | PR-F | C | 188,400 | 188,400 |
| (n) Records pilot grant program; federal funds | PR-F | C | -0- | -0- |
| (r) Endowment | SEG | C | 111,100 | 111,100 |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 3,051,600 | 3,030,000 |
| PROGRAM REVENUE | | | 681,400 | 640,400 |
| FEDERAL | (| | 188,400) | (188,400) |
| OTHER | (| | 493,000) | (452,000) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 111,100 | 111,100 |
| OTHER | (| | 111,100) | (111,100) |
| TOTAL-ALL SOURCES | | | 3,844,100 | 3,781,500 |
| (2) HISTORIC SITES | | | | |
| (a) General program operations | GPR | A | 260,500 | 297,500 |
| (bd) Stonefield Village | GPR | A | 147,600 | 147,600 |
| (be) Pendarvis and First Capitol | GPR | A | 121,400 | 134,200 |
| (bf) Villa Louis | GPR | A | 90,900 | 90,900 |
| (bg) Old Wade House | GPR | A | 139,800 | 139,800 |
| (bh) Madeline Island | GPR | A | 300 | 300 |
| (bi) Old World Wisconsin | GPR | A | 434,900 | 454,900 |
| (c) Energy costs | GPR | A | 66,900 | 68,600 |
| (e) Principal repayment and interest | GPR | S | 517,200 | 506,200 |
| (g) Admissions, sales and other receipts | PR | C | 1,413,400 | 1,413,400 |
| (h) Gifts and grants | PR | C | 168,000 | 168,000 |
| (j) Self-amortizing facilities; principal repayment, interest and rebates | PR | S | 92,800 | 92,800 |
| (k) Funds received from other state agencies | PR-S | C | -0- | -0- |
| (m) General program operations; federal funds | PR-F | C | -0- | -0- |
| (r) Endowment | SEG | C | 108,200 | 108,200 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 1,779,500 | 1,840,000 |
| PROGRAM REVENUE | | | 1,674,200 | 1,674,200 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 1,674,200) | (1,674,200) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 108,200 | 108,200 |
| OTHER | (| | 108,200) | (108,200) |
| TOTAL-ALL SOURCES | | | 3,561,900 | 3,622,400 |
| (3) HISTORIC AND BURIAL SITES PRESERVATION | | | | |
| (a) General program operations | GPR | A | 1,009,300 | 1,009,300 |
| (d) Historical markers; state-funded markers and | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-----------|------------|
| plaques | GPR | A | 10,000 | 10,000 |
| (g) Admissions, sales and other receipts | PR | A | 1,000 | 1,000 |
| (gm) Excavation and analysis; cataloged burial sites | PR | C | -0- | -0- |
| (h) Gifts and grants | PR | C | 16,000 | 16,000 |
| (k) Funds received from other state agencies | PR-S | C | -0- | -0- |
| (m) General program operations; federal funds | PR-F | C | 582,400 | 582,400 |
| (n) Federal aids | PR-F | C | -0- | -0- |
| (r) Endowment | SEG | C | -0- | -0- |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 1,019,300 | 1,019,300 |
| PROGRAM REVENUE | | | 599,400 | 599,400 |
| FEDERAL | (| | 582,400) | (582,400) |
| OTHER | (| | 17,000) | (17,000) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 1,618,700 | 1,618,700 |
| (4) EXECUTIVE AND ADMINISTRATIVE SERVICES | | | | |
| (a) General program operations | GPR | A | 1,741,700 | 1,751,600 |
| (c) Energy costs | GPR | A | 151,500 | 155,400 |
| (e) Principal repayment and interest | GPR | S | -0- | -0- |
| (f) Humanities grants | GPR | B | -0- | -0- |
| (g) Admissions, sales and other receipts | PR | A | 258,700 | 258,700 |
| (h) Gifts and grants | PR | C | 132,300 | 132,300 |
| (k) Funds received from other state agencies | PR-S | C | -0- | -0- |
| (m) General program operations; federal funds | PR-F | C | 3,000 | 3,000 |
| (pz) Indirect cost reimbursements | PR-F | C | 35,000 | 35,000 |
| (q) Endowment principal | SEG | C | -0- | -0- |
| (r) Endowment | SEG | C | 120,000 | 120,000 |
| (4) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 1,893,200 | 1,907,000 |
| PROGRAM REVENUE | | | 429,000 | 429,000 |
| FEDERAL | (| | 38,000) | (38,000) |
| OTHER | (| | 391,000) | (391,000) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 120,000 | 120,000 |
| OTHER | (| | 120,000) | (120,000) |
| TOTAL-ALL SOURCES | | | 2,442,200 | 2,456,000 |
| (5) MUSEUM | | | | |
| (a) General program operations | GPR | A | 836,800 | 836,800 |
| (c) Energy costs | GPR | A | 77,400 | 97,400 |
| (e) Principal repayment and interest | GPR | S | 333,300 | 364,000 |
| (g) Admissions, sales and other receipts | PR | C | 212,200 | 212,200 |
| (h) Gifts and grants | PR | C | 14,600 | 14,600 |
| (k) Funds received from other state agencies | PR-S | C | 578,500 | 578,500 |
| (m) General program operations; federal funds | PR-F | C | 15,300 | 15,300 |
| (r) Endowment | SEG | C | 11,600 | 11,600 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|------------|-------------------------|
| (5) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 1,247,500 | 1,298,200 |
| PROGRAM REVENUE | | | 820,600 | 820,600 |
| FEDERAL | (| | 15,300) | 15,300) |
| OTHER | (| | 226,800) | 226,800) |
| SERVICE | (| | 578,500) | 578,500) |
| SEGREGATED FUNDS | | | 11,600 | 11,600 |
| OTHER | (| | 11,600) | 11,600) |
| TOTAL-ALL SOURCES | | | 2,079,700 | 2,130,400 |
| 2 0 . 2 4 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 8,991,100 | 9,094,500 |
| PROGRAM REVENUE | | | 4,204,600 | 4,163,600 |
| FEDERAL | (| | 824,100) | 824,100) |
| OTHER | (| | 2,802,000) | 2,761,000) |
| SERVICE | (| | 578,500) | 578,500) |
| SEGREGATED FUNDS | | | 350,900 | 350,900 |
| OTHER | (| | 350,900) | 350,900) |
| TOTAL-ALL SOURCES | | | 13,546,600 | 13,609,000 |
| 20.250 Medical college of Wisconsin | | | | |
| (1) TRAINING OF HEALTH MANPOWER | | | | |
| (a) General program operations | GPR | A | 3,975,900 | 4,278,600 |
| (b) Department of family and community medicine | GPR | A | 3,293,400 | 3,357,900 |
| (c) Area health education centers and projects | GPR | A | 168,000 | 235,000 |
| (e) Principal repayment and interest | GPR | S | 470,400 | 449,000 |
| 2 0 . 2 5 0 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 7,907,700 | 8,320,500 |
| TOTAL-ALL SOURCES | | | 7,907,700 | 8,320,500 |
| 20.255 Public instruction, department of | | | | |
| (1) EDUCATIONAL LEADERSHIP | | | | |
| (a) General program operations | GPR | A | 14,483,900 | 14,452,100 |
| (b) General program operations; residential schools | GPR | A | 9,901,100 | 9,901,400 |
| (c) Energy costs | GPR | A | 316,900 | 325,000 |
| (cp) Environmental education grants | GPR | A | 200,000 | 200,000 |
| (d) Principal repayment and interest | GPR | S | 812,000 | 790,500 |
| (dt) Educational assessment program | GPR | A | 756,400 | 756,400 |
| (e) Aid to public library systems | GPR | A | 11,538,200 | 11,772,200 |
| (ec) Wisconsin geography alliance | GPR | A | 40,000 | 40,000 |
| (fa) Very special arts | GPR | A | 75,000 | 75,000 |
| (fg) Special Olympics | GPR | A | 75,000 | 75,000 |
| (fz) Minority group pupil scholarships | GPR | A | 1,000,000 | 1,000,000 |
| (g) Student activity therapy | PR | A | 6,000 | 6,000 |
| (gt) Residential schools; pupil transportation | PR | A | 600,000 | 620,000 |
| (hf) Administrative leadership academy | PR | A | 30,000 | 30,000 |
| (hg) Personnel licensure, supply, information & improve.& | | | | |
| lic.revoc.proceedings | PR | A | 1,749,300 | 1,758,000 |
| (hm) Services for drivers | PR | A | 225,000 | 225,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|-------------------|-------------|---------------|---------------|
| (hr) Alcohol and other drug abuse program | PR | C | 634,700 | 657,300 |
| (i) Publications | PR | A | 600,000 | 650,000 |
| (jg) School lunch handling charges | PR | A | 1,829,400 | 1,847,700 |
| (jm) Professional services center charges | PR | A | 94,000 | 94,000 |
| (jr) Gifts, grants and trust funds | PR | C | 473,100 | 473,100 |
| (js) State-owned housing maintenance | PR | A | 3,500 | 3,500 |
| (jz) School district boundary appeal proceedings | PR | C | 7,800 | 7,800 |
| (ke) Funds transferred from other state agencies; program operations | PR-S | C | 2,154,100 | 2,151,300 |
| (km) State agency library processing center | PR-S | A | 90,300 | 90,300 |
| (ks) Data processing | PR-S | C | 1,517,500 | 1,517,600 |
| (me) Federal aids; program operations | PR-F | C | 11,151,200 | 11,178,500 |
| (mm) Federal funds; local assistance | PR-F | C | 1,325,500 | 1,325,500 |
| (ms) Federal funds; individuals and organizations | PR-F | C | 25,286,200 | 26,544,600 |
| (pz) Indirect cost reimbursements | PR-F | C | 680,800 | 680,800 |
| | (1) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 39,198,500 | 39,387,600 |
| PROGRAM REVENUE | | | 48,458,400 | 49,861,000 |
| FEDERAL | (| | 38,443,700) | (39,729,400) |
| OTHER | (| | 6,252,800) | (6,372,400) |
| SERVICE | (| | 3,761,900) | (3,759,200) |
| TOTAL-ALL SOURCES | | | 87,656,900 | 89,248,600 |
| (2) AID FOR LOCAL EDUCATIONAL PROGRAMMING | | | | |
| (ac) General equalization aids | GPR | A | 1,815,071,400 | 1,898,163,600 |
| (b) Aids for handicapped education | GPR | A | 261,330,400 | 275,548,700 |
| (bc) Aid for children-at-risk programs | GPR | A | 3,500,000 | 3,500,000 |
| (be) Science, mathematics and technology education grants | GPR | A | 500,000 | 500,000 |
| (bh) Aid to county handicapped children's education boards | GPR | A | 2,316,300 | 2,316,300 |
| (bm) Minimum state aid and general equalization aids | GPR | A | 15,700,000 | 15,700,000 |
| (cc) Bilingual-bicultural education aids | GPR | A | 8,291,400 | 8,291,400 |
| (cg) Tuition payments | GPR | A | 6,187,600 | 6,620,700 |
| (ci) Alternative school American Indian language and culture education aid | GPR | A | 136,900 | 136,900 |
| (cn) Aids for school lunches and nutritional improvement | GPR | A | 4,320,600 | 4,320,600 |
| (cp) Wisconsin morning milk program | GPR | A | 325,000 | 325,000 |
| (cr) Aid for pupil transportation | GPR | A | 17,742,500 | 17,742,500 |
| (cs) Home school coordinators | GPR | A | 60,000 | 60,000 |
| (cw) Aid for transportation to institutions of higher education | GPR | A | 50,000 | 50,000 |
| (d) Youth initiatives program | GPR | A | 500,000 | 500,000 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|---------------|-------------------------|
| (dc) Professional development | GPR | A | 400,000 | 400,000 |
| (dm) Grants for early alcohol & other drug abuse prevention & intervention prog. | GPR | A | 2,620,000 | 2,620,000 |
| (do) Grants for preschool to grade 5 programs | GPR | A | 6,670,000 | 6,670,000 |
| (ds) Management restructuring programs | GPR | A | 500,000 | -0- |
| (dt) Pupil assessment | GPR | A | 1,074,300 | 1,110,300 |
| (ec) Aid to Milwaukee public schools | GPR | A | 8,000,000 | 8,000,000 |
| (ed) Youth service centers, truancy abatement and burglary suppression | GPR | A | 497,000 | 497,000 |
| (ef) Collaborative projects | GPR | A | 300,000 | 300,000 |
| (eg) Collaborative service programs | GPR | A | 325,000 | 325,000 |
| (eh) Head start supplement | GPR | A | 4,950,000 | 4,950,000 |
| (em) Grants for mathematics and science programs | GPR | A | 100,000 | 100,000 |
| (ez) Learning assistance program grants | GPR | A | 2,434,000 | 2,434,000 |
| (fg) Aid for cooperative educational service agencies | GPR | A | 607,200 | 607,200 |
| (fh) Grants for staff development | GPR | A | 800,000 | 800,000 |
| (fi) Indo-Chinese refugee community grant | GPR | A | 50,000 | 50,000 |
| (fj) Japanese language and culture grants | GPR | A | 50,000 | 50,000 |
| (fm) Human growth and development grants | GPR | A | 200,000 | 200,000 |
| (ft) Aid for suicide prevention programs | GPR | A | 36,000 | 36,000 |
| (fu) Milwaukee parental choice program | GPR | S | 2,300,000 | 2,300,000 |
| (fy) Youth alcohol and other drug abuse programs | GPR | A | 2,000,000 | 2,000,000 |
| (g) Aid for alcohol and other drug abuse programs | PR | C | 1,119,700 | 1,175,700 |
| (k) Funds transferred from other state agencies; local aids | PR-S | C | 8,874,400 | 8,874,400 |
| (m) Federal aids; local aid | PR-F | C | 219,887,500 | 219,887,500 |
| (r) Driver education; local assistance | SEG | A | 4,624,000 | 4,734,000 |
| (s) School library aids | SEG | C | 15,500,000 | 15,500,000 |
| (t) School aids from the badger fund | SEG | C | -0- | -0- |
| (u) Aid for handicapped education transportation | SEG | A | -0- | -0- |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 2,169,945,600 | 2,267,225,200 |
| PROGRAM REVENUE | | | 229,881,600 | 229,937,600 |
| FEDERAL | (| | 219,887,500) | (219,887,500) |
| OTHER | (| | 1,119,700) | (1,175,700) |
| SERVICE | (| | 8,874,400) | (8,874,400) |
| SEGREGATED FUNDS | | | 20,124,000 | 20,234,000 |
| OTHER | (| | 20,124,000) | (20,234,000) |
| TOTAL-ALL SOURCES | | | 2,419,951,200 | 2,517,396,800 |
| 2 0 . 2 5 5 D E P A R T M E N T T O T A L S | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|-----------------------------|--------|------|---------------|----------------|
| GENERAL PURPOSE REVENUES | | | 2,209,144,100 | 2,306,612,800 |
| PROGRAM REVENUE | | | 278,340,000 | 279,798,600 |
| FEDERAL | (| | 258,331,200) | (259,616,900) |
| OTHER | (| | 7,372,500) | (7,548,100) |
| SERVICE | (| | 12,636,300) | (12,633,600) |
| SEGREGATED FUNDS | | | 20,124,000 | 20,234,000 |
| OTHER | (| | 20,124,000) | (20,234,000) |
| TOTAL-ALL SOURCES | | | 2,507,608,100 | 2,606,645,400 |

20.285 University of Wisconsin system

| (1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE | | | | |
|--|-----|---|-------------|-------------|
| (a) General program operations | GPR | A | 654,931,300 | 660,211,200 |
| (ab) Student aid | GPR | A | 893,300 | 1,315,300 |
| (am) Distinguished professorships | GPR | A | 578,700 | 583,500 |
| (as) Industrial and economic development research | GPR | A | 1,348,800 | 1,350,500 |
| (c) Energy costs | GPR | A | 39,171,000 | 40,793,200 |
| (d) Principal repayment and interest | GPR | S | 65,635,100 | 63,773,200 |
| (da) Lease rental payments | GPR | S | -0- | -0- |
| (db) Self-amortizing facilities principal and interest | GPR | S | -0- | -0- |
| (em) Schools of business | GPR | A | 1,263,700 | 1,270,000 |
| (eo) Extension outreach | GPR | A | 291,500 | 292,500 |
| (fa) General medical operations | GPR | A | 2,282,200 | 2,282,200 |
| (fc) Department of family medicine and practice | GPR | A | 5,854,000 | 5,882,400 |
| (fd) State laboratory of hygiene; general program operations | GPR | A | 5,579,800 | 5,586,400 |
| (fh) State laboratory of hygiene; principal repayment and interest | GPR | S | -0- | -0- |
| (fm) Laboratories | GPR | A | 4,183,200 | 4,183,200 |
| (fx) Alcohol and other drug abuse prevention and intervention | GPR | A | 79,000 | 79,800 |
| (g) Physical plant service departments | PR | C | 57,900 | 61,400 |
| (ga) Surplus auxiliary funds | PR | C | -0- | -0- |
| (gb) Principal repayment, interest and rebates | PR | S | 12,710,800 | 16,799,800 |
| (gc) Lease rental payments | PR | S | 209,000 | 209,000 |
| (gm) Auxiliary enterprises building projects | PR | C | 11,598,000 | 11,598,000 |
| (gr) Center for urban land economics research | PR | A | 175,000 | 175,000 |
| (h) Auxiliary enterprises | PR | A | 277,640,500 | 278,784,900 |
| (ha) Stores | PR | C | 5,463,300 | 5,466,300 |
| (hm) Extension outreach | PR | C | 160,200 | 161,500 |
| (i) State laboratory of hygiene | PR | C | 13,365,000 | 13,838,000 |
| (ia) State laboratory of hygiene, drivers | PR | C | 537,700 | 545,300 |
| (ih) State laboratory of hygiene; principal repayment and interest | PR | S | -0- | -0- |
| (im) Degree credit instruction | PR | A | 344,130,200 | 348,230,100 |
| (iz) General operations receipts | PR | A | 56,986,400 | 57,137,700 |
| (j) Gifts and donations | PR | C | 168,200,900 | 185,987,100 |
| (ja) Gifts; student loans | PR | C | 3,398,600 | 3,398,600 |
| (jL) Doctoral student loan repayments | PR | C | -0- | -0- |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|----------------|-------------------------|
| (jm) Distinguished professorships | PR | C | 405,600 | 407,000 |
| (jp) License plate scholarship programs | PR | C | -0- | -0- |
| (k) Funds transferred from other state agencies | PR-S | C | -0- | -0- |
| (ka) Sale of real property | PR | C | -0- | -0- |
| (kb) University of Wisconsin hospital and clinics | PR | A | 254,108,800 | 254,439,700 |
| (Lm) Laboratories | PR | A | 4,405,400 | 4,405,400 |
| (Ls) Schools of business | PR | A | 592,300 | 592,300 |
| (m) Federal aid | PR-F | C | 258,050,300 | 278,309,900 |
| (ma) Federal aid; loans and grants | PR-F | C | 95,843,200 | 95,848,400 |
| (n) Federal indirect cost reimbursement | PR-F | C | 62,130,500 | 66,638,400 |
| (tb) Extension recycling education | SEG | A | 290,700 | 292,700 |
| (u) Trust fund income | SEG | C | 13,983,600 | 15,396,900 |
| (w) Trust fund operations | SEG | C | -0- | -0- |
| (x) Driver education teachers | SEG | C | 61,000 | 61,000 |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 782,091,600 | 787,603,400 |
| PROGRAM REVENUE | | | 1,570,169,600 | 1,623,033,800 |
| FEDERAL | (| | 416,024,000) | (440,796,700) |
| OTHER | (| | 1,154,145,600) | (1,182,237,100) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 14,335,300 | 15,750,600 |
| OTHER | (| | 14,335,300) | (15,750,600) |
| TOTAL-ALL SOURCES | | | 2,366,596,500 | 2,426,387,800 |
| (3) UNIVERSITY SYSTEM ADMINISTRATION | | | | |
| (a) General program operations | GPR | A | 9,310,000 | 9,255,900 |
| (iz) General operations receipts | PR | A | 223,500 | 223,900 |
| (n) Federal indirect cost reimbursement | PR-F | C | 1,174,900 | 1,258,500 |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 9,310,000 | 9,255,900 |
| PROGRAM REVENUE | | | 1,398,400 | 1,482,400 |
| FEDERAL | (| | 1,174,900) | (1,258,500) |
| OTHER | (| | 223,500) | (223,900) |
| TOTAL-ALL SOURCES | | | 10,708,400 | 10,738,300 |
| (4) MINORITY AND DISADVANTAGED PROGRAMS | | | | |
| (a) Minority and disadvantaged programs | GPR | A | 6,644,200 | 6,683,300 |
| (b) Advanced opportunity program | GPR | A | 3,378,900 | 3,798,800 |
| (cm) Doctoral student loans | GPR | C | 183,400 | -0- |
| (dc) Minority teacher loans | GPR | A | 100,000 | 100,000 |
| (dd) Lawton minority undergraduate grants program | GPR | A | 1,875,600 | 2,006,900 |
| (de) Pilot minority student tuition award program | GPR | A | 132,000 | 164,000 |
| (4) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 12,314,100 | 12,753,000 |
| TOTAL-ALL SOURCES | | | 12,314,100 | 12,753,000 |
| (5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS | | | | |
| (a) General program operations | GPR | A | 513,700 | 513,900 |
| (g) Segregated student fees | PR | A | 766,800 | 767,100 |
| (h) Auxiliary enterprises | PR | A | 12,089,900 | 12,167,300 |
| (i) Nonincome sports | PR | A | 481,900 | 481,900 |
| (iw) Indoor practice facility for athletic programs operation and maintenance | PR | C | 6,100 | 6,200 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|-----------------------------|--------|------|----------------|------------------|
| (j) Gifts and grants | PR | C | 2,713,700 | 2,715,100 |
| (5) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 513,700 | 513,900 |
| PROGRAM REVENUE | | | 16,058,400 | 16,137,600 |
| OTHER | (| | 16,058,400) | (16,137,600) |
| TOTAL-ALL SOURCES | | | 16,572,100 | 16,651,500 |
| 20.285 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 804,229,400 | 810,126,200 |
| PROGRAM REVENUE | | | 1,587,626,400 | 1,640,653,800 |
| FEDERAL | (| | 417,198,900) | (442,055,200) |
| OTHER | (| | 1,170,427,500) | (1,198,598,600) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 14,335,300 | 15,750,600 |
| OTHER | (| | 14,335,300) | (15,750,600) |
| TOTAL-ALL SOURCES | | | 2,406,191,100 | 2,466,530,600 |

20.292 Vocational, technical and adult education, board of

(1) VOCATIONAL, TECHNICAL AND ADULT EDUCATION

| | | | | |
|---|------|--------------|-------------|-------------|
| (a) General program operations | GPR | A | 2,931,600 | 2,990,300 |
| (b) Displaced homemakers' program | GPR | A | 851,700 | 851,700 |
| (bm) Workplace literacy resource center | GPR | A | 12,000 | 12,000 |
| (c) Minority student participation and retention grants | GPR | A | 617,000 | 617,000 |
| (cm) Technical preparation aid | GPR | A | 640,000 | 660,000 |
| (d) State aid for vocational, technical and adult education | GPR | A | 104,454,200 | 110,199,200 |
| (dc) Incentive grants | GPR | A | 7,888,100 | 7,888,100 |
| (dd) Farm training program tuition grants | GPR | A | 150,000 | 150,000 |
| (de) Services for handicapped students; local assistance | GPR | A | 200,000 | 200,000 |
| (dm) Aid for special collegiate transfer programs | GPR | A | 998,700 | 1,124,300 |
| (e) Vocational education instructor occupational competency program | GPR | A | 71,300 | 71,300 |
| (em) Apprenticeship curriculum development | GPR | A | 25,800 | 75,000 |
| (f) Alcohol and other drug abuse prevention and intervention | GPR | A | 525,000 | 525,000 |
| (fm) Supplemental aid | GPR | A | 1,500,000 | 1,500,000 |
| (g) Text materials | PR | A | 123,000 | 123,000 |
| (gm) Fire schools; state operations | PR | A | 246,900 | 253,000 |
| (gr) Fire schools; local assistance | PR | A | 500,000 | 500,000 |
| (h) Gifts and grants | PR | C | 20,600 | 20,600 |
| (i) Conferences | PR | C | 85,900 | 85,900 |
| (j) Personnel certification | PR | A | 165,500 | 165,500 |
| (k) Gifts and grants | PR | C | 30,200 | 30,200 |
| (ka) Interagency projects; local assistance | PR-S | A | 3,414,700 | 3,414,700 |
| (kb) Interagency projects; state operations | PR-S | A | 763,600 | 763,600 |
| (L) Services for district boards | PR | A | 61,600 | 61,600 |
| (m) Federal aid, state operations | PR-F | C | 4,489,700 | 4,490,900 |
| (n) Federal aid, local assistance | PR-F | C | 23,974,300 | 23,974,300 |
| (o) Federal aid, aids to | | | | |

Vetoed in Part

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|----------------|-------------------------|
| individuals and organizations | PR-F | C | 200,000 | 200,000 |
| (pz) Indirect cost reimbursements | PR-F | C | 36,000 | 36,000 |
| (r) Emergency medical technician -- basic training; state operations | SEG | A | 157,300 | 155,300 |
| (s) Recycling programs | SEG | A | -0- | -0- |
| (u) Driver education, local assistance | SEG | A | 322,000 | 322,000 |
| (v) Chauffeur training grants | SEG | C | 200,000 | 200,000 |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 120,865,400 | 126,863,900 |
| PROGRAM REVENUE | | | 34,112,000 | 34,119,300 |
| FEDERAL | (| | 28,700,000) | (28,701,200) |
| OTHER | (| | 1,233,700) | (1,239,800) |
| SERVICE | (| | 4,178,300) | (4,178,300) |
| SEGREGATED FUNDS | | | 679,300 | 677,300 |
| OTHER | (| | 679,300) | (677,300) |
| TOTAL-ALL SOURCES | | | 155,656,700 | 161,660,500 |
| (2) EDUCATIONAL APPROVAL BOARD | | | | |
| (a) General program operations | GPR | A | -0- | -0- |
| (g) Proprietary school programs | PR | A | 156,400 | 156,400 |
| (m) Federal aid | PR-F | C | 208,400 | 208,400 |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| PROGRAM REVENUE | | | 364,800 | 364,800 |
| FEDERAL | (| | 208,400) | (208,400) |
| OTHER | (| | 156,400) | (156,400) |
| TOTAL-ALL SOURCES | | | 364,800 | 364,800 |
| 20.292 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 120,865,400 | 126,863,900 |
| PROGRAM REVENUE | | | 34,476,800 | 34,484,100 |
| FEDERAL | (| | 28,908,400) | (28,909,600) |
| OTHER | (| | 1,390,100) | (1,396,200) |
| SERVICE | (| | 4,178,300) | (4,178,300) |
| SEGREGATED FUNDS | | | 679,300 | 677,300 |
| OTHER | (| | 679,300) | (677,300) |
| TOTAL-ALL SOURCES | | | 156,021,500 | 162,025,300 |
| Education | | | | |
| FUNCTIONAL AREA TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 3,211,119,000 | 3,323,687,700 |
| PROGRAM REVENUE | | | 1,913,473,000 | 1,967,917,200 |
| FEDERAL | (| | 708,356,100) | (734,491,200) |
| OTHER | (| | 1,187,677,200) | (1,215,989,000) |
| SERVICE | (| | 17,439,700) | (17,437,000) |
| SEGREGATED FUNDS | | | 35,815,100 | 37,340,800 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 35,815,100) | (37,340,800) |
| SERVICE | (| | -0-) | (-0-) |
| LOCAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 5,160,407,100 | 5,328,945,700 |

Environmental Resources

20.315 Boundary area commission, Minnesota-Wisconsin

| | | | | |
|--|-----|---|---------|---------|
| (1) BOUNDARY AREA COOPERATION | | | | |
| (a) General program operations | GPR | A | 128,800 | 129,900 |
| (g) Gifts or grants | PR | C | -0- | -0- |
| (q) General program operations -- conservation fund | SEG | A | -0- | -0- |

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| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 1994-95 |
|-----------------------------|-------------|---------|---------|
| 20.315 DEPARTMENT | | | |
| TOTALS | | | |
| GENERAL PURPOSE REVENUES | | 128,800 | 129,900 |
| PROGRAM REVENUE | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| SEGREGATED FUNDS | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | 128,800 | 129,900 |

20.320 Clean water fund program

(1) CLEAN WATER FUND OPERATIONS

| | | | | |
|--|-----|---|------------|------------|
| (a) Environmental aids -- clean water fund | GPR | A | -0- | -0- |
| (c) Principal repayment and interest -- clean water fund | GPR | S | 16,714,000 | 23,691,400 |
| (d) Clean water fund loan capital | GPR | S | 2,800,000 | 3,500,000 |
| (r) Clean water fund repayment of revenue obligations | SEG | S | -0- | -0- |
| (s) Clean water fund financial assistance | SEG | S | -0- | -0- |
| (t) Principal repayment and interest -- clean water fund bonds | SEG | C | 2,800,000 | 3,500,000 |
| (u) Principal repay. & interest - clean water fd. revenue obligation repayment | SEG | C | -0- | -0- |

| | | | |
|--------------------------|---|------------|------------|
| 20.320 DEPARTMENT | | | |
| TOTALS | | | |
| GENERAL PURPOSE REVENUES | | 19,514,000 | 27,191,400 |
| SEGREGATED FUNDS | | 2,800,000 | 3,500,000 |
| OTHER | (| 2,800,000) | 3,500,000) |
| TOTAL-ALL SOURCES | | 22,314,000 | 30,691,400 |

20.360 Lower Wisconsin state riverway board

(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY

| | | | | |
|---|-----|---|--------|--------|
| (a) General program operations | GPR | A | 99,000 | 98,300 |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (q) General program operations -- conservation fund | SEG | A | 6,600 | -0- |

| | | | |
|--------------------------|---|---------|--------|
| 20.360 DEPARTMENT | | | |
| TOTALS | | | |
| GENERAL PURPOSE REVENUES | | 99,000 | 98,300 |
| PROGRAM REVENUE | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| SEGREGATED FUNDS | | 6,600 | -0- |
| OTHER | (| 6,600) | -0-) |
| TOTAL-ALL SOURCES | | 105,600 | 98,300 |

20.370 Natural resources, department of

(1) RESOURCE MANAGEMENT

| | | | | |
|---|-----|---|-----------|-----------|
| (cq) Forestry--reforestation | SEG | C | 100,000 | 100,000 |
| (ea) Parks -- general program operations | GPR | A | 5,004,200 | 5,345,800 |
| (er) Parks and forests - recycling activities | SEG | A | 68,800 | 68,800 |
| (fb) Endangered resources--general program operations | GPR | A | -0- | -0- |
| (fc) Endangered resources-- Wisconsin stewardship program | GPR | A | -0- | -0- |
| (fd) Endangered resources--natural heritage inventory program | GPR | A | 159,600 | 159,600 |
| (fe) Endangered resources -- general fund | GPR | S | 500,000 | 500,000 |
| (fs) Endangered resources -- | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|------------|-------------------------|
| voluntary payments and fees | SEG | C | 659,000 | 667,700 |
| (gg) Ice age trail--gifts and grants | PR | C | -0- | -0- |
| (gh) State trails -- gifts and grants | PR | C | -0- | -0- |
| (gr) Endangered resources program -- gifts and grants | SEG | C | -0- | -0- |
| (hq) Resource acquisition & develop. -- Mississippi & St. Croix rivers management | SEG | C | 62,500 | 62,500 |
| (hr) Resource acquisition and development -- pheasant restoration | SEG | C | 327,700 | 327,700 |
| (hs) Resource acquisition and development--fish and wildlife habitat projects | SEG | C | 209,400 | 206,600 |
| (is) Lake research; voluntary contributions | SEG | C | 45,200 | 45,200 |
| (jq) Dam repair and removal -- principal repayment and interest | SEG | S | -0- | -0- |
| (jr) Rental property and equipment -- maintenance and replacement | SEG | C | -0- | -0- |
| (kb) Resource maintenance and development--state funds | GPR | C | 1,420,200 | 1,420,200 |
| (kc) Resource acquisition and development--principal repayment and interest | GPR | S | 13,396,100 | 15,361,700 |
| (kp) Resource acquisition and development--boating access | SEG | C | 200,000 | 200,000 |
| (kq) Resource acquisition and development--taxes and assessments | SEG | A | 300,000 | 300,000 |
| (kr) Resource acquisition and development--nonmotorized boating improvements | SEG | C | -0- | -0- |
| (ks) Resource acquisition and development--state funds | SEG | C | 387,500 | 387,500 |
| (kt) Resource acquisition and development--wetlands habitat improvement | SEG | C | 313,100 | 313,100 |
| (ku) Resource acquisition and development--Great Lakes trout and salmon | SEG | C | 899,700 | 877,900 |
| (kv) Resource acquisition and development--trout habitat improvement | SEG | C | 1,008,700 | 1,008,700 |
| (kw) Resource acquisition and development--principal repayment and interest | SEG | S | 228,600 | 228,200 |
| (kx) Recreation development--principal repayment and interest | SEG | S | -0- | -0- |
| (ky) Resource acquisition and development--federal funds | SEG-F | C | 1,694,900 | 1,708,600 |
| (kz) Resource acquisition & development--boating access to southeastern lakes | SEG | C | 100,000 | 100,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-----------------------|-----------------------|
| (Lq) Trapper education program | SEG | C | 13,200 | 13,200 |
| (Lr) Beaver control; fish and wildlife account | SEG | C | 100,000 | 100,000 |
| (Ls) Control of wild animals | SEG | C | 100,000 | 100,000 |
| (ma) General program operations-- state funds | GPR | A | 1,779,800 | 1,779,900 |
| (mg) General program operations-- endangered resources | PR | C | -0- | -0- |
| (mi) General program operations-- private and public sources | PR | C | 997,200 | 1,042,900 |
| (mk) General program operations-- service funds | PR-S | C | 467,900 | 602,000 |
| (mq) General program operations-- state snowmobile trails and areas | SEG | A | 155,000 | 155,000 |
| (mr) General program operations-- state park, forest and riverway roads | SEG | C | 1,900,000 | 1,900,000 |
| (ms) General program operations-- state all-terrain vehicle projects | SEG | A | 40,000 | 40,000 |
| (mt) General program operations-- environmental fund | SEG | A | 78,800 | 105,100 |
| (mu) General program operations-- state funds | SEG | A | 2,126,500 | 1,977,400 |
| License administration | SEG | A | -0- | -0- |
| Fisheries management | SEG | A | 2,133,400 | 1,988,400 |
| Wildlife management | SEG | A | 11,967,600 | 11,954,600 |
| Forestry | SEG | A | 8,832,700 | 8,841,800 |
| Southern forests | SEG | A | 23,530,800 | 23,506,800 |
| Parks and recreation | SEG | A | 2,831,200 | 2,716,300 |
| Aeronautics and communications | SEG | A | 4,821,000 | 5,056,900 |
| Research | SEG | A | 838,900 | 839,400 |
| Property management | SEG | A | 2,113,500 | 2,114,400 |
| NET APPROPRIATION | SEG | A | 3,270,100 | 3,371,400 |
| (my) General program operations-- federal funds | SEG-F | C | 61,333,200 | 60,590,000 |
| Fisheries management | SEG-F | C | 60,337,300 | 60,379,000 |
| Wildlife management | SEG-F | C | -0- | -0- |
| Forestry | SEG-F | C | 3,189,800 | 3,201,700 |
| Southern forests | SEG-F | C | 2,310,100 | 2,310,100 |
| Parks and recreation | SEG-F | C | 719,900 | 719,900 |
| Endangered resources | SEG-F | C | 121,100 | 121,100 |
| Research | SEG-F | C | 417,500 | 417,500 |
| Property management | SEG-F | C | 262,000 | 262,000 |
| NET APPROPRIATION | SEG-F | C | 1,880,400 | 1,874,000 |
| (1) P R O G R A M | SEG-F | C | 2,034,200 | 2,034,200 |
| GENERAL PURPOSE REVENUES | | | 10,935,000 | 10,940,500 |
| PROGRAM REVENUE | | | | |
| OTHER | (| | 22,259,900 | 24,567,200 |
| SERVICE | (| | 1,465,100 | 1,644,900 |
| SEGREGATED FUNDS | (| | 997,200 | 1,042,900 |
| FEDERAL | (| | 467,900 | 602,000 |
| OTHER | (| | 80,286,300 | 80,346,300 |
| TOTAL-ALL SOURCES | (| | 12,629,900 | 12,649,100 |
| (2) ENVIRONMENTAL QUALITY | (| | 67,656,400 | 67,697,200 |
| (af) Water resources -- remedial action | GPR | C | 104,011,300 | 106,558,400 |
| | | | 250,000 | 500,000 |
| | | | | Vetoed in Part |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|-----------|-------------------------|
| (ah) Water resources -- Great Lakes protection fund | PR | C | 198,000 | 229,000 |
| (aq) Water resources management-- lake and river management | SEG | A | 1,172,100 | 1,185,500 |
| (bg) Air management -- stationary sources | PR | A | 8,258,000 | 9,159,300 |
| (bj) Storm water management -- fees | PR | A | 161,100 | 229,800 |
| (bL) Wastewater management--fees | PR | C | -0- | -0- |
| (bq) Air management--vapor recovery administration | SEG | A | 72,900 | 72,900 |
| (br) Air management--mobile sources | SEG | A | 1,409,500 | 1,456,400 |
| (cg) Air management -- recovery of ozone-depleting refrigerants | PR | A | 141,400 | 141,400 |
| (ch) Air management -- emission analysis | PR | C | -0- | -0- |
| (ci) Air management--permit review and enforcement | PR | A | 755,500 | 792,200 |
| (cj) Air management--acid deposition activities | PR | A | 383,500 | 386,800 |
| (cL) Air waste management -- incinerator operator certification | PR | C | -0- | -0- |
| (cq) Air manage.--motor vehicle emission inspec. and maint. program, state funds | SEG | A | 53,600 | 53,600 |
| (dg) Solid waste management--solid and hazardous waste disposal administration | PR | C | 1,748,200 | 1,795,300 |
| (di) Solid waste management -- operator certification | PR | C | -0- | -0- |
| (dj) Waste tire removal and recovery programs; program activities | PR | C | 2,775,000 | 2,775,000 |
| (dL) Waste tire removal and recovery programs; administration | PR | A | 232,500 | 239,100 |
| (dq) Solid waste management--waste management fund | SEG | C | -0- | -0- |
| (dt) Solid waste management-- closure and long-term care | SEG | C | -0- | -0- |
| (dv) Solid waste management-- environmental repair; spills; abandoned containers | SEG | C | 4,116,000 | 4,116,000 |
| (dw) Solid waste management-- environmental repair; petroleum spills; admin. | SEG | A | 421,600 | 421,800 |
| (dy) Solid waste mgt.--corrective action; proofs of financial responsibility | SEG | C | -0- | -0- |
| (dz) Solid waste mgt.--corr. action;moneys recovered from assess.& legal action | SEG | C | -0- | -0- |
| (eg) Solid waste facility siting board fee | PR | C | -0- | -0- |
| (eh) Solid waste management -- source reduction review | PR | C | -0- | -0- |
| (ei) Air management -- asbestos | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|------------|------------|
| management | PR | C | 575,900 | 575,900 |
| (fj) Environmental quality-- laboratory certification | PR | A | 230,200 | 230,200 |
| (fq) Environmental reimbursement and compensation | SEG | C | 424,200 | 424,200 |
| (gh) Mining--mining regulation and administration | PR | A | 107,400 | 111,000 |
| (gr) Solid waste management -- mining programs | SEG | C | -0- | -0- |
| (hq) Recycling; administration | SEG | A | 1,111,400 | 1,159,500 |
| (jc) Debt service -- remedial action | GPR | S | 663,800 | 1,311,800 |
| (ma) General program operations-- state funds | GPR | A | -0- | -0- |
| Water resources management | GPR | A | 5,386,600 | 5,386,600 |
| Wastewater management | GPR | A | 6,005,700 | 6,191,200 |
| Air management | GPR | A | -0- | -0- |
| Solid and hazardous waste management | GPR | A | 3,095,800 | 3,052,400 |
| Water supply management | GPR | A | 3,343,500 | 3,409,100 |
| Technical services | GPR | A | 892,600 | 892,700 |
| NET APPROPRIATION | | | 18,724,200 | 18,932,000 |
| (mi) General program operations -- private and public sources | PR | C | 60,400 | 60,400 |
| (mk) General program operations-- service funds | PR-S | C | 759,800 | 687,800 |
| (mm) General program operations-- federal funds | PR-F | C | -0- | -0- |
| Water resources management | PR-F | C | 2,562,700 | 2,387,600 |
| Wastewater management | PR-F | C | 1,105,700 | 1,053,900 |
| Air management | PR-F | C | 2,808,100 | 2,808,100 |
| Solid and hazardous waste management | PR-F | C | 2,512,100 | 2,512,100 |
| Water supply management | PR-F | C | 1,641,300 | 1,612,800 |
| Technical services | PR-F | C | 237,800 | 103,100 |
| NET APPROPRIATION | | | 10,867,700 | 10,477,600 |
| (mq) General program operations -- environmental fund | SEG | A | -0- | -0- |
| Water resources management | SEG | A | 674,800 | 678,400 |
| Wastewater management | SEG | A | 328,300 | 334,600 |
| Solid and hazardous waste management | SEG | A | 1,541,500 | 1,645,000 |
| Water supply management | SEG | A | 934,300 | 934,500 |
| Technical services | SEG | A | 61,100 | 61,100 |
| NET APPROPRIATION | | | 3,540,000 | 3,653,600 |
| (mr) General program operations -- nonpoint source | SEG | A | 177,300 | 236,300 |
| (mt) General program operations-- clean water fund program; state funds | SEG | A | 374,100 | 382,000 |
| (mu) Petroleum inspection fd. suppl. to env. fd.; env. repair and well comp. | SEG-S | A | 1,049,400 | 1,049,400 |
| (mw) Petroleum inspection fd. supplement to environ. fd.; groundwater management | SEG-S | A | 759,800 | 759,800 |
| (mx) General program operations-- clean water fund program; | | | | |

| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|-------------|-------------|-------------------------|
| federal funds | SEG-F C | 577,400 | 586,300 |
| (my) General program operations -- environmental fund; federal funds | SEG-F C | 3,848,800 | 3,501,500 |
| (2) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | 19,888,000 | 20,743,800 |
| PROGRAM REVENUE | | 27,254,600 | 27,890,800 |
| FEDERAL | (| 10,867,700) | (10,477,600) |
| OTHER | (| 15,627,100) | (16,725,400) |
| SERVICE | (| 759,800) | (687,800) |
| SEGREGATED FUNDS | | 19,108,100 | 19,058,800 |
| FEDERAL | (| 4,426,200) | (4,087,800) |
| OTHER | (| 12,872,700) | (13,161,800) |
| SERVICE | (| 1,809,200) | (1,809,200) |
| TOTAL-ALL SOURCES | | 66,250,700 | 67,693,400 |
| (3) ENFORCEMENT | | | |
| (aq) Law enforcement--snowmobile enforcement and safety training | SEG A | 469,300 | 469,300 |
| (ar) Law enforcement--boat enforcement and safety training | SEG A | 1,238,600 | 1,219,300 |
| (as) Law enforcement--all-terrain vehicle enforcement | SEG A | 174,000 | 174,000 |
| (aw) Law enforcement--car kill deer | SEG A | 155,000 | 155,000 |
| (ay) Law enforcement--car kill deer; transportation fund | SEG A | 155,000 | 155,000 |
| (bh) Water regulation & zoning -- dam inspections & safety admin.; general fund | PR A | -0- | -0- |
| (br) Water reg. & zoning -- dam safety & wetland mapping, conservation fund | SEG A | 457,200 | 457,200 |
| (dg) Environmental impact-- consultant services; printing and postage costs | PR C | -0- | -0- |
| (dh) Environmental impact -- power projects | PR C | 135,400 | 162,600 |
| (di) Environmental consulting costs--federal power projects | PR A | 236,300 | -0- |
| (ma) General program operations-- state funds | GPR A | 5,768,000 | 5,769,600 |
| (mi) General program operations -- private and public sources | PR C | -0- | -0- |
| (mk) General program operations-- service funds | PR-S C | 423,200 | 422,100 |
| (mm) General program operations-- federal funds | PR-F C | 532,200 | 545,900 |
| (mq) General program operations -- environmental fund | SEG A | 331,400 | 321,400 |
| (mu) General program operations-- state funds | SEG A | 10,455,000 | 10,463,700 |
| (my) General program operations-- federal funds | SEG-F C | 1,213,900 | 1,213,900 |
| (3) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | 5,768,000 | 5,769,600 |
| PROGRAM REVENUE | | 1,327,100 | 1,130,600 |
| FEDERAL | (| 532,200) | (545,900) |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|---------------|
| OTHER | (| | 371,700) | (162,600) |
| SERVICE | (| | 423,200) | (422,100) |
| SEGREGATED FUNDS | | | 14,649,400 | 14,628,800 |
| FEDERAL | (| | 1,213,900) | (1,213,900) |
| OTHER | (| | 13,435,500) | (13,414,900) |
| TOTAL-ALL SOURCES | | | 21,744,500 | 21,529,000 |
| (4) LOCAL SUPPORT | | | | |
| (am) Resource aids--national forest income aids | PR-F | C | 782,200 | 782,200 |
| (an) Resource aids--payment in lieu of taxes; federal | PR-F | C | 440,000 | 440,000 |
| (aq) Resource aids--Canadian agencies migratory waterfowl aids | SEG | C | 156,600 | 156,600 |
| (ar) Res. aids--county forests, forest croplands and managed forest land aids | SEG | S | 1,134,000 | 1,158,000 |
| (as) Resource aids--county conservation aids | SEG | A | 140,000 | 140,000 |
| (at) Resource aids--county forest loans | SEG | A | 622,400 | 622,400 |
| (au) Resource aids--forest croplands and managed forest land aids | SEG | A | 1,250,000 | 1,250,000 |
| (av) Resource aids -- urban forestry and county forest administrator grants | SEG | A | 632,900 | 632,900 |
| (aw) Resource aids -- county forest loans; severance share payments | SEG | C | -0- | -0- |
| (ax) Resource aids -- county forest project loans | SEG | C | 400,000 | 400,000 |
| (ay) Resource aids -- county forest project loans; severance share payments | SEG | C | -0- | -0- |
| (bb) Recreation aids--fish rearing ponds | GPR | A | 75,000 | 75,000 |
| (bq) Recreation aids--fish, wildlife and forestry recreation aids | SEG | A | 115,000 | 115,000 |
| (br) Recreation aids--badger fund | SEG | C | -0- | -0- |
| (bs) Recreation aids--county snowmobile trail and area aids | SEG | C | 1,272,800 | 1,146,200 |
| (bt) Recreation aids--snowmobile trail areas | SEG | C | 2,536,100 | 2,673,200 |
| (bu) Recreation aids--recreational boating projects; Milwaukee river study | SEG | C | 5,007,000 | 5,147,000 |
| (bv) Recreation aids--motorcycle recreation aids; trails | SEG | A | 197,500 | 197,500 |
| (bx) Recreation and resource aids, federal funds | SEG-F | C | 183,900 | 183,900 |
| (by) Recreation aids--all-terrain vehicle project aids | SEG | C | 156,900 | 130,600 |
| (bz) Recreation aids--all-terrain vehicle project aids; gas tax payment | SEG | C | 280,900 | 296,100 |
| (cc) Environmental aids; nonpoint | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|----------------|--------------|-----------------------|-------------------------|
| (cj) source Environmental aids--waste reduction and recycling grants and gifts | GPR | B | 2,463,600 | 6,463,600 |
| (cm) Environmental aids -- federal funds | PR | C | -0- | -0- |
| (cq) Environmental aids -- nonpoint source program | PR-F | C | 2,738,800 | 2,738,800 |
| (cr) Environmental aids -- household hazardous waste | SEG | B | 8,611,700 | 8,705,300 |
| (cs) Environmental aids -- lake management grants | SEG | A | 150,000 | 150,000 |
| (ct) Environmental aids -- waste reduction and recycling demonstration grants | SEG | C | 1,362,800 | 1,353,300 |
| (cu) Environmental aids--lake management planning grants | SEG | C | 1,750,000 | 1,750,000 |
| (cv) Environmental aids-- compensation for well contamination | SEG | C | 697,100 | 697,100 |
| (cw) Environmental aids -- municipal and county recycling grants | SEG | C | -0- | -0- |
| (cz) Environmental aids--waste fire grants | SEG | S | 29,200,000 | 29,200,000 |
| (da) Environmental planning aids-- local water quality planning | SEG | C | 1,000,000 | -0- |
| (db) Environmental aids -- dump closure cost share | GPR | A | 348,400 | 348,400 |
| (dd) Environmental aids--scenic urban waterways | GPR | C | -0- | 1,000,000 |
| (de) Aids administration -- municipal clean drinking water grants | GPR | C | -0- | -0- |
| (di) Water resources -- Fox river management; gifts and contributions | GPR | A | -0- | -0- |
| (dj) Water resources -- Fox river management; fees | PR | C | -0- | -0- |
| (dn) Environmental planning aids-- federal funds | PR | C | -0- | -0- |
| (do) Water resources -- Fox river management; federal moneys | PR-F | C | 260,600 | 260,600 |
| (dq) Water resources -- Fox river management | PR-F | C | -0- | -0- |
| (dr) Water resources -- Fox river maintenance and rehab.; transportation fund | SEG | B | 125,000 | 125,000 |
| (ds) Environmental aids--vapor recovery grants | SEG | C | -0- | -0- |
| (ea) Aids in lieu of taxes | SEG | C | 6,330,000 | 11,156,800 |
| (eq) Aids in lieu of taxes | GPR | S | 1,401,900 | 1,762,100 |
| (fq) Enforcement aids--boating enforcement | SEG | S | 790,200 | 718,500 |
| (ft) Enforcement aids -- snowmobiling enforcement | SEG | A | 750,000 | 750,000 |
| (fu) Enforcement aids--all-terrain vehicle enforcement | SEG | A | 200,000 | 200,000 |
| (fy) Enforcement aids--federal | SEG | A | 22,000 | 22,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|------------|------------|
| funds | SEG-F | C | -0- | -0- |
| (ga) Enforcement aids-- spearfishing enforcement | GPR | C | 125,000 | 125,000 |
| (gb) Wildlife damage claims -- general fund | GPR | A | -0- | -0- |
| (gq) Wildlife damage claims and abatement | SEG | C | 1,408,400 | 1,408,400 |
| (hb) Youth and education programs -- state funds | GPR | A | 666,600 | 666,600 |
| (hc) Indian youth program -- state funds | GPR | A | 20,100 | 20,100 |
| (hm) Youth and education programs-- federal funds | PR-F | C | 105,000 | 105,000 |
| (hq) Youth and education programs -- conservation fund | SEG | A | 690,900 | 690,900 |
| (hr) Indian youth program -- conservation fund | SEG | A | 20,000 | 20,000 |
| (hs) Aids administration -- nonpoint source program | SEG | A | 37,300 | 37,300 |
| (ht) Aids administration--vapor recovery grants | SEG | A | 111,000 | 111,000 |
| (ia) Aids administration--general program operations, state funds | GPR | A | 569,700 | 569,800 |
| (im) Aids administration--general program operations, federal funds | PR-F | C | 126,700 | 57,300 |
| (is) Aids administration-- snowmobile recreation | SEG | A | 113,300 | 113,300 |
| (it) Aids administration--wildlife damage claims and abatement | SEG | A | 50,700 | 50,700 |
| (iu) Aids administration--general program operations, state funds | SEG | A | 679,800 | 677,300 |
| (iv) Aids administration--clean water fund program; state funds | SEG | A | 934,800 | 934,800 |
| (iw) Aids administration -- recycling grants | SEG | A | 139,600 | 139,600 |
| (ix) Aids administration--clean water fund program; federal funds | SEG-F | C | 1,131,900 | 1,131,900 |
| (iy) Aids administration--general program operations, federal funds | SEG-F | C | 123,900 | 123,900 |
| (jb) Principal repayment and interest--recreational boating bonds | GPR | S | -0- | -0- |
| (jc) Principal repayment and interest--pollution abatement bonds | GPR | S | 86,779,100 | 83,689,800 |
| (jd) Principal repay. & int.-- combined sewer overflow; pollution abate. bonds | GPR | S | 18,422,600 | 16,457,900 |
| (je) Principal repayment and interest -- municipal clean drinking water grants | GPR | S | 883,100 | 884,000 |
| (jf) Principal repayment and interest -- nonpoint source | | | | |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|-------------|-------------------------|
| grants | GPR | S | 572,200 | 1,401,100 |
| (kb) Environmental aids--Menomonee river conservation project | GPR | B | -0- | -0- |
| (Lq) Recreation aids--state park building restoration | SEG | C | -0- | -0- |
| (mk) General program operations -- service funds | PR-S | C | -0- | -0- |
| (mq) Interpretive center in Florence county | SEG | A | 10,000 | -0- |
| (4) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 112,327,300 | 113,463,400 |
| PROGRAM REVENUE | | | 4,453,300 | 4,383,900 |
| FEDERAL | (| | 4,453,300) | (4,383,900) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 70,526,400 | 74,516,500 |
| FEDERAL | (| | 1,439,700) | (1,439,700) |
| OTHER | (| | 69,086,700) | (73,076,800) |
| TOTAL-ALL SOURCES | | | 187,307,000 | 192,363,800 |
| (8) ADMINISTRATIVE SERVICES | | | | |
| (ba) Facilities--general fund | GPR | C | 183,100 | 183,100 |
| (br) Facilities--conservation fund | SEG | C | 376,800 | 376,800 |
| (dq) Snowmobile registration | SEG | A | -0- | -0- |
| (dr) Boat registration | SEG | A | -0- | -0- |
| (ds) All-terrain vehicle administration | SEG | A | -0- | -0- |
| (ez) Boat titling--administrative support; federal funds | SEG-F | C | -0- | -0- |
| (iq) Natural resources magazine | SEG | C | 776,400 | 776,400 |
| (ir) Promotional activities and publications | SEG | C | 58,000 | 58,000 |
| (is) Statewide recycling education | SEG | C | 847,100 | 847,100 |
| (iw) Statewide recycling administration | SEG | A | 472,000 | 475,000 |
| (ix) General program operations--pollution prevention | SEG | A | -0- | 134,700 |
| (Lb) Administrative facilities--principal repayment and interest | GPR | S | 528,000 | 571,900 |
| (Ls) Administrative facilities--principal repayment and interest | SEG | S | 478,400 | 528,000 |
| (Lu) Rental property--maintenance | SEG | C | -0- | -0- |
| (ma) General program operations--state funds | GPR | A | 9,402,500 | 9,249,600 |
| (mg) General program operations -- stationary sources | PR | A | 802,600 | 585,300 |
| (mi) General program operations -- private and public sources | PR | C | -0- | -0- |
| (mk) General program operations--service funds | PR-S | C | 2,973,700 | 2,973,700 |
| (mn) Indirect cost reimbursements | PR-F | C | 3,573,400 | 3,583,400 |
| (mq) General program operations--mobile sources | SEG | A | 218,700 | 223,200 |
| (mu) General program operations--state funds | SEG | A | 14,421,500 | 14,282,200 |
| (mv) General program operations -- environmental fund | SEG | A | 1,410,300 | 1,424,800 |
| (mz) Indirect cost reimbursements | SEG-F | C | 1,431,200 | 1,427,900 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|--------|--------------|----------------|
| (nk) Geographic information systems, general program operations -- service fds. | PR-S | C | 878,300 | 878,300 |
| (8) PROGRAM | | TOTALS | | |
| GENERAL PURPOSE REVENUES | | | 10,113,600 | 10,004,600 |
| PROGRAM REVENUE | | | 8,228,000 | 8,020,700 |
| FEDERAL | (| | 3,573,400) | (3,583,400) |
| OTHER | (| | 802,600) | (585,300) |
| SERVICE | (| | 3,852,000) | (3,852,000) |
| SEGREGATED FUNDS | | | 20,490,400 | 20,554,100 |
| FEDERAL | (| | 1,431,200) | (1,427,900) |
| OTHER | (| | 19,059,200) | (19,126,200) |
| TOTAL-ALL SOURCES | | | 38,832,000 | 38,579,400 |
| 20.370 DEPARTMENT | | TOTALS | | |
| GENERAL PURPOSE REVENUES | | | 170,356,800 | 174,548,600 |
| PROGRAM REVENUE | | | 42,728,100 | 43,070,900 |
| FEDERAL | (| | 19,426,600) | (18,990,800) |
| OTHER | (| | 17,798,600) | (18,516,200) |
| SERVICE | (| | 5,502,900) | (5,563,900) |
| SEGREGATED FUNDS | | | 205,060,600 | 209,104,500 |
| FEDERAL | (| | 21,140,900) | (20,818,400) |
| OTHER | (| | 182,110,500) | (186,476,900) |
| SERVICE | (| | 1,809,200) | (1,809,200) |
| TOTAL-ALL SOURCES | | | 418,145,500 | 426,724,000 |
| 20.395 Transportation, department of | | | | |
| (1) Aids | | | | |
| (aq) Transportation aids, state funds | SEG | A | 124,257,400 | -0- |
| (ar) Corrections of transportation aid payments | SEG | S | -0- | -0- |
| (as) Transportation aids to counties, state funds | SEG | A | 31,696,400 | 64,990,900 |
| (at) Transportation aids to municipalities, state funds | SEG | A | 98,907,300 | 203,655,800 |
| (bq) Transit operating aids, state funds | SEG | A | 64,260,800 | 66,510,000 |
| (br) Milwaukee urban area rail transit system planning study, state funds | SEG | A | -0- | -0- |
| (bs) Demand management and ride-sharing grants, state funds | SEG | A | 300,000 | 300,000 |
| (bt) Urban rail transit system grants | SEG | C | -0- | -0- |
| (bu) Supplemental transit operating aids, state funds | SEG | A | 602,600 | 2,330,100 |
| (bv) Transit aids, local funds | SEG-L | C | -0- | -0- |
| (bx) Transit aids, federal funds | SEG-F | C | 3,000,000 | 3,000,000 |
| (by) Employment transit aids, federal funds | SEG-F | C | -0- | -0- |
| (bz) Employment transit aids, federal oil overcharge funds | SEG-F | C | 579,100 | 579,100 |
| (cq) Elderly and disabled capital aids, state funds | SEG | A | 694,700 | 712,300 |
| (cr) Elderly and disabled county aids, state funds | SEG | A | 5,132,300 | 5,199,600 |
| (cv) Elderly and disabled aids, local funds | SEG-L | C | 416,200 | 453,100 |
| (cx) Elderly and disabled aids, | | | | |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|-------------|--------------|-------------------------|
| federal funds | SEG-F | C | 970,000 | 1,100,000 |
| (ex) Highway safety, local assistance, federal funds | SEG-F | C | 1,700,000 | 1,700,000 |
| (fq) Connecting highways aids, state funds | SEG | A | 10,937,900 | 11,211,400 |
| (fr) Flood damage aids, state funds | SEG | C | 500,000 | 500,000 |
| (ft) Lift bridge aids, state funds | SEG | B | 1,311,700 | 1,400,000 |
| (fu) County forest road aids, state funds | SEG | A | 154,000 | 154,000 |
| (gq) Expressway policing aids, state funds | SEG | A | 784,700 | 804,300 |
| (1) P R O G R A M | | T O T A L S | | |
| SEGREGATED FUNDS | | | 346,205,100 | 364,600,600 |
| FEDERAL | (| | 6,249,100) | (6,379,100) |
| OTHER | (| | 339,539,800) | (357,768,400) |
| LOCAL | (| | 416,200) | (453,100) |
| TOTAL-ALL SOURCES | | | 346,205,100 | 364,600,600 |
| (2) LOCAL TRANSPORTATION ASSISTANCE | | | | |
| (aq) Accelerated local bridge improvement assistance, state funds | SEG | C | 3,330,000 | -0- |
| (av) Accelerated local bridge improvement assistance, local funds | SEG-L | C | 1,110,000 | -0- |
| (ax) Accelerated local bridge improvement assistance, federal funds | SEG-F | C | 6,560,000 | -0- |
| (bq) Railroad administration and planning, state funds | SEG | C | 613,200 | 613,200 |
| (br) Rail passenger service, state funds | SEG | B | 674,100 | 722,500 |
| (bt) Rail acquisitions and improvements, service funds | SEG-S | C | -0- | -0- |
| (bu) Freight rail infrastructure improvements, state funds | SEG | C | 5,579,800 | 5,579,800 |
| (bv) Rail service assistance, local funds | SEG-L | C | 1,000,000 | 1,000,000 |
| (bw) Freight rail assistance loan repayments, local funds | SEG | C | -0- | -0- |
| (bx) Rail service assistance, federal funds | SEG-F | C | 50,000 | 50,000 |
| (cq) Harbor assistance, state funds | SEG | C | 563,700 | 563,700 |
| (dq) Aeronautics assistance, state funds | SEG | C | 11,778,000 | 12,038,800 |
| (dv) Aeronautics assistance, local funds | SEG-L | C | 7,253,700 | 6,985,200 |
| (dx) Aeronautics assistance, federal funds | SEG-F | C | 22,920,300 | 22,920,300 |
| (eq) Highway and local bridge improvement assistance, state funds | SEG | C | 7,201,800 | 7,703,200 |
| (ev) Local bridge improvement assistance, local funds | SEG-L | C | 7,787,800 | 8,060,400 |
| (ex) Local bridge improvement assistance, federal funds | SEG-F | C | 23,949,300 | 24,538,200 |
| (fr) Local roads improvement program, state funds | SEG | C | 10,750,000 | 11,006,200 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|-------------------|-------------|--------------|----------------|
| (fv) Local transportation facility improvement assistance, local funds | SEG-L | C | 25,247,000 | 25,503,200 |
| (fx) Local transportation facility improvement assistance, federal funds | SEG-F | C | 57,988,000 | 57,988,000 |
| (gq) Railroad crossing improvement and protection maintenance, state funds | SEG | A | 2,250,000 | 2,250,000 |
| (gr) Railroad crossing improvement and protection installation, state funds | SEG | A | 450,000 | 450,000 |
| (gs) Railroad crossing repair assistance, state funds | SEG | C | 250,000 | 250,000 |
| (gv) Railroad crossing improvement, local funds | SEG-L | C | -0- | -0- |
| (gx) Railroad crossing improvement, federal funds | SEG-F | C | 1,849,300 | 1,849,300 |
| (hq) Multimodal transportation studies, state funds | SEG | C | 1,000,000 | 1,000,000 |
| (hx) Multimodal transportation studies, federal funds | SEG-F | C | -0- | -0- |
| (iq) Transportation facilities economic assistance and development, state funds | SEG | C | 3,500,000 | 3,500,000 |
| (iv) Transportation facilities economic assistance and development, local funds | SEG-L | C | 3,500,000 | 3,500,000 |
| (iw) Transportation facility improvement loans, local funds | SEG-L | C | -0- | -0- |
| (ix) Transportation facilities economic assistance & development, federal funds | SEG-F | C | -0- | -0- |
| (jq) Surface transportation grants, state funds | SEG | C | -0- | -0- |
| (jv) Surface transportation grants, local funds | SEG-L | C | 1,000,000 | 1,000,000 |
| (jx) Surface transportation grants, federal funds | SEG-F | C | 4,000,000 | 4,000,000 |
| (kv) Congestion mitigation and air quality improvement, local funds | SEG-L | C | 2,181,000 | 2,207,400 |
| (kx) Congestion mitigation and air quality improvement, federal funds | SEG-F | C | 8,724,000 | 8,829,500 |
| (mq) Local assistance administration, state funds | SEG | A | 1,383,800 | 1,383,800 |
| (mv) Local assistance administration, local funds | SEG-L | C | -0- | -0- |
| (mx) Local assistance administration, federal funds | SEG-F | C | 192,800 | 192,800 |
| | (2) P R O G R A M | T O T A L S | | |
| SEGREGATED FUNDS | | | 224,637,600 | 215,685,500 |
| FEDERAL | (| | 126,233,700) | (120,368,100) |
| OTHER | (| | 49,324,400) | (47,061,200) |
| SERVICE | (| | -0-) | (-0-) |
| LOCAL | (| | 49,079,500) | (48,256,200) |
| TOTAL-ALL SOURCES | | | 224,637,600 | 215,685,500 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|--|--|
| (3) STATE HIGHWAY FACILITIES | | | | |
| (bq) Major highway development, state funds | SEG | C | 8,687,700 | 6,376,700 |
| (br) Major highway development, service funds | SEG-S | C | 88,080,300 | 93,081,700 |
| (bv) Major highway development, local funds | SEG-L | C | -0- | -0- |
| (bx) Major highway development, federal funds | SEG-F | C | 60,026,900 | 61,738,400 |
| (cq) State highway rehabilitation, state funds | SEG | C | 189,929,000 180,379,000 | 206,368,000 206,368,000 |
| (cv) State highway rehabilitation, local funds | SEG-L | C | 2,000,000 | 2,000,000 |
| (cx) State highway rehabilitation, federal funds | SEG-F | C | 186,050,800 | 183,580,100 |
| (eq) Highway maintenance, repair and traffic operations, state funds | SEG | B | 130,163,000 | 133,964,500 |
| (ev) Highway maintenance, repair and traffic operations, local funds | SEG-L | C | 250,000 | 250,000 |
| (ex) Highway maintenance, repair and traffic operations, federal funds | SEG-F | C | 1,036,000 | 1,100,800 |
| (iq) Administration and planning, state funds | SEG | A | 15,334,100 | 15,401,600 |
| (ir) Disadvantaged business mobilization assistance, state funds | SEG | C | -0- | -0- |
| (iv) Administration and planning, local funds | SEG-L | C | -0- | -0- |
| (ix) Administration and planning, federal funds | SEG-F | C | 2,001,900 | 2,001,900 |
| (3) P R O G R A M | | | T O T A L S | |
| SEGREGATED FUNDS | | | 684,009,700 | 706,313,700 |
| FEDERAL | (| | 249,115,600) | (248,421,200) |
| OTHER | (| | 344,563,800) | (362,560,800) |
| SERVICE | (| | 88,080,300) | (93,081,700) |
| LOCAL | (| | 2,250,000) | (2,250,000) |
| TOTAL-ALL SOURCES | | | 684,009,700 | 706,313,700 |
| (4) GENERAL TRANSPORTATION OPERATIONS | | | | |
| (aq) Departmental management and operations, state funds | SEG | A | 39,056,900 | 38,978,200 |
| (ar) Minor construction projects, state funds | SEG | C | 1,164,900 | 334,400 |
| (at) Capital building projects, service funds | SEG-S | C | 1,671,500 | 4,674,000 |
| (av) Departmental management and operations, local funds | SEG-L | C | 369,000 | 369,000 |
| (ax) Departmental management and operations, federal funds | SEG-F | C | 6,425,500 | 6,425,500 |
| (bh) Hazardous materials transportation fees | PR | B | 103,300 | 103,300 |
| (ch) Gifts and grants | PR | C | -0- | -0- |
| (dq) Demand management | SEG | A | 233,400 | 233,400 |
| (eq) Data processing services, service funds | SEG-S | C | 14,064,700 | 15,109,600 |
| (er) Fleet operations, service funds | SEG-S | C | 10,837,100 | 10,509,300 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|--------------|----------------|
| (es) Other department services, operations, service funds | SEG-S | C | 1,647,500 | 1,620,100 |
| (et) Equipment acquisition | SEG | A | -0- | -0- |
| (4) P R O G R A M T O T A L S | | | | |
| PROGRAM REVENUE | | | 103,300 | 103,300 |
| OTHER | (| | 103,300) | (103,300) |
| SEGREGATED FUNDS | | | 75,470,500 | 78,253,500 |
| FEDERAL | (| | 6,425,500) | (6,425,500) |
| OTHER | (| | 40,455,200) | (39,546,000) |
| SERVICE | (| | 28,220,800) | (31,913,000) |
| LOCAL | (| | 369,000) | (369,000) |
| TOTAL-ALL SOURCES | | | 75,573,800 | 78,356,800 |
| (5) MOTOR VEHICLE SERVICES AND ENFORCEMENT | | | | |
| (cg) Vehicle registration, telephone renewal transactions, state funds | PR | C | -0- | -0- |
| (cq) Vehicle reg., inspection & maintenance & driver licensing, state funds | SEG | A | 59,816,800 | 60,417,500 |
| (cx) Vehicle registration and driver licensing, federal funds | SEG-F | C | 200,000 | 200,000 |
| (dk) Public safety radio management, service funds | PR-S | C | 164,300 | 172,000 |
| (dq) Vehicle inspection, traffic enforcement and radio management, state funds | SEG | A | 35,678,900 | 36,149,200 |
| (dx) Vehicle inspection and traffic enforcement, federal funds | SEG-F | C | 1,764,100 | 2,514,200 |
| (hq) Motor veh. emission insp. and maint. program, contractor costs, state funds | SEG | A | 8,209,700 | 8,216,700 |
| (hx) Motor vehicle emission inspection and maintenance programs, federal funds | SEG-F | C | -0- | -0- |
| (iv) Municipal and county registration fee, local funds | SEG-L | C | -0- | -0- |
| (5) P R O G R A M T O T A L S | | | | |
| PROGRAM REVENUE | | | 164,300 | 172,000 |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 164,300) | (172,000) |
| SEGREGATED FUNDS | | | 105,669,500 | 107,497,600 |
| FEDERAL | (| | 1,964,100) | (2,714,200) |
| OTHER | (| | 103,705,400) | (104,783,400) |
| LOCAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 105,833,800 | 107,669,600 |
| (6) DEBT SERVICES | | | | |
| (aq) Principal repayment and interest, transportation facilities, state funds | SEG | S | 11,264,100 | 10,591,000 |
| (ar) Principal repayment and interest, buildings, state funds | SEG | S | 744,200 | 721,100 |
| (as) Transportation facilities and highway projects revenue obligation repayment | SEG | C | -0- | -0- |
| (6) P R O G R A M T O T A L S | | | | |
| SEGREGATED FUNDS | | | 12,008,300 | 11,312,100 |

| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|-------------------|---------------|-------------------------|
| OTHER | (| 12,008,300) | (|
| TOTAL-ALL SOURCES | | 12,008,300 | 11,312,100) |
| (7) OFFICE OF THE COMMISSIONER OF TRANSPORTATION | | | 11,312,100 |
| (aq) Transportation regulation and general program operations | SEG A | 563,000 | -0- |
| (ax) Transportation regulation and general program operations, federal funds | SEG-F C | -0- | -0- |
| | (7) P R O G R A M | T O T A L S | |
| SEGREGATED FUNDS | | 563,000 | -0- |
| FEDERAL | (| -0-) | (|
| OTHER | (| 563,000) | (|
| TOTAL-ALL SOURCES | | 563,000 | -0- |
| 20.395 DEPARTMENT | | T O T A L S | |
| PROGRAM REVENUE | | 267,600 | 275,300 |
| OTHER | (| 103,300) | (|
| SERVICE | (| 164,300) | (|
| SEGREGATED FUNDS | | 1,448,563,700 | 1,483,663,000 |
| FEDERAL | (| 389,988,000) | (|
| OTHER | (| 890,159,900) | (|
| SERVICE | (| 116,301,100) | (|
| LOCAL | (| 52,114,700) | (|
| TOTAL-ALL SOURCES | | 1,448,831,300 | 1,483,938,300 |
| 20.399 Wisconsin conservation corps board | | | |
| (1) CORPS ENROLLEE SUPPORT | | | |
| (a) Corps enrollee compensation and support; general program operations | GPR C | 3,186,500 | 3,250,500 |
| (j) Corps enrollee compensation and support; sponsor contribution | PR C | 25,000 | 25,000 |
| (k) Corps enrollee compensation and support; service funds | PR-S C | 630,400 | 726,500 |
| (m) Corps enrollee compensation and support; federal funds | PR-F C | -0- | -0- |
| (q) Corps enrollee compensation and support; conservation fund | SEG C | 176,600 | 176,600 |
| (r) Corps enrollee compensation and support; transportation fund | SEG C | 277,600 | 277,600 |
| (s) Corps enrollee compensation and support; shoreland | SEG C | 75,000 | 75,000 |
| (t) Corps enrollee compensation & support; waterfront projects; consvation fund | SEG C | 140,000 | 140,000 |
| | (1) P R O G R A M | T O T A L S | |
| GENERAL PURPOSE REVENUES | | 3,186,500 | 3,250,500 |
| PROGRAM REVENUE | | 655,400 | 751,500 |
| FEDERAL | (| -0-) | (|
| OTHER | (| 25,000) | (|
| SERVICE | (| 630,400) | (|
| SEGREGATED FUNDS | | 669,200 | 669,200 |
| OTHER | (| 669,200) | (|
| TOTAL-ALL SOURCES | | 4,511,100 | 4,671,200 |
| (2) ADMINISTRATION | | | |
| (a) Administrative support; general program operations | GPR A | 185,800 | 189,100 |
| (j) Administrative support; | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|----------------|------------------|
| (k) sponsor contribution | PR | C | -0- | -0- |
| (k) Conservation corps-- administrative support; | | | | |
| service funds | PR-S | C | 28,900 | 32,800 |
| (m) Administrative support; | | | | |
| federal funds | PR-F | C | -0- | -0- |
| (q) Administrative support; | | | | |
| conservation fund | SEG | A | 383,200 | 386,200 |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 185,800 | 189,100 |
| PROGRAM REVENUE | | | 28,900 | 32,800 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 28,900) | (32,800) |
| SEGREGATED FUNDS | | | 383,200 | 386,200 |
| OTHER | (| | 383,200) | (386,200) |
| TOTAL-ALL SOURCES | | | 597,900 | 608,100 |
| (3) GIFTS AND RELATED SUPPORT | | | | |
| (g) Gifts and related support | PR | C | -0- | -0- |
| (3) 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- |
| 2 0 . 3 9 9 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 3,372,300 | 3,439,600 |
| PROGRAM REVENUE | | | 684,300 | 784,300 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 25,000) | (25,000) |
| SERVICE | (| | 659,300) | (759,300) |
| SEGREGATED FUNDS | | | 1,052,400 | 1,055,400 |
| OTHER | (| | 1,052,400) | (1,055,400) |
| TOTAL-ALL SOURCES | | | 5,109,000 | 5,279,300 |
| Environmental Resources | | | | |
| FUNCTIONAL AREA TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 193,470,900 | 205,407,800 |
| PROGRAM REVENUE | | | 43,680,000 | 44,130,500 |
| FEDERAL | (| | 19,426,600) | (18,990,800) |
| OTHER | (| | 17,926,900) | (18,644,500) |
| SERVICE | (| | 6,326,500) | (6,495,200) |
| SEGREGATED FUNDS | | | 1,657,483,300 | 1,697,322,900 |
| FEDERAL | (| | 411,128,900) | (405,126,500) |
| OTHER | (| | 1,076,129,400) | (1,114,064,200) |
| SERVICE | (| | 118,110,300) | (126,803,900) |
| LOCAL | (| | 52,114,700) | (51,328,300) |
| TOTAL-ALL SOURCES | | | 1,894,634,200 | 1,946,861,200 |

Human Relations and Resources

20.410 Corrections, department of

| | | | | |
|--|-----|---|-------------|-------------|
| (1) CORRECTIONAL SERVICES | | | | |
| (a) General program operations | GPR | A | 182,772,900 | 187,787,400 |
| (aa) Institutional repair and maintenance | GPR | A | 1,761,900 | 1,992,400 |
| (ab) Intergovernmental corrections agreements | GPR | A | 1,051,800 | 1,051,800 |
| (af) Juvenile correctional health services | GPR | A | 1,326,500 | -0- |
| (ai) Intensive sanctions | GPR | A | 13,470,000 | 15,301,200 |
| (b) Field supervision | GPR | A | 46,242,300 | 49,341,500 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|-------------|-------------------------|
| (bn) Reimbursing counties for probation and parole holds | GPR | A | 2,627,800 | 3,064,600 |
| (c) Reimbursement claims of counties containing state institutions | GPR | S | 106,100 | 106,100 |
| (cm) Home detention program | GPR | A | -0- | -0- |
| (cw) Mother-young child care program | GPR | A | 183,300 | 183,300 |
| (d) Purchased services for offenders | GPR | A | 4,068,800 | 4,671,000 |
| (dd) Special living arrangements | GPR | A | 4,427,200 | 4,559,100 |
| (dt) Lease payments | GPR | A | 3,285,000 | 3,285,000 |
| (e) Principal repayment and interest | GPR | S | 25,812,500 | 30,386,000 |
| (ec) Prison industries principal, interest and rebates | GPR | S | -0- | -0- |
| (ed) Correctional facilities rental | GPR | A | -0- | -0- |
| (ef) Lease rental payments | GPR | S | -0- | -0- |
| (f) Energy costs | GPR | A | 6,353,200 | 6,821,300 |
| (g) Probationer and parolee loan fund | PR | A | 6,000 | 6,000 |
| (gb) Drug testing | PR | C | 38,900 | 38,900 |
| (gg) Supervision of defendants and offenders | PR | A | 23,300 | 23,300 |
| (gm) Sale of fuel and utility service | PR | A | -0- | -0- |
| (gr) Home detention services | PR | A | 1,533,800 | 1,548,700 |
| (gt) Telephone company commissions, equipment for inmates | PR | A | 272,800 | 272,800 |
| (h) Administration of restitution | PR | A | 431,400 | 448,400 |
| (hx) Extended jurisdiction services | PR-S | A | 117,900 | 117,900 |
| (i) Gifts and grants | PR | C | 33,400 | 33,400 |
| (j) State-owned housing maintenance | PR | A | 5,800 | 5,800 |
| (jp) Correctional officer training | PR | A | 1,247,800 | 1,283,800 |
| (kc) Correctional institution enterprises; inmate activities and employment | PR-S | C | 515,000 | 521,300 |
| (kf) Correctional farms | PR-S | A | 1,674,900 | 1,687,600 |
| (kk) Institutional operations and charges | PR-S | A | 11,180,000 | 11,455,800 |
| (km) Prison industries | PR-S | A | 12,472,000 | 12,760,700 |
| (ko) Prison industries principal repayment, interest and rebates | PR-S | S | 129,200 | 127,900 |
| (kx) Interagency and intra-agency programs | PR-S | C | 830,400 | 857,600 |
| (ky) Interagency and intra-agency aids | PR-S | C | 1,442,100 | 1,442,100 |
| (kz) Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (m) Federal project operations | PR-F | C | 233,100 | 233,100 |
| (n) Federal program operations | PR-F | C | -0- | -0- |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 293,489,300 | 308,550,700 |
| PROGRAM REVENUE | | | 32,187,800 | 32,865,100 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|-------------|-------------|---------------|
| FEDERAL | (| | 233,100) | (233,100) |
| OTHER | (| | 3,593,200) | (3,661,100) |
| SERVICE | (| | 28,361,500) | (28,970,900) |
| TOTAL-ALL SOURCES | | | 325,677,100 | 341,415,800 |
| (2) PAROLE COMMISSION | | | | |
| (a) General program operations | GPR | A | 565,200 | 561,800 |
| (2) P R O G R A M | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 565,200 | 561,800 |
| TOTAL-ALL SOURCES | | | 565,200 | 561,800 |
| 20.410 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 294,054,500 | 309,112,500 |
| PROGRAM REVENUE | | | 32,187,800 | 32,865,100 |
| FEDERAL | (| | 233,100) | (233,100) |
| OTHER | (| | 3,593,200) | (3,661,100) |
| SERVICE | (| | 28,361,500) | (28,970,900) |
| TOTAL-ALL SOURCES | | | 326,242,300 | 341,977,600 |
| 20.425 Employment relations commission | | | | |
| (1) PROMOTION OF PEACE IN LABOR RELATIONS | | | | |
| (a) General program operations | GPR | A | 2,456,100 | 2,472,000 |
| (g) Publications | PR | A | 28,700 | 28,700 |
| (h) Collective bargaining training | PR | C | -0- | -0- |
| 20.425 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 2,456,100 | 2,472,000 |
| PROGRAM REVENUE | | | 28,700 | 28,700 |
| OTHER | (| | 28,700) | (28,700) |
| TOTAL-ALL SOURCES | | | 2,484,800 | 2,500,700 |
| 20.432 Board on aging and long-term care | | | | |
| (1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED | | | | |
| (a) General program operations | GPR | A | 383,700 | 473,100 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (k) Contracts with state agencies | PR-S | A | 133,900 | 133,900 |
| (kb) Insurance and other information, counseling and assistance | PR-S | A | 94,300 | 94,300 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| 20.432 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 383,700 | 473,100 |
| PROGRAM REVENUE | | | 228,200 | 228,200 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 228,200) | (228,200) |
| TOTAL-ALL SOURCES | | | 611,900 | 701,300 |
| 20.433 Child abuse and neglect prevention board | | | | |
| (1) PREVENTION OF CHILD ABUSE AND NEGLECT | | | | |
| (b) Early childhood family education center grants | GPR | A | -0- | -0- |
| (g) General program operations | PR | A | 227,100 | 274,700 |
| (h) Grants to organizations | PR | C | 1,020,000 | 1,020,000 |
| (m) Federal project operations | PR-F | C | 50,000 | 50,000 |
| (ma) Federal project aids | PR-F | C | 75,000 | 75,000 |
| (q) Children's trust fund grants | SEG | C | -0- | -0- |
| (r) Children's trust fund; general program operations and statewide projects | SEG | A | 55,000 | 42,500 |
| 20.433 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| PROGRAM REVENUE | | | 1,372,100 | 1,419,700 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|-----------------------------|--------|------|------------|-------------------------|
| FEDERAL | (| | 125,000) | (125,000) |
| OTHER | (| | 1,247,100) | (1,294,700) |
| SEGREGATED FUNDS | | | 55,000 | 42,500 |
| OTHER | (| | 55,000) | (42,500) |
| TOTAL-ALL SOURCES | | | 1,427,100 | 1,462,200 |

20.434 Adolescent pregnancy prevention and pregnancy services board

(1) ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY SERVICES

| | | | | |
|---|-----|---|---------|---------|
| (a) General program operations | GPR | A | 91,800 | 101,800 |
| (b) Grants to organizations | GPR | A | 593,800 | 593,800 |
| 2 0 . 4 3 4 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 685,600 | 695,600 |
| TOTAL-ALL SOURCES | | | 685,600 | 695,600 |

20.435 Health and social services, department of

(1) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY

| | | | | | |
|---|-----|---|-------------------------------------|-------------------------------------|-------------------|
| (a) General program operations | GPR | A | 15,016,100 15,067,600 | 15,067,600 15,067,600 | Vetoed in Part |
| (am) Services, reimburse. & payment related to acquired immunodeficiency syndrome | GPR | A | 2,653,200 | 3,109,900 | |
| (b) Medical assistance program benefits | GPR | B | 879,997,800 | 938,539,200 | |
| (bm) Medical assistance administration | GPR | B | 9,699,000 | 10,671,300 | |
| (cc) Cancer treatment, training, follow-up, control and prevention | GPR | A | 982,800 | 982,800 | |
| (ce) Services for homeless individuals | GPR | C | 125,000 | 125,000 | |
| (cj) Health care device safety grants | GPR | A | -0- | -0- | |
| (cm) Immunization | GPR | B | 2,660,000 | 2,660,000 | |
| (cp) Public health aids | GPR | A | 750,000 | 750,000 | |
| (cr) Health care for migrant workers and families | GPR | A | 50,000 | 50,000 | |
| (d) Facility appeals mechanism | GPR | A | 546,800 | 546,800 | |
| (de) Dental services | GPR | A | 2,300,000 | 2,300,000 | |
| (dm) Nursing home receivership supplement | GPR | S | -0- | -0- | |
| (ds) Statewide poison control system | GPR | A | -0- | 375,000 | |
| (e) Disease aids | GPR | B | 5,107,400 | 5,477,500 | |
| (ed) Radon aids | GPR | A | 30,000 | 30,000 | |
| (ef) Lead-poisoning or lead-exposure services | GPR | A | 259,100 | 259,100 | |
| (eg) Pregnancy counseling | GPR | A | 275,000 | 275,000 | |
| (ei) High-risk pregnancy grant program | GPR | C | -0- | -0- | |
| (ek) Cooperative American Indian health projects | GPR | A | 120,000 | 120,000 | |
| (em) Supplemental food program for women, infants and children benefits | GPR | C | 2,853,000 | 2,853,000 | |
| (ev) Pregnancy outreach | GPR | A | 250,000 | 250,000 | |
| (f) Family planning | GPR | A | 1,955,200 | 1,955,200 | |
| (g) Nursing facility resident protection | PR | A | -0- | -0- | |
| (gm) Licensing, review and certifying activities | PR | A | 4,430,100 | 4,610,500 | |
| (gp) Health care; aids | PR | C | 1,500,000 | 1,500,000 | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|----------------|------------------|
| (hg) Assessments; office of health care information | PR | C | 451,700 | -0- |
| (hi) User fees; office of health care information | PR | C | 75,000 | -0- |
| (hj) Gifts and grants; office of health care information | PR | C | -0- | -0- |
| (i) Gifts and grants | PR | C | 247,600 | 233,000 |
| (im) Medical assistance; recovery of correct payments | PR | C | 3,802,500 | 3,858,500 |
| (j) Fees for services and supplies | PR | A | 1,298,000 | 1,323,800 |
| (ja) Congenital disorders; diagnosis, special dietary treatment and counseling | PR | A | 1,028,400 | 1,059,200 |
| (jb) Congenital disorders; operations | PR | A | 16,200 | 16,200 |
| (k) Nursing home receivership operations | PR-S | C | -0- | -0- |
| (km) Internal services | PR-S | A | 1,720,700 | 1,766,100 |
| (kx) Interagency and intra-agency programs | PR-S | C | 656,900 | 606,200 |
| (ky) Interagency and intra-agency aids | PR-S | C | 759,400 | 797,400 |
| (kz) Interagency and intra-agency local assistance | PR-S | C | 300,000 | 300,000 |
| (m) Federal project operations | PR-F | C | 7,363,800 | 7,706,600 |
| (ma) Federal project aids | PR-F | C | 1,158,500 | 1,216,400 |
| (mc) Block grant operations | PR-F | C | 4,842,400 | 5,083,100 |
| (md) Block grant aids | PR-F | C | 9,373,300 | 10,000,000 |
| (mr) Federal funds; office of health care information | PR-F | C | -0- | -0- |
| (n) Federal program operations | PR-F | C | 14,593,400 | 15,365,200 |
| (na) Federal program aids | PR-F | C | 47,382,200 | 48,910,200 |
| (o) Federal aid; medical assistance | PR-F | C | 1,447,232,000 | 1,568,972,300 |
| (p) Federal aid; medical assistance contracts administration | PR-F | C | 16,995,500 | 18,604,700 |
| (q) Groundwater and air quality standards | SEG | A | 262,200 | 283,600 |
| (rg) Emergency medical services; general program operations | SEG | A | 309,100 | 318,300 |
| (rm) Emergency medical services; aids | SEG | A | 2,200,000 | 2,200,000 |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 925,746,500 | 986,528,200 |
| PROGRAM REVENUE | | | 1,565,227,600 | 1,691,929,400 |
| FEDERAL | (| | 1,548,941,100) | (1,675,858,500) |
| OTHER | (| | 12,849,500) | (12,601,200) |
| SERVICE | (| | 3,437,000) | (3,469,700) |
| SEGREGATED FUNDS | | | 2,771,300 | 2,801,900 |
| OTHER | (| | 2,771,300) | (2,801,900) |
| TOTAL-ALL SOURCES | | | 2,493,745,400 | 2,681,259,500 |
| (2) CARE AND TREATMENT FACILITIES | | | | |
| (a) General program operations | GPR | A | 30,734,300 | 31,099,900 |
| (aa) Institutional repair and maintenance | GPR | A | 399,500 | 410,200 |
| (b) Wisconsin resource center | GPR | A | 8,546,300 | 8,631,200 |
| (ee) Principal repayment and | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|--------------|-------------------------|
| interest | GPR | S | 6,213,500 | 6,454,400 |
| (ef) Lease rental payments | GPR | S | -0- | -0- |
| (f) Energy costs | GPR | A | 1,388,200 | 1,444,200 |
| (gk) Institutional operations and charges | PR | A | 142,676,700 | 149,691,700 |
| (i) Gifts and grants | PR | C | 123,400 | 123,400 |
| (kx) Interagency and intra-agency programs | PR-S | C | 1,872,400 | 1,936,900 |
| (ky) Interagency and intra-agency aids | PR-S | C | -0- | -0- |
| (kz) Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (m) Federal project operations | PR-F | C | -0- | -0- |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 47,281,800 | 48,039,900 |
| PROGRAM REVENUE | | | 144,672,500 | 151,752,000 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 142,800,100) | (149,815,100) |
| SERVICE | (| | 1,872,400) | (1,936,900) |
| TOTAL-ALL SOURCES | | | 191,954,300 | 199,791,900 |
| (3) YOUTH SERVICES | | | | |
| (a) General program operations | GPR | A | 870,700 | 512,100 |
| (am) Juvenile correctional services | GPR | A | 288,000 | 295,300 |
| (at) Intensive aftercare pilot program | GPR | A | -0- | -0- |
| (cd) Community youth and family aids | GPR | A | 77,754,700 | 79,449,100 |
| (cg) Violent juvenile offenders | GPR | A | -0- | 2,667,100 |
| (cx) Youth diversion program; alcohol and other drug abuse | GPR | A | 300,000 | 300,000 |
| (e) Principal repayment and interest | GPR | S | 533,600 | 659,600 |
| (ej) Early intervention program | GPR | A | -0- | -0- |
| (hm) Juvenile correctional services | PR | A | 30,943,800 | 36,277,100 |
| (ho) Juvenile residential aftercare | PR | A | 6,845,900 | 7,350,800 |
| (hr) Juvenile corrective sanctions program | PR | A | -0- | 1,312,800 |
| (i) Gifts and grants | PR | C | 5,300 | 5,300 |
| (j) State-owned housing maintenance | PR | A | 30,500 | 30,500 |
| (jk) Youth diversion program | PR | B | 450,000 | 450,000 |
| (jr) Institutional operations and charges | PR | A | 107,100 | 108,100 |
| (kx) Interagency and intra-agency programs | PR-S | C | 1,266,100 | 1,355,300 |
| (ky) Interagency and intra-agency aids | PR-S | C | -0- | -0- |
| (kz) Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (m) Federal project operations | PR-F | C | -0- | -0- |
| (n) Federal program operations | PR-F | C | -0- | -0- |
| (o) Federal aid; foster care | PR-F | C | -0- | -0- |
| (oo) Federal aid; community youth and family aids | PR-F | C | 2,449,200 | 2,449,200 |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 79,747,000 | 83,883,200 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|---------------|
| PROGRAM REVENUE | | | 42,097,900 | 49,339,100 |
| FEDERAL | (| | 2,449,200) | (2,449,200) |
| OTHER | (| | 38,382,600) | (45,534,600) |
| SERVICE | (| | 1,266,100) | (1,355,300) |
| TOTAL-ALL SOURCES | | | 121,844,900 | 133,222,300 |
| (4) ECONOMIC SUPPORT | | | | |
| (a) General program operations | GPR | A | 19,101,300 | 20,790,500 |
| (br) Welfare reform studies | GPR | C | 180,000 | 342,900 |
| (ch) Incentives to establish paternity | GPR | A | 180,000 | 377,000 |
| (ci) County child support assistance | GPR | A | 179,400 | 134,700 |
| (cn) Child care for recipients & former recip./aid to families/dependent child. | GPR | A | 4,855,600 | 4,846,300 |
| (cr) State supplement to employment opportunity demonstration projects | GPR | A | 250,000 | 250,000 |
| (d) Income maintenance payments to individuals | GPR | S | 158,303,500 | 156,790,300 |
| (dc) Emergency assistance program | GPR | A | 1,954,200 | 1,954,200 |
| (de) Income maintenance county administration | GPR | A | 26,307,700 | 26,704,500 |
| (df) Employment and training programs | GPR | A | 17,912,500 | 18,160,200 |
| (dg) Services for learnfare pupils | GPR | A | 858,800 | 1,274,100 |
| (dk) New hope project | GPR | C | 500,000 | 500,000 |
| (dn) Food distribution grants | GPR | A | 170,000 | 170,000 |
| (e) Relief of needy Indian persons | GPR | S | 4,255,700 | 4,361,700 |
| (eb) General relief aid | GPR | A | 22,196,500 | 20,215,800 |
| (eg) Work opportunities pilot program | GPR | A | 40,000 | 20,000 |
| (g) Child support collections | PR | C | 67,156,800 | 69,419,300 |
| (ga) Child support collection -- county administration | PR | A | 635,900 | 1,026,700 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (j) Child support state operations | PR | C | 308,000 | 313,600 |
| (jb) Fees for administrative services | PR | C | 308,000 | 326,000 |
| (kx) Interagency and intra-agency programs | PR-S | C | 113,500 | 115,500 |
| (ky) Interagency and intra-agency aids | PR-S | C | 3,110,600 | 3,110,600 |
| (kz) Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (L) Welfare fraud and error reduction; state operations | PR | A | 746,600 | 768,200 |
| (Lm) Welfare fraud and error reduction; local assistance | PR | C | 1,136,500 | 1,428,500 |
| (m) Federal project operations | PR-F | C | 957,600 | 959,200 |
| (ma) Federal project aids | PR-F | C | 797,000 | 797,000 |
| (mb) Federal project local assistance | PR-F | C | -0- | -0- |
| (mc) Federal block grant operations | PR-F | C | 1,883,900 | 1,892,900 |
| (md) Federal block grant aids | PR-F | C | 54,506,000 | 54,506,000 |
| (n) Federal program operations | PR-F | C | 37,020,200 | 41,773,300 |

| STATUTE, AGENCY AND PURPOSE | | SOURCE | TYPE | 1993-94 | 93 WisAct 16 1994-95 |
|--|--|--------|------|------------------|-------------------------|
| (na) | Federal program aids | PR-F | C | 23,978,900 | 24,884,200 |
| (nL) | Federal program local assistance | PR-F | C | 88,933,600 | 93,857,800 |
| (p) | Federal aid; income maintenance payments | PR-F | C | 245,763,400 | 245,200,200 |
| (pm) | Employment programs; administration | PR-F | C | 3,073,900 | 3,968,100 |
| (ps) | Employment programs; aids | PR-F | C | 21,160,500 | 19,537,000 |
| (4) P R O G R A M T O T A L S | | | | | |
| GENERAL PURPOSE REVENUES | | | | 257,245,200 | 256,892,200 |
| PROGRAM REVENUE | | | | 551,590,900 | 563,884,100 |
| FEDERAL | | | | (478,075,000) (| 487,375,700) |
| OTHER | | | | (70,291,800) (| 73,282,300) |
| SERVICE | | | | (3,224,100) (| 3,226,100) |
| TOTAL-ALL SOURCES | | | | 808,836,100 | 820,776,300 |
| (5) VOCATIONAL REHABILITATION SERVICES | | | | | |
| (a) | General program operations | GPR | A | 5,173,700 | 5,177,500 |
| (bm) | Purchased services for clients | GPR | A | 6,520,300 | 6,665,100 |
| (d) | Telecommunication aid for the hearing impaired | GPR | A | 80,000 | 80,000 |
| (e) | Principal repayment and interest | GPR | S | 24,700 | 23,100 |
| (gg) | Contractual services | PR | C | 4,100 | 4,400 |
| (gp) | Contractual aids | PR | C | 525,200 | 740,200 |
| (h) | Enterprises and services for blind and visually impaired | PR | C | 216,900 | 221,400 |
| (hd) | Rehabilitation teaching aids | PR | A | 22,700 | 22,700 |
| (hh) | Interpreter services for hearing impaired | PR | A | 178,400 | 178,400 |
| (i) | Gifts and grants | PR | C | 10,000 | 10,000 |
| (kx) | Interagency and intra-agency programs | PR-S | C | 91,200 | 95,200 |
| (ky) | Interagency and intra-agency aids | PR-S | C | 103,100 | 103,100 |
| (kz) | Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (m) | Federal project operations | PR-F | C | 1,452,000 | 1,025,800 |
| (ma) | Federal project aids | PR-F | C | 1,107,900 | 1,221,700 |
| (n) | Federal program operations | PR-F | C | 28,431,400 | 29,297,700 |
| (na) | Federal program aids | PR-F | C | 29,915,700 | 31,379,500 |
| (nL) | Federal program local assistance | PR-F | C | -0- | -0- |
| (5) P R O G R A M T O T A L S | | | | | |
| GENERAL PURPOSE REVENUES | | | | 11,798,700 | 11,945,700 |
| PROGRAM REVENUE | | | | 62,058,600 | 64,300,100 |
| FEDERAL | | | | (60,907,000) (| 62,924,700) |
| OTHER | | | | (957,300) (| 1,177,100) |
| SERVICE | | | | (194,300) (| 198,300) |
| TOTAL-ALL SOURCES | | | | 73,857,300 | 76,245,800 |
| (6) COMMUNITY SERVICES; STATE OPERATIONS | | | | | |
| (a) | General program operations | GPR | A | 8,384,500 | 8,713,300 |
| (cf) | Foster and family-operated group home parent insurance and liability | GPR | A | 87,900 | 87,900 |
| (d) | Council on physical disabilities | GPR | A | 12,000 | 12,000 |
| (dg) | State adoption center | GPR | A | 65,000 | 65,000 |
| (dh) | Elder abuse awareness | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|----------------|--------------|------------------|------------------|
| campaign | GPR | A | 25,000 | 25,000 |
| (dm) Community-based residential facility receivership supplement | GPR | S | -0- | -0- |
| (ga) Community-based residential facility receivership operations | PR | C | -0- | -0- |
| (gb) Alcohol and drug abuse initiatives | PR | C | 300,000 | 300,000 |
| (gd) Group home revolving loan fund | PR | A | 100,000 | 100,000 |
| (hx) Services for drivers, receipts | PR | A | 800,000 | -0- |
| (hz) Services for drivers, state operations | PR | A | 50,000 | -0- |
| (i) Gifts and grants | PR | C | 69,000 | 69,000 |
| (jb) Fees for administrative services | PR | C | 137,400 | 139,800 |
| (jg) State child care program operations | PR | C | -0- | -0- |
| (jj) Searches for birth parents & adoption record information; foreign adoptions | PR | A | 49,100 | 50,900 |
| (jm) Licensing and support services | PR | A | 1,088,100 | 1,148,900 |
| (km) Services for children outside departmental custody | PR-S | A | 8,600 | 8,600 |
| (kx) Interagency and intra-agency programs | PR-S | C | 260,600 | 252,900 |
| (m) Federal project operations | PR-F | C | 3,644,200 | 3,525,200 |
| (mc) Federal block grant operations | PR-F | C | 8,776,700 | 9,063,500 |
| (n) Federal program operations | PR-F | C | 5,690,100 | 6,051,400 |
| (6) P R O G R A M | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 8,574,400 | 8,903,200 |
| PROGRAM REVENUE | | | 20,973,800 | 20,710,200 |
| FEDERAL | (| | 18,111,000) | (18,640,100) |
| OTHER | (| | 2,593,600) | (1,808,600) |
| SERVICE | (| | 269,200) | (261,500) |
| TOTAL-ALL SOURCES | | | 29,548,200 | 29,613,400 |
| (7) COMMUNITY SERVICES; AIDS AND LOCAL ASSISTANCE | | | | |
| (b) Community aids | GPR | A | 192,190,100 | 218,869,400 |
| (bb) Severely emotionally disturbed children | GPR | A | 92,700 | -0- |
| (bc) Grants for community programs | GPR | A | 3,531,800 | 3,024,800 |
| (bd) Community options program and long-term support pilot projects | GPR | A | 62,309,800 | 71,025,000 |
| (be) Mental health treatment services | GPR | A | 12,011,000 | 12,011,000 |
| (bf) Alzheimer's disease; training and information grants | GPR | A | 200,000 | 200,000 |
| (bj) Conditional release treatment and services | GPR | B | 2,469,500 | 2,955,100 |
| (bk) Cross-cultural training grants | GPR | B | 8,000 | 8,000 |
| (bt) Early intervention services for infants and toddlers with disabilities | GPR | A | 2,977,500 | 3,709,200 |

Vetoed in Part

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 93 WisACT 16 | |
|--|--------|------|--|--|
| | | | 1993-94 | 1994-95 |
| (c) Independent living centers | GPR | A | 911,200 | 1,233,500 |
| (cb) Domestic abuse grants | GPR | A | 3,025,300 | 3,537,800 |
| (ce) Services for homeless individuals | GPR | C | 75,000 | 75,000 |
| (cf) Domestic abuse program for substance abuse | GPR | A | 43,000 | 43,000 |
| (cg) Guardianship grant program | GPR | A | 250,000 | 250,000 |
| (co) Integrated service programs for children with severe disabilities | GPR | A | 133,300 | 133,300 |
| (cp) Capacity building for treatment programs | GPR | A | -0- | -0- |
| (da) Reimbursements to local units of government | GPR | S | 192,900 | 192,900 |
| (dd) State foster care and adoption services | GPR | A | 6,926,000 | 7,818,200 |
| (dh) Programs for senior citizens and elder abuse services | GPR | A | 6,871,400 6,918,800 | 7,145,900 7,191,400 |
| (dj) Benefit specialist program | GPR | A | 1,356,500 | 1,356,500 |
| (dL) Indian aids | GPR | A | 201,600 | 201,600 |
| (dm) Indian drug abuse prevention and education | GPR | A | 500,000 | 500,000 |
| (ds) Children-in-crisis | GPR | B | 125,000 | 125,000 |
| (ed) State supplement to federal supplemental security income program | GPR | S | 124,339,300 | 120,917,100 |
| (eg) Programs for adolescents and adolescent parents | GPR | A | 1,132,100 | 1,132,100 |
| (er) Adolescent services | GPR | A | 350,000 | 350,000 |
| (f) Community alcohol and other drug abuse prevention pilot program | GPR | A | 500,000 | 500,000 |
| (gb) Severely emotionally disturbed children | PR | C | 677,800 | 711,700 |
| (gg) Collection remittances to local units of government | PR | C | 100,000 | 100,000 |
| (hh) Domestic abuse assessment grants | PR | C | 272,500 | 272,500 |
| (hy) Services for drivers, local assistance | PR | A | 2,866,500 | 150,000 |
| (i) Gifts and grants; local assistance | PR | C | 450,000 | -0- |
| (ie) Child care start-up and expansion grant repayments | PR | C | -0- | -0- |
| (kc) Independent living center grants | PR-S | A | 588,800 | 588,800 |
| (ky) Interagency and intra-agency aids | PR-S | C | -0- | -0- |
| (kz) Interagency and intra-agency local assistance | PR-S | C | -0- | -0- |
| (ma) Federal project aids | PR-F | C | 9,118,300 | 9,118,300 |
| (mb) Federal project local assistance | PR-F | C | 7,264,300 | 7,977,900 |
| (md) Federal block grant aids | PR-F | C | 6,125,400 | 5,920,400 |
| (na) Federal program aids | PR-F | C | 19,926,300 | 20,095,300 |
| (nL) Federal program local assistance | PR-F | C | 3,637,200 | 2,905,500 |
| (o) Federal aid; community aids | PR-F | C | 127,133,800 | 110,622,000 |
| (pd) Federal aid; state foster | | | | |

Vetoed in Part

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|-------------|------------------|----------------|
| care and adoption services | PR-F | C | 6,542,000 | 7,367,300 |
| (7) P R O G R A M | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 422,768,500 | 457,359,900 |
| PROGRAM REVENUE | | | 184,702,900 | 165,829,700 |
| FEDERAL | (| | 179,747,300) (| 164,006,700) |
| OTHER | (| | 4,366,800) (| 1,234,200) |
| SERVICE | (| | 588,800) (| 588,800) |
| TOTAL-ALL SOURCES | | | 607,471,400 | 623,189,600 |
| (8) GENERAL ADMINISTRATION | | | | |
| (a) General program operations | GPR | A | 12,018,800 | 12,033,100 |
| (g) Legal services collections | PR | C | 12,200 | 12,200 |
| (gg) Contractual services | PR | C | 38,400 | 38,900 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (k) Administrative and support services | PR-S | A | 37,603,100 | 41,357,500 |
| (kx) Interagency and intra-agency programs | PR-S | C | 383,100 | 385,600 |
| (ky) Interagency and intra-agency aids | PR-S | C | -0- | -0- |
| (kz) Interagency and intra-agency local assistance | PR-S | C | 780,000 | 780,000 |
| (m) Federal project operations | PR-F | C | 7,000 | 7,000 |
| (ma) Federal project aids | PR-F | C | -0- | -0- |
| (n) Federal program operations | PR-F | C | 1,382,000 | 1,436,500 |
| (pz) Indirect cost reimbursements | PR-F | C | 1,145,500 | 1,170,200 |
| (8) P R O G R A M | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 12,018,800 | 12,033,100 |
| PROGRAM REVENUE | | | 41,351,300 | 45,187,900 |
| FEDERAL | (| | 2,534,500) (| 2,613,700) |
| OTHER | (| | 50,600) (| 51,100) |
| SERVICE | (| | 38,766,200) (| 42,523,100) |
| TOTAL-ALL SOURCES | | | 53,370,100 | 57,221,000 |
| 2 0 . 4 3 5 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 1,765,180,900 | 1,865,585,400 |
| PROGRAM REVENUE | | | 2,612,675,500 | 2,752,932,500 |
| FEDERAL | (| | 2,290,765,100) (| 2,413,868,600) |
| OTHER | (| | 272,292,300) (| 285,504,200) |
| SERVICE | (| | 49,618,100) (| 53,559,700) |
| SEGREGATED FUNDS | | | 2,771,300 | 2,801,900 |
| OTHER | (| | 2,771,300) (| 2,801,900) |
| TOTAL-ALL SOURCES | | | 4,380,627,700 | 4,621,319,800 |
| 20.440 Health and educational facilities authority | | | | |
| (1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES | | | | |
| (a) General program operations | 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) RURAL HOSPITAL LOAN GUARANTEE | | | | |
| (a) Rural assistance loan fund | GPR | C | -0- | -0- |
| (2) P R O G R A M | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| TOTAL-ALL SOURCES | | | -0- | -0- |
| 2 0 . 4 4 0 D E P A R T M E N T | | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| TOTAL-ALL SOURCES | | | -0- | -0- |
| 20.445 Industry, labor and human relations, department of | | | | |
| (1) INDUSTRY, LABOR AND HUMAN RELATIONS | | | | |
| (a) General program operations | GPR | A | 6,478,300 | 6,474,100 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|------------|-------------------------|
| (aa) Special death benefit | GPR | S | 200,000 | 200,000 |
| (b) Uninsured employers fund; supplement | GPR | A | -0- | -0- |
| (bc) Assistance for dislocated workers | GPR | A | 500,000 | 500,000 |
| (cm) Wisconsin service corps member compensation and support | GPR | C | 94,300 | 94,300 |
| (de) Private sewage system replacement and rehabilitation | GPR | C | 3,500,000 | 3,500,000 |
| (dm) Storage tank inventory | GPR | A | -0- | -0- |
| (e) Wisconsin job opportunity business subsidy program | GPR | B | -0- | -0- |
| (em) Youth apprenticeship program | GPR | A | 295,100 | 701,400 |
| (ep) Career counseling centers | GPR | A | -0- | 600,000 |
| (er) Youth apprenticeship curricula development | GPR | B | 105,000 | 105,000 |
| (ev) Office of workforce excellence | GPR | A | 219,600 | 219,600 |
| (f) Death and disability benefit payments; public insurrections | GPR | S | -0- | -0- |
| (g) Gifts and grants | PR | C | 18,000 | 18,000 |
| (ga) Auxiliary services | PR | C | 171,300 | 194,800 |
| (gb) Local agreements | PR | C | 9,685,900 | 9,705,500 |
| (gc) Unemployment administration | PR | C | -0- | -0- |
| (gd) Unemployment interest and penalty payments | PR | C | 123,000 | 123,000 |
| (ge) Unemployment reserve fund research | PR | A | 229,600 | 230,300 |
| (gf) Employment security administration | PR | A | 2,141,700 | 2,199,800 |
| (h) Local energy resource system fees | PR | A | -0- | -0- |
| (ha) Worker's compensation operations | PR | A | 6,971,000 | 6,673,200 |
| (hb) Worker's compensation contracts | PR | C | 211,000 | 211,000 |
| (j) Safety and building operations | PR | A | 11,327,800 | 11,333,100 |
| (jm) Dislocated worker program grants | PR | C | -0- | -0- |
| (jr) Wisconsin service corps member compensation & support; sponsor contribution | PR | C | -0- | -0- |
| (k) Fees | PR | C | 76,200 | 76,500 |
| (ka) Interagency agreements | PR-S | C | 9,287,300 | 9,233,600 |
| (kb) Data center operations | PR-S | C | -0- | -0- |
| (kc) Administrative services | PR-S | A | 19,134,300 | 19,275,700 |
| (km) Wisconsin service corps member compensation and support; service funds | PR-S | C | -0- | -0- |
| (L) Fire dues distribution | PR | C | 6,300,000 | 6,300,000 |
| (La) Fire prevention and fire dues administration | PR | A | 525,500 | 534,200 |
| (m) Federal funds | PR-F | C | 1,981,900 | 1,994,600 |
| (ma) Federal aid--program administration | PR-F | C | 5,229,900 | 5,240,900 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|--------------|----------------|
| (mb) Federal aid--employment and training local assistance | PR-F | C | 2,500,000 | 2,500,000 |
| (mc) Federal aid--employment and training aids | PR-F | C | 33,292,800 | 33,292,800 |
| (n) Unemployment administration; federal moneys | PR-F | C | 66,669,800 | 68,177,000 |
| (na) Employment security buildings and equipment | PR-F | C | 528,000 | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | 234,000 | 234,000 |
| (q) Groundwater--standards; implementation | SEG | A | -0- | -0- |
| (r) Safety and buildings operations; petroleum inspection fund | SEG | A | 6,032,000 | 6,032,000 |
| (s) Self-insured employers liability fund | SEG | C | -0- | -0- |
| (sm) Uninsured employers fund; payments | SEG | S | -0- | -0- |
| (sp) Uninsured employers fund; administration | SEG | A | 285,100 | 286,500 |
| (t) Work injury supplemental benefit fund | SEG | C | 2,500,000 | 2,500,000 |
| (v) Petroleum storage environmental remedial action; awards | SEG | B | 70,231,700 | 75,531,700 |
| (w) Petroleum storage environmental remedial action; administration | SEG | A | 660,300 | 660,300 |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 11,392,300 | 12,394,400 |
| PROGRAM REVENUE | | | 176,639,000 | 177,548,000 |
| FEDERAL | (| | 110,436,400) | (111,439,300) |
| OTHER | (| | 37,781,000) | (37,599,400) |
| SERVICE | (| | 28,421,600) | (28,509,300) |
| SEGREGATED FUNDS | | | 79,709,100 | 85,010,500 |
| OTHER | (| | 79,709,100) | (85,010,500) |
| TOTAL-ALL SOURCES | | | 267,740,400 | 274,952,900 |
| (2) REVIEW COMMISSION | | | | |
| (a) General program operations, review commission | GPR | A | 112,000 | 112,400 |
| (ha) Worker's compensation operations | PR | A | 383,600 | 372,800 |
| (m) Federal moneys | PR-F | C | 112,100 | 112,500 |
| (n) Unemployment administration; federal moneys | PR-F | C | 1,488,600 | 1,386,200 |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 112,000 | 112,400 |
| PROGRAM REVENUE | | | 1,984,300 | 1,871,500 |
| FEDERAL | (| | 1,600,700) | (1,498,700) |
| OTHER | (| | 383,600) | (372,800) |
| TOTAL-ALL SOURCES | | | 2,096,300 | 1,983,900 |
| (4) ADJUDICATION OF CLAIMS | | | | |
| (a) Administration of mining damage claims | GPR | A | -0- | -0- |
| (b) Funding for mining damage claims | GPR | S | -0- | -0- |
| (4) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| TOTAL-ALL SOURCES | | | -0- | -0- |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|--------------|----------------|
| 2 0 . 4 4 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 11,504,300 | 12,506,800 |
| PROGRAM REVENUE | | | 178,623,300 | 179,419,500 |
| FEDERAL | (| | 112,037,100) | (112,938,000) |
| OTHER | (| | 38,164,600) | (37,972,200) |
| SERVICE | (| | 28,421,600) | (28,509,300) |
| SEGREGATED FUNDS | | | 79,709,100 | 85,010,500 |
| OTHER | (| | 79,709,100) | (85,010,500) |
| TOTAL-ALL SOURCES | | | 269,836,700 | 276,936,800 |

20.455 Justice, department of

(1) LEGAL SERVICES

| | | | | |
|--|------|---|------------|------------|
| (a) General program operations | GPR | A | 10,847,800 | 10,853,900 |
| (b) Special counsel | GPR | S | 265,400 | 265,400 |
| (d) Legal expenses | GPR | B | 890,400 | 890,400 |
| (k) Environment litigation project | PR-S | C | 191,300 | 191,300 |
| (km) Interagency and intra-agency assistance | PR-S | A | 111,400 | 111,500 |
| (m) Federal aid | PR-F | C | 454,100 | 454,400 |

(1) P R O G R A M T O T A L S

| | | | | |
|--------------------------|---|--|------------|------------|
| GENERAL PURPOSE REVENUES | | | 12,003,600 | 12,009,700 |
| PROGRAM REVENUE | | | 756,800 | 757,200 |
| FEDERAL | (| | 454,100) | (454,400) |
| SERVICE | (| | 302,700) | (302,800) |
| TOTAL-ALL SOURCES | | | 12,760,400 | 12,766,900 |

(2) LAW ENFORCEMENT SERVICES

| | | | | |
|--|-----|---|------------|------------|
| (a) General program operations | GPR | A | 10,836,900 | 10,869,800 |
| (b) Investigations and operations | GPR | A | 43,400 | 43,400 |
| (bd) Drug law enforcement | GPR | A | 276,100 | 165,600 |
| (c) Crime laboratory equipment | GPR | B | -0- | -0- |
| (d) County-tribal law enforcement programs | GPR | A | 60,000 | 60,000 |
| (dm) Drug abatement teams, local assistance | GPR | A | 31,300 | 12,700 |
| (e) Drug enforcement | GPR | S | 631,000 | 632,400 |
| (g) Gaming law enforcement; racing revenues | PR | A | 144,300 | 144,300 |
| (gm) Criminal history searches; fingerprint identification | PR | C | 672,400 | 941,300 |
| (gr) Handgun purchaser record check | PR | C | 240,000 | 246,000 |
| (h) Terminal charges | PR | A | 2,116,400 | 2,116,500 |
| (hm) County-tribal programs, surcharge receipts | PR | A | -0- | -0- |
| (hn) County-tribal programs, local assistance | PR | A | 547,200 | 547,200 |
| (ho) County-tribal programs, state operations | PR | A | 44,600 | 44,600 |
| (i) Penalty assessment surcharge, receipts | PR | A | -0- | -0- |
| (j) Law enforcement training fund, local assistance | PR | A | 3,065,900 | 3,190,600 |
| (ja) Law enforcement training fund, state operations | PR | A | 2,332,600 | 2,356,700 |
| (jb) Crime laboratory equipment and supplies | PR | B | 375,500 | 375,500 |
| (jc) Identification system equipment | PR | C | -0- | -0- |
| (k) Interagency and intra-agency | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|------------|---------------|
| assistance; investigations | PR-S | C | 2,274,200 | 2,293,600 |
| (kg) Interagency and intra-agency assistance; fingerprint identification | PR-S | A | 896,800 | 896,800 |
| (Lm) Deoxyribonucleic acid analysis | PR | C | 216,200 | 357,700 |
| (m) Federal aid, state operations | PR-F | C | 38,200 | 38,200 |
| (ma) Federal aid; drug enforcement | PR-F | C | 1,142,900 | 1,147,100 |
| (mb) Federal aid, reward program | PR-F | C | 200,000 | 200,000 |
| (n) Federal aid, local assistance | PR-F | C | -0- | -0- |
| (q) Computers for transaction information for management of enforcement system | SEG | A | 1,048,500 | 1,048,500 |
| (r) Gaming law enforcement; lottery revenues | SEG | A | 207,600 | 215,900 |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 11,878,700 | 11,783,900 |
| PROGRAM REVENUE | | | 14,307,200 | 14,896,100 |
| FEDERAL | (| | 1,381,100) | (1,385,300) |
| OTHER | (| | 9,755,100) | (10,320,400) |
| SERVICE | (| | 3,171,000) | (3,190,400) |
| SEGREGATED FUNDS | | | 1,256,100 | 1,264,400 |
| OTHER | (| | 1,256,100) | (1,264,400) |
| TOTAL-ALL SOURCES | | | 27,442,000 | 27,944,400 |
| (3) ADMINISTRATIVE SERVICES | | | | |
| (a) General program operations | GPR | A | 3,383,800 | 3,383,800 |
| (g) Gifts, grants and proceeds | PR | C | -0- | -0- |
| (k) Interagency and intra-agency assistance | PR-S | A | -0- | -0- |
| (m) Federal aid, state operations | PR-F | C | -0- | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | 62,800 | 70,500 |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 3,383,800 | 3,383,800 |
| PROGRAM REVENUE | | | 62,800 | 70,500 |
| FEDERAL | (| | 62,800) | (70,500) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 3,446,600 | 3,454,300 |
| (5) VICTIMS AND WITNESSES | | | | |
| (a) General program operations | GPR | A | 742,400 | 743,200 |
| (b) Awards for victims of crimes | GPR | A | 1,296,700 | 1,324,200 |
| (c) Reimbursement for victim and witness services | GPR | A | 1,200,500 | 1,497,100 |
| (g) Crime victim and witness assistance surcharge, general services | PR | A | 1,955,400 | 1,761,200 |
| (gc) Crime victim and witness surcharge, sexual assault victim services | PR | C | 125,000 | 300,000 |
| (h) Crime victim compensation services | PR | A | 40,500 | 40,500 |
| (i) Victim compensation, inmate payments | PR | C | -0- | -0- |
| (j) Victim payments, victim surcharge | PR | A | 282,500 | 310,800 |
| (k) Interagency and intra-agency assistance | PR-S | A | 529,000 | 850,800 |
| (m) Federal aid; victim compensation | PR-F | C | 454,000 | 459,200 |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|---------------------------------|-------------|-------------|---------------|
| (mh) Federal aid; victim assistance | | PR-F C | 1,218,000 | 1,218,000 |
| | (5) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 3,239,600 | 3,564,500 |
| PROGRAM REVENUE | | | 4,604,400 | 4,940,500 |
| FEDERAL | (| | 1,672,000) | (1,677,200) |
| OTHER | (| | 2,403,400) | (2,412,500) |
| SERVICE | (| | 529,000) | (850,800) |
| TOTAL-ALL SOURCES | | | 7,844,000 | 8,505,000 |
| | 2 0 . 4 5 5 D E P A R T M E N T | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 30,505,700 | 30,741,900 |
| PROGRAM REVENUE | | | 19,731,200 | 20,664,300 |
| FEDERAL | (| | 3,570,000) | (3,587,400) |
| OTHER | (| | 12,158,500) | (12,732,900) |
| SERVICE | (| | 4,002,700) | (4,344,000) |
| SEGREGATED FUNDS | | | 1,256,100 | 1,264,400 |
| OTHER | (| | 1,256,100) | (1,264,400) |
| TOTAL-ALL SOURCES | | | 51,493,000 | 52,670,600 |
| 20.465 Military affairs, department of | | | | |
| (1) NATIONAL GUARD OPERATIONS | | | | |
| (a) General program operations | GPR | A | 4,199,900 | 4,141,600 |
| (b) Repair and maintenance | GPR | A | 552,500 | 629,600 |
| (c) Public emergencies | GPR | S | 48,500 | 48,500 |
| (d) Principal repayment and interest | GPR | S | 1,953,200 | 2,004,100 |
| (e) State service flags | GPR | A | 400 | 400 |
| (f) Energy costs | GPR | A | 1,284,500 | 1,416,200 |
| (g) Military property | PR | A | 59,800 | 113,300 |
| (h) Intergovernmental services | PR | A | 162,300 | 162,300 |
| (k) Armory store operations | PR-S | A | 200,000 | 200,000 |
| (km) Agency services | PR-S | A | 40,900 | 40,900 |
| (m) Federal aid | PR-F | C | 9,726,300 | 9,726,300 |
| (pz) Indirect cost reimbursements | PR-F | C | 108,000 | 108,000 |
| (q) Helicopter medical services and transportation | SEG | A | 60,800 | 60,800 |
| | (1) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 8,039,000 | 8,240,400 |
| PROGRAM REVENUE | | | 10,297,300 | 10,350,800 |
| FEDERAL | (| | 9,834,300) | (9,834,300) |
| OTHER | (| | 222,100) | (275,600) |
| SERVICE | (| | 240,900) | (240,900) |
| SEGREGATED FUNDS | | | 60,800 | 60,800 |
| OTHER | (| | 60,800) | (60,800) |
| TOTAL-ALL SOURCES | | | 18,397,100 | 18,652,000 |
| (2) GUARD MEMBERS' BENEFITS | | | | |
| (a) Tuition grants | GPR | A | 1,070,800 | 1,311,500 |
| | (2) P R O G R A M | T O T A L S | | |
| GENERAL PURPOSE REVENUES | | | 1,070,800 | 1,311,500 |
| TOTAL-ALL SOURCES | | | 1,070,800 | 1,311,500 |
| (3) EMERGENCY GOVERNMENT SERVICES | | | | |
| (a) General program operations | GPR | A | 543,900 | 537,800 |
| (d) State emergency response board; general fund loan | GPR | C | -0- | -0- |
| (e) Disaster recovery aid | GPR | S | 2,686,600 | 186,600 |
| (g) Program services | PR | A | 970,500 | 963,300 |
| (i) Emergency planning and reporting; administration | PR | A | 601,400 | 610,200 |
| (is) Hazardous substance emergency response; administration | PR | A | 60,600 | 60,600 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|---|---|
| (j) State emergency response board; gifts and grants | PR | C | -0- | -0- |
| (jm) State emergency response board; emergency planning grants | PR | C | 857,600 | 857,600 |
| (jq) Regional emergency response teams | PR | C | 1,400,000 | 1,400,000 |
| (jt) Regional emergency response reimbursement | PR | C | -0- | -0- |
| (m) Federal aid, state operations | PR-F | C | 1,210,900 | 1,211,600 |
| (n) Federal aid, local assistance | PR-F | C | 1,682,200 | 1,682,200 |
| (o) Federal aid, individuals and organizations | PR-F | C | 42,000 | 42,000 |
| (q) Civil air patrol aids | SEG | A | 19,000 | 19,000 |
| (r) State emergency response board; petroleum inspection fund | SEG | A | 400,700 | 400,700 |
| (s) Emergency response training - transportation fund | SEG | B | 75,000 | 75,000 |
| (t) Emergency response training - environmental fund | SEG | B | 75,000 | 75,000 |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 3,230,500 | 724,400 |
| PROGRAM REVENUE | | | 6,825,200 | 6,827,500 |
| FEDERAL | (| | 2,935,100) | (2,935,800) |
| OTHER | (| | 3,890,100) | (3,891,700) |
| SEGREGATED FUNDS | | | 569,700 | 569,700 |
| OTHER | (| | 569,700) | (569,700) |
| TOTAL-ALL SOURCES | | | 10,625,400 | 8,121,600 |
| 2 0 . 4 6 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 12,340,300 | 10,276,300 |
| PROGRAM REVENUE | | | 17,122,500 | 17,178,300 |
| FEDERAL | (| | 12,769,400) | (12,770,100) |
| OTHER | (| | 4,112,200) | (4,167,300) |
| SERVICE | (| | 240,900) | (240,900) |
| SEGREGATED FUNDS | | | 630,500 | 630,500 |
| OTHER | (| | 630,500) | (630,500) |
| TOTAL-ALL SOURCES | | | 30,093,300 | 28,085,100 |
| 20.475 District attorneys | | | | |
| (1) DISTRICT ATTORNEYS | | | | |
| (c) Other employees; general fund | GPR | A | 76,800 ^{22,692,800} | 79,800 ^{22,710,000} |
| (d) Salaries and fringe benefits | GPR | A | 831,300 | 851,400 |
| (h) Gifts and grants | PR | C | 831,300 | 851,400 |
| (k) Interagency and intra-agency assistance | PR-S | C | -0- | -0- |
| (m) Federal aid | PR-F | C | -0- | -0- |
| 2 0 . 4 7 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 22,912,700 | 22,961,700 |
| PROGRAM REVENUE | | | 831,300 | 851,400 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 831,300) | (851,400) |
| SERVICE | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 23,744,000 | 23,813,100 |
| 20.485 Veterans affairs, department of | | | | |
| (1) HOME FOR VETERANS | | | | |
| (b) General fund supplement to institutional operations | GPR | B | -0- | -0- |
| (c) Energy costs | GPR | A | 564,700 | 579,200 |

Vetoed in Part

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|--------------|
| (d) Cemetery maintenance and beautification | GPR | A | 24,900 | 24,900 |
| (e) Lease rental payments | GPR | S | -0- | -0- |
| (f) Principal repayment and interest | GPR | S | 805,200 | 1,044,900 |
| (g) Home exchange | PR | A | 198,400 | 198,400 |
| (gk) Institutional operations | PR | A | 27,504,400 | 28,136,400 |
| (gm) Sale of fuel and utility service | PR | A | 38,700 | 38,700 |
| (go) Wastewater treatment services; principal repayment and interest | PR | S | -0- | -0- |
| (h) Gifts and bequests | PR | C | 92,000 | 92,000 |
| (hm) Gifts and grants | PR | C | -0- | -0- |
| (i) State-owned housing maintenance | PR | A | 30,000 | 30,000 |
| (j) Geriatric program receipts | PR | C | 112,800 | 112,800 |
| (k) Wastewater treatment facilities; principal repayment and interest | PR | S | -0- | -0- |
| (m) Federal aid; care at veterans home | PR-F | C | -0- | -0- |
| (mj) Federal aid; geriatric unit | PR-F | C | -0- | -0- |
| (mn) Federal projects | PR-F | C | -0- | -0- |
| (t) Veterans home member accounts | SEG | C | -0- | -0- |
| (u) Rentals; improvements; equipment; land acquisition | SEG | A | -0- | -0- |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 1,394,800 | 1,649,000 |
| PROGRAM REVENUE | | | 27,976,300 | 28,608,300 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 27,976,300) | (28,608,300) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 29,371,100 | 30,257,300 |
| (2) LOANS AND AIDS TO VETERANS | | | | |
| (b) Wisconsin veterans museum space rental | GPR | A | 247,200 | 250,000 |
| (d) Veterans memorials at The Highground | GPR | C | -0- | -0- |
| (db) General fund supplement to veterans trust fund | GPR | A | -0- | -0- |
| (g) Consumer reporting agency fees | PR | C | -0- | -0- |
| (m) Federal aid projects | PR-F | C | -0- | -0- |
| (rm) Veterans rehabilitation program | SEG | B | 500,000 | 800,000 |
| (rs) Retired senior volunteer program grants | SEG | A | 15,900 | 15,900 |
| (s) Veterans memorial grants | SEG | C | -0- | -0- |
| (sm) Payments related to the Highground | SEG | C | -0- | -0- |
| (tm) Facilities | SEG | C | -0- | -0- |
| (u) Administration of loans and aids to veterans | SEG | A | 2,171,800 | 2,217,100 |
| (v) Wisconsin veterans museum sales receipts | SEG | C | 84,500 | 92,400 |
| (vm) Veterans aids and treatment | SEG | A | 1,372,000 | 1,377,500 |
| (vo) Veterans of World War I | SEG | A | 2,500 | 2,500 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|--------------|-------------|
| (vw) Payments to veterans organizations for claims service | SEG | A | 75,000 | 75,000 |
| (vx) County grants | SEG | A | 126,200 | 127,800 |
| (w) Home for needy veterans | SEG | C | 10,000 | 10,000 |
| (wd) Operation of Wisconsin veterans museum | SEG | A | 286,000 | 335,600 |
| (y) Veterans loans and expense | SEG | A | 3,843,700 | 3,799,600 |
| (ym) Veterans trust fund stabilization loans | SEG | C | 15,000,000 | 5,000,000 |
| (z) Gifts | SEG | C | -0- | -0- |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 247,200 | 250,000 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | -0-) | -0-) |
| SEGREGATED FUNDS | | | 23,487,600 | 13,853,400 |
| OTHER | (| | 23,487,600) | 13,853,400) |
| TOTAL-ALL SOURCES | | | 23,734,800 | 14,103,400 |
| (3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS | | | | |
| (b) Self insurance | GPR | S | -0- | -0- |
| (e) General program deficiency | GPR | S | -0- | -0- |
| (q) Foreclosure loss payments | SEG | C | 800,000 | 800,000 |
| (r) Funded reserves | SEG | C | 50,000 | 50,000 |
| (rm) Other reserves | SEG | C | -0- | -0- |
| (s) General program operations | SEG | A | 3,234,000 | 3,240,500 |
| (sm) County grants | SEG | A | 189,300 | 191,700 |
| (t) Debt service | SEG | C | 77,527,100 | 72,526,500 |
| (u) Loan funding and revenue obligation supplement | SEG | C | 7,803,600 | 7,851,900 |
| (v) Revenue obligation repayment | SEG | C | -0- | -0- |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| SEGREGATED FUNDS | | | 89,604,000 | 84,660,600 |
| OTHER | (| | 89,604,000) | 84,660,600) |
| TOTAL-ALL SOURCES | | | 89,604,000 | 84,660,600 |
| 20.485 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 1,642,000 | 1,899,000 |
| PROGRAM REVENUE | | | 27,976,300 | 28,608,300 |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | 27,976,300) | 28,608,300) |
| SEGREGATED FUNDS | | | 113,091,600 | 98,514,000 |
| OTHER | (| | 113,091,600) | 98,514,000) |
| TOTAL-ALL SOURCES | | | 142,709,900 | 129,021,300 |
| 20.488 Cost containment commission | | | | |
| (1) CAPITAL EXPENDITURE REVIEW | | | | |
| (g) General program operations | PR | A | 341,700 | 341,700 |
| (h) Cost containment commission-- review and approval activities | PR | C | 92,700 | 92,700 |
| (m) Federal funds | PR-F | C | -0- | -0- |
| 20.488 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 434,400 | 434,400 |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | 434,400) | 434,400) |
| TOTAL-ALL SOURCES | | | 434,400 | 434,400 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------------------|----------------|-------------------------|
| 20.490 Wisconsin housing and economic development authority | | | |
| (1) FACILITATION OF CONSTRUCTION | | | |
| (a) Capital reserve fund deficiency | GPR C | -0- | -0- |
| | (1) PROGRAM TOTALS | | |
| GENERAL PURPOSE REVENUES | | -0- | -0- |
| TOTAL-ALL SOURCES | | -0- | -0- |
| (2) HOUSING REHABILITATION LOAN PROGRAM | | | |
| (a) General program operations | GPR C | -0- | -0- |
| (q) Loan loss reserve fund | SEG C | -0- | -0- |
| | (2) PROGRAM TOTALS | | |
| GENERAL PURPOSE REVENUES | | -0- | -0- |
| SEGREGATED FUNDS | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | -0- | -0- |
| (4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE | | | |
| (g) Disadvantaged business mobilization loan guarantee | PR C | -0- | -0- |
| | (4) PROGRAM TOTALS | | |
| PROGRAM REVENUE | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | -0- | -0- |
| (5) WISCONSIN DEVELOPMENT LOAN GUARANTEES | | | |
| (a) Wisconsin development reserve fund | GPR C | -0- | -0- |
| (q) Recycling fund transfer to Wisconsin development reserve fund | SEG C | -0- | -0- |
| (r) Agrichemical management fund transfer to Wisconsin development reserve fd. | SEG C | 162,500 | -0- |
| (s) Petroleum inspection fund transfer to WDRF | SEG C | 125,000 | 250,000 |
| | (5) PROGRAM TOTALS | | |
| GENERAL PURPOSE REVENUES | | -0- | -0- |
| SEGREGATED FUNDS | | 287,500 | 250,000 |
| OTHER | (| 287,500) | (250,000) |
| TOTAL-ALL SOURCES | | 287,500 | 250,000 |
| 20.490 DEPARTMENT TOTALS | | | |
| GENERAL PURPOSE REVENUES | | -0- | -0- |
| PROGRAM REVENUE | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| SEGREGATED FUNDS | | 287,500 | 250,000 |
| OTHER | (| 287,500) | (250,000) |
| TOTAL-ALL SOURCES | | 287,500 | 250,000 |
| Human Relations and Resources | | | |
| FUNCTIONAL AREA TOTALS | | | |
| GENERAL PURPOSE REVENUES | | 2,141,665,800 | 2,256,724,300 |
| PROGRAM REVENUE | | 2,891,211,300 | 3,034,630,400 |
| FEDERAL | (| 2,419,499,700) | (2,543,522,200) |
| OTHER | (| 360,838,600) | (375,255,200) |
| SERVICE | (| 110,873,000) | (115,853,000) |
| SEGREGATED FUNDS | | 197,801,100 | 188,513,800 |
| FEDERAL | (| -0-) | -0-) |
| OTHER | (| 197,801,100) | (188,513,800) |
| SERVICE | (| -0-) | -0-) |
| LOCAL | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | 5,230,678,200 | 5,479,868,500 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|--------------|----------------|
| General Executive | | | | |
| 20.505 Administration, department of | | | | |
| (1) SUPERVISION AND MANAGEMENT | | | | |
| (a) General program operations | GPR | A | 11,211,500 | 11,287,200 |
| (b) Midwest interstate low-level radioactive waste compact; loan from gen. fund | GPR | C | -0- | -0- |
| (d) Energy development and demonstration fund | GPR | A | -0- | -0- |
| (e) Parental choice public information program | GPR | B | 20,000 | -0- |
| (f) Badger state games assistance | GPR | A | 50,000 | 50,000 |
| (g) Midwest interstate low-level radioactive waste compact; membership & costs | PR | A | 60,700 | 60,700 |
| (im) Services to nonstate governmental units | PR | A | 1,552,600 | 1,716,700 |
| (is) Information technology services to nonstate entities | PR | C | -0- | -0- |
| (j) Gifts and donations | PR | C | -0- | -0- |
| (jm) Acid deposition activities | PR | A | 55,400 | 55,400 |
| (ka) Materials and services to state agencies | PR-S | A | 10,655,900 | 10,714,000 |
| (kb) Transportation services | PR-S | A | 11,441,200 | 11,961,800 |
| (kc) Building construction services | PR-S | A | 5,222,600 | 5,249,600 |
| (kd) Printing services | PR-S | A | 6,394,800 | 6,396,700 |
| (ke) Telecommunications and data processing services | PR-S | A | 29,649,500 | 29,652,600 |
| (kg) Records, microfilm, optical imaging and forms services | PR-S | A | 1,648,000 | 1,593,600 |
| (kj) Financial services | PR-S | A | 10,261,500 | 7,119,900 |
| (kL) Information technology services to agencies | PR-S | C | 27,985,800 | 27,985,800 |
| (ma) Federal grants and contracts | PR-F | C | -0- | -0- |
| (mb) Federal energy grants and contracts | PR-F | C | 664,400 | 641,700 |
| (mc) Coastal zone management | PR-F | C | 986,100 | 986,100 |
| (md) Oil overcharge restitution funds | PR-F | C | 14,449,000 | 15,392,900 |
| (n) Federal aid; local assistance | PR-F | C | -0- | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | 52,000 | 52,000 |
| (v) General program operations -- clean water fund program; state funds | SEG | A | 569,600 | 569,600 |
| (x) General program operations -- clean water fund program; federal funds | SEG-F | C | -0- | -0- |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 11,281,500 | 11,337,200 |
| PROGRAM REVENUE | | | 121,079,500 | 119,579,500 |
| FEDERAL | (| | 16,151,500) | (17,072,700) |
| OTHER | (| | 1,668,700) | (1,832,800) |
| SERVICE | (| | 103,259,300) | (100,674,000) |
| SEGREGATED FUNDS | | | 569,600 | 569,600 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 569,600) | (569,600) |
| TOTAL-ALL SOURCES | | | 132,930,600 | 131,486,300 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|-------------|-------------------------|
| (2) RISK MANAGEMENT | | | | |
| (a) General fund supplement -- risk management claims | GPR | S | -0- | -0- |
| (k) Risk management costs | PR-S | C | 22,159,800 | 23,064,200 |
| (ki) Risk management administration | PR-S | A | 3,568,700 | 3,443,900 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| PROGRAM REVENUE | | | 25,728,500 | 26,508,100 |
| SERVICE | (| | 25,728,500) | 26,508,100) |
| TOTAL-ALL SOURCES | | | 25,728,500 | 26,508,100 |
| (3) COMMITTEES AND INTERSTATE BODIES | | | | |
| (a) General program operations | GPR | A | 176,600 | 176,600 |
| (b) Women's council operations | GPR | A | 164,400 | 134,400 |
| (c) Commission for the study of administrative value and efficiency | GPR | B | -0- | -0- |
| (e) Mediation office operations | GPR | A | -0- | -0- |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (ga) Gifts & grants; commission for the study of admin value & efficiency | PR | C | -0- | -0- |
| (h) Program fees | PR | A | 6,100 | 6,100 |
| (k) Committees on area promotion | PR-S | C | -0- | -0- |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (3) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 341,000 | 311,000 |
| PROGRAM REVENUE | | | 6,100 | 6,100 |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | 6,100) | 6,100) |
| SERVICE | (| | -0-) | -0-) |
| TOTAL-ALL SOURCES | | | 347,100 | 317,100 |
| (4) ATTACHED DIVISIONS, BOARDS, COUNCILS AND COMMISSIONS | | | | |
| (a) Adjudication of tax appeals | GPR | A | 487,400 | 490,200 |
| (b) Adjudication of equalization appeals | GPR | S | -0- | -0- |
| (c) Claims board; general program operations | GPR | A | 34,300 | 34,300 |
| (d) Claims awards | GPR | S | 234,800 | 234,800 |
| (dm) Sentencing commission; general program operations | GPR | A | 276,700 | 276,700 |
| (eb) Waste facility siting board administrative expenses | GPR | A | 97,400 | -0- |
| (f) Hearings and appeals operations | GPR | A | 1,430,500 | 1,445,700 |
| (fn) Board on the U.S.S. Wisconsin; interest on gifts and grants | GPR | S | -0- | -0- |
| (fz) Privacy council and privacy advocate | GPR | A | 77,900 | 77,900 |
| (gm) Gifts and grants | PR | C | -0- | -0- |
| (h) Program services | PR | A | 26,000 | 26,000 |
| (hg) Trust lands and investments - general program operations | PR | A | 636,900 | 745,000 |
| (i) Board on the U.S.S. Wisconsin; gifts and grants | PR | C | -0- | -0- |
| (ie) Land information board; general program operations | PR | A | 260,900 | 278,000 |
| (ig) Land information board; | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-------------|---------------|
| technical assistance and education | PR | A | -0- | -0- |
| (im) Land information board; aids to counties | PR | C | 1,799,000 | 1,799,000 |
| (is) Relay service | PR | A | 4,044,600 | 4,044,600 |
| (k) Waste facility siting board; general program operations | PR-S | A | -0- | 97,400 |
| (ka) State use board -- general program operations | PR-S | A | 114,000 | 114,000 |
| (kg) Trust lands and investments - interagency and intra-agency assistance | PR-S | A | -0- | -0- |
| (mg) Federal aid -- flood control | PR-F | C | 52,700 | 52,700 |
| (mm) Sentencing commission; federal aid | PR-F | C | -0- | -0- |
| (q) Hearings and appeals operations; transportation fund | SEG | A | 62,900 | 116,200 |
| (4) P R O G R A M T O T A L S | | | 2,639,000 | 2,559,600 |
| GENERAL PURPOSE REVENUES | | | 2,639,000 | 2,559,600 |
| PROGRAM REVENUE | | | 6,934,100 | 7,156,700 |
| FEDERAL | (| | 52,700) | (52,700) |
| OTHER | (| | 6,767,400) | (6,892,600) |
| SERVICE | (| | 114,000) | (211,400) |
| SEGREGATED FUNDS | | | 62,900 | 116,200 |
| OTHER | (| | 62,900) | (116,200) |
| TOTAL-ALL SOURCES | | | 9,636,000 | 9,832,500 |
| (5) FACILITIES MANAGEMENT | | | | |
| (g) Principal repayment, interest and rebates; parking | PR-S | S | -0- | 427,800 |
| (ka) Facility operations and maintenance | PR-S | A | 24,409,200 | 25,340,400 |
| (kb) Parking | PR | A | -0- | -0- |
| (kc) Principal repayment, interest and rebates | PR-S | C | 6,303,900 | 6,005,600 |
| (q) Energy efficiency | SEG | S | -0- | -0- |
| (5) P R O G R A M T O T A L S | | | 30,713,100 | 31,773,800 |
| PROGRAM REVENUE | | | 30,713,100 | 31,773,800 |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 30,713,100) | (31,773,800) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 30,713,100 | 31,773,800 |
| (6) OFFICE OF JUSTICE ASSISTANCE | | | | |
| (a) General program operations | GPR | A | 264,900 | 269,500 |
| (g) Anti-drug enforcement program, penalty assessment - local | PR | C | 1,530,300 | 2,087,900 |
| (h) Anti-drug enforcement program, penalty assessment - state | PR | C | 600,000 | 700,000 |
| (k) Anti-drug enforcement program -- administration | PR-S | C | 95,600 | 95,600 |
| (m) Federal aid, planning and administration, state operations | PR-F | C | 114,100 | 109,500 |
| (o) Federal aid, criminal justice improvement projects, state operations | PR-F | C | 100,000 | 75,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|---|--------|------|--------------|-------------------------|
| (p) Federal aid, criminal justice improvement projects, local assistance | PR-F | C | 621,900 | 621,900 |
| (pa) Federal aid, criminal justice improvement projects, aid to organizations | PR-F | C | 75,000 | 75,000 |
| (pb) Federal aid, anti-drug enforcement program, aids and local assistance | PR-F | C | 5,064,600 | 4,759,600 |
| (pc) Federal aid, anti-drug enforcement program, state operations | PR-F | C | 3,752,300 | 3,177,200 |
| (6) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 264,900 | 269,500 |
| PROGRAM REVENUE | | | 11,953,800 | 11,701,700 |
| FEDERAL | (| | 9,727,900) | (8,818,200) |
| OTHER | (| | 2,130,300) | (2,787,900) |
| SERVICE | (| | 95,600) | (95,600) |
| TOTAL-ALL SOURCES | | | 12,218,700 | 11,971,200 |
| (7) HOUSING ASSISTANCE | | | | |
| (a) General program operations | GPR | A | 879,200 | 879,200 |
| (b) Housing grants and loans | GPR | B | 2,840,800 | 2,840,800 |
| (c) Payments to designated agents | GPR | A | -0- | -0- |
| (d) Grants to local housing organizations | GPR | B | 1,000,000 | 1,000,000 |
| (dm) Transitional housing grants | GPR | A | 375,000 | 375,000 |
| (fm) Shelter for homeless and transitional housing | GPR | A | 1,131,000 | 1,131,000 |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (jf) Mobile home parks | PR-S | A | 75,000 | 75,000 |
| (jl) Regulation of mobile home dealers and salespersons | PR-S | A | 33,100 | 33,100 |
| (k) Sale of materials or services | PR-S | C | -0- | -0- |
| (kg) Housing program services | PR-S | C | 6,681,600 | 6,681,600 |
| (km) Weatherization assistance | PR-S | C | 15,000,000 | 15,000,000 |
| (m) Federal aid; state operations | PR-F | C | 2,030,200 | 2,030,200 |
| (n) Federal aid; local assistance | PR-F | C | 77,000 | 77,000 |
| (o) Federal aid; individuals and organizations | PR-F | C | 8,156,200 | 8,156,200 |
| (7) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 6,226,000 | 6,226,000 |
| PROGRAM REVENUE | | | 32,053,100 | 32,053,100 |
| FEDERAL | (| | 10,263,400) | (10,263,400) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 21,789,700) | (21,789,700) |
| TOTAL-ALL SOURCES | | | 38,279,100 | 38,279,100 |
| (8) DISTRICT ATTORNEYS | | | | |
| (a) General program operations | GPR | A | 160,100 | 160,100 |
| (8) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 160,100 | 160,100 |
| TOTAL-ALL SOURCES | | | 160,100 | 160,100 |
| 20505 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 20,912,500 | 20,863,400 |
| PROGRAM REVENUE | | | 228,468,200 | 228,779,000 |
| FEDERAL | (| | 36,195,500) | (36,207,000) |
| OTHER | (| | 10,572,500) | (11,519,400) |
| SERVICE | (| | 181,700,200) | (181,052,600) |
| SEGREGATED FUNDS | | | 632,500 | 685,800 |
| FEDERAL | (| | -0-) | (-0-) |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|--------------|
| OTHER | (| | 632,500) | (685,800) |
| TOTAL-ALL SOURCES | | | 250,013,200 | 250,328,200 |
| 20.510 Elections board | | | | |
| (1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS | | | | |
| (a) General program operations | GPR | B | 675,400 | 693,500 |
| (g) Recount fees | PR | C | -0- | -0- |
| (h) Materials and services | PR | A | 18,300 | 18,300 |
| (q) Wisconsin election campaign fund | SEG | C | 100,000 | 1,100,000 |
| 20.510 DEPARTMENT | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 675,400 | 693,500 |
| PROGRAM REVENUE | | | 18,300 | 18,300 |
| OTHER | | | (18,300) | (18,300) |
| SEGREGATED FUNDS | | | 100,000 | 1,100,000 |
| OTHER | | | (100,000) | (1,100,000) |
| TOTAL-ALL SOURCES | | | 793,700 | 1,811,800 |
| 20.512 Employment relations, department of | | | | |
| (1) EMPLOYMENT RELATIONS | | | | |
| (a) General program operations | GPR | A | 5,734,100 | 5,775,400 |
| (b) Day care services | GPR | A | 45,000 | 45,000 |
| (i) Services to nonstate governmental units | PR | A | 145,700 | 145,700 |
| (j) Gifts and donations | PR | C | -0- | -0- |
| (jm) Employee development and training services | PR | A | 565,200 | 565,200 |
| (ka) Publications | PR-S | A | 153,000 | 153,000 |
| (m) Federal grants and contracts | PR-F | C | -0- | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | -0- | -0- |
| (1) PROGRAM | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 5,779,100 | 5,820,400 |
| PROGRAM REVENUE | | | 863,900 | 863,900 |
| FEDERAL | | | (-0-) | (-0-) |
| OTHER | | | (710,900) | (710,900) |
| SERVICE | | | (153,000) | (153,000) |
| TOTAL-ALL SOURCES | | | 6,643,000 | 6,684,300 |
| (2) AFFIRMATIVE ACTION COUNCIL | | | | |
| (a) General program operations | GPR | A | 8,200 | 8,200 |
| (j) Gifts and donations | PR | C | -0- | -0- |
| (m) Federal grants and contracts | PR-F | C | -0- | -0- |
| (2) PROGRAM | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 8,200 | 8,200 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | | | (-0-) | (-0-) |
| OTHER | | | (-0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 8,200 | 8,200 |
| 20.512 DEPARTMENT | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 5,787,300 | 5,828,600 |
| PROGRAM REVENUE | | | 863,900 | 863,900 |
| FEDERAL | | | (-0-) | (-0-) |
| OTHER | | | (710,900) | (710,900) |
| SERVICE | | | (153,000) | (153,000) |
| TOTAL-ALL SOURCES | | | 6,651,200 | 6,692,500 |
| 20.515 Employee trust funds, department of | | | | |
| (1) EMPLOYEE BENEFIT PLANS | | | | |
| (a) Annuity supplements and payments | GPR | S | 458,900 | 407,800 |
| (c) Contingencies | GPR | S | -0- | -0- |
| (t) Automated operating system | SEG | C | 500,200 | 428,400 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisAct 16 1994-95 |
|--|--------|------|-------------|-------------------------|
| (u) Employee-funded reimbursement account plan | SEG | C | -0- | -0- |
| (um) Benefit administration | SEG | B | 15,000 | 15,000 |
| (ut) Health insurance data collection and analysis contracts | SEG | A | 300,000 | 300,000 |
| (w) Administration | SEG | A | 10,344,800 | 10,401,200 |
| 20.515 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 458,900 | 407,800 |
| SEGREGATED FUNDS | | | 11,160,000 | 11,144,600 |
| OTHER | (| | 11,160,000) | 11,144,600) |
| TOTAL-ALL SOURCES | | | 11,618,900 | 11,552,400 |
| 20.521 Ethics board | | | | |
| (1) ETHICS AND LOBBYING REGULATION | | | | |
| (a) General program operations; general purpose revenue | GPR | A | 184,800 | 186,000 |
| (g) General program operations; program revenue | PR | A | 201,300 | 194,600 |
| (h) Gifts and grants | PR | C | -0- | -0- |
| (i) Materials and services | PR | A | 15,000 | 15,000 |
| 20.521 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 184,800 | 186,000 |
| PROGRAM REVENUE | | | 216,300 | 209,600 |
| OTHER | (| | 216,300) | 209,600) |
| TOTAL-ALL SOURCES | | | 401,100 | 395,600 |
| 20.525 Office of the governor | | | | |
| (1) EXECUTIVE ADMINISTRATION | | | | |
| (a) General program operations | GPR | S | 2,027,700 | 2,038,100 |
| (b) Contingent fund | GPR | S | 21,700 | 21,700 |
| (c) Membership in national associations | GPR | S | 95,200 | 99,000 |
| (d) Disability board | GPR | S | -0- | -0- |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (1) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 2,144,600 | 2,158,800 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | -0-) | -0-) |
| TOTAL-ALL SOURCES | | | 2,144,600 | 2,158,800 |
| (2) EXECUTIVE RESIDENCE | | | | |
| (a) General program operations | GPR | S | 147,000 | 149,400 |
| (2) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 147,000 | 149,400 |
| TOTAL-ALL SOURCES | | | 147,000 | 149,400 |
| 20.525 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 2,291,600 | 2,308,200 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | -0-) |
| OTHER | (| | -0-) | -0-) |
| TOTAL-ALL SOURCES | | | 2,291,600 | 2,308,200 |
| 20.536 Investment board | | | | |
| (1) INVESTMENT OF FUNDS | | | | |
| (k) General program operations | PR-S | A | 7,103,800 | 7,050,800 |
| (ka) General program operations; clean water fund | PR-S | C | -0- | -0- |
| 20.536 DEPARTMENT TOTALS | | | | |
| PROGRAM REVENUE | | | 7,103,800 | 7,050,800 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|------------|--------------|
| SERVICE | (| | 7,103,800) | (7,050,800) |
| TOTAL-ALL SOURCES | | | 7,103,800 | 7,050,800 |
| 20.540 Office of the lieutenant governor | | | | |
| (1) EXECUTIVE COORDINATION | | | | |
| (a) General program operations | GPR | A | 461,700 | 432,100 |
| (g) Gifts, grants and proceeds | PR | C | -0- | -0- |
| (k) Grants from state agencies | PR-S | C | -0- | -0- |
| (m) Federal aid | PR-F | C | -0- | -0- |
| 20.540 DEPARTMENT | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 461,700 | 432,100 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 461,700 | 432,100 |
| 20.547 Personnel commission | | | | |
| (1) REVIEW OF PERSONNEL DECISIONS | | | | |
| (a) General program operations | GPR | A | 686,200 | 701,600 |
| (h) Publications | PR | A | 3,000 | 3,000 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| 20.547 DEPARTMENT | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 686,200 | 701,600 |
| PROGRAM REVENUE | | | 3,000 | 3,000 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 3,000) | (3,000) |
| TOTAL-ALL SOURCES | | | 689,200 | 704,600 |
| 20.550 Public defender board | | | | |
| (1) LEGAL ASSISTANCE | | | | |
| (a) Program administration | GPR | A | 1,192,900 | 1,181,400 |
| (b) Appellate representation | GPR | A | 2,734,900 | 2,780,600 |
| (c) Trial representation | GPR | A | 25,205,400 | 25,227,900 |
| (d) Private bar and investigator reimbursement | GPR | B | 24,707,200 | 27,913,600 |
| (e) Private bar and investigator payments; administration costs | GPR | A | 281,400 | 281,600 |
| (f) Transcript and record payments | GPR | A | 1,300,000 | 2,600,000 |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (h) Contractual agreements | PR-S | A | -0- | -0- |
| (i) Tuition payments | PR | C | -0- | -0- |
| (j) Conferences and training | PR | A | 107,200 | 109,400 |
| (ja) Payments from clients | PR | A | 74,600 | 45,700 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| 20.550 DEPARTMENT | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | 55,421,800 | 59,985,100 |
| PROGRAM REVENUE | | | 181,800 | 155,100 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 181,800) | (155,100) |
| SERVICE | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 55,603,600 | 60,140,200 |
| 20.566 Revenue, department of | | | | |
| (1) COLLECTION OF STATE TAXES | | | | |
| (a) General program operations | GPR | A | 29,376,500 | 29,838,300 |
| (g) Administration of county sales and use taxes | PR | A | 1,776,900 | 1,726,400 |
| (ga) Cigarette tax stamps | PR | A | 165,400 | 165,400 |
| (h) Debt collection | PR | A | 124,800 | 134,800 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|--|--------|------|-------------|-------------------------|
| (ha) Administration of liquor tax | PR | A | 255,300 | 255,700 |
| (hm) Collections from nonresidents | PR | S | 350,100 | 350,100 |
| (hp) Administration of endangered resources voluntary payments | PR | A | 30,100 | 31,000 |
| (hq) Delinquent tax collection fees | PR | C | 7,450,900 | 7,636,600 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (m) Federal funds; state operations | PR-F | C | -0- | -0- |
| (q) Recycling surcharge administration | SEG | A | 361,600 | 291,700 |
| (u) Motor fuel tax administration | SEG | A | 1,008,300 | 1,008,800 |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 29,376,500 | 29,838,300 |
| PROGRAM REVENUE | | | 10,153,500 | 10,300,000 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 10,153,500) | (10,300,000) |
| SEGREGATED FUNDS | | | 1,369,900 | 1,300,500 |
| OTHER | (| | 1,369,900) | (1,300,500) |
| TOTAL-ALL SOURCES | | | 40,899,900 | 41,438,800 |
| (2) STATE AND LOCAL FINANCE | | | | |
| (a) General program operations | GPR | A | 8,792,700 | 8,807,900 |
| (g) County assessment studies | PR | C | -0- | -0- |
| (gi) Municipal finance report compliance | PR | A | 40,000 | 40,000 |
| (h) Reassessments | PR | A | 115,400 | 115,400 |
| (hi) Wisconsin property assessment manual | PR | A | 59,200 | 59,200 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (m) Federal funds; state operations | PR-F | C | -0- | -0- |
| (q) Railroad and air carrier tax administration | SEG | A | 67,800 | 67,800 |
| (r) Lottery credit administration | SEG | A | 211,400 | 211,400 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 8,792,700 | 8,807,900 |
| PROGRAM REVENUE | | | 214,600 | 214,600 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 214,600) | (214,600) |
| SEGREGATED FUNDS | | | 279,200 | 279,200 |
| OTHER | (| | 279,200) | (279,200) |
| TOTAL-ALL SOURCES | | | 9,286,500 | 9,301,700 |
| (3) ADMINISTRATIVE SERVICES AND SPACE RENTAL | | | | |
| (a) General program operations | GPR | A | 13,601,700 | 14,173,600 |
| (c) Expert professional services | GPR | A | 8,000 | 8,000 |
| (g) Services | PR | A | 55,300 | 55,300 |
| (gm) Reciprocity agreement and publications | PR | A | 194,000 | 194,000 |
| (i) Gifts and grants | PR | C | -0- | -0- |
| (m) Federal funds; state operations | PR-F | C | -0- | -0- |
| (3) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 13,609,700 | 14,181,600 |
| PROGRAM REVENUE | | | 249,300 | 249,300 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 249,300) | (249,300) |
| TOTAL-ALL SOURCES | | | 13,859,000 | 14,430,900 |
| (7) INVESTMENT AND LOCAL IMPACT FUND | | | | |
| (a) Investment and local impact | | | | |

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-------------|---------------|
| fund administrative expenses | GPR | A | 20,100 | 20,100 |
| (e) Investment and local impact fund supplement | GPR | A | -0- | -0- |
| (n) Federal mining revenue | PR-F | C | -0- | -0- |
| (v) Investment and local impact fund | SEG | C | -0- | -0- |
| (7) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 20,100 | 20,100 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 20,100 | 20,100 |
| 2 0 . 5 6 6 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 51,799,000 | 52,847,900 |
| PROGRAM REVENUE | | | 10,617,400 | 10,763,900 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 10,617,400) | (10,763,900) |
| SEGREGATED FUNDS | | | 1,649,100 | 1,579,700 |
| OTHER | (| | 1,649,100) | (1,579,700) |
| TOTAL-ALL SOURCES | | | 64,065,500 | 65,191,500 |
| 20.575 Secretary of state | | | | |
| (1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES | | | | |
| (g) Program fees | PR | A | 1,918,300 | 1,925,900 |
| (gb) Expedited service and telephone application for reservation of name | PR | A | 106,700 | 106,700 |
| (h) Search fees | PR | A | 197,600 | 197,600 |
| (i) Uniform commercial code statewide lien system | PR | A | 333,200 | 337,600 |
| (ka) Agency collections | PR-S | A | 47,400 | 47,400 |
| 2 0 . 5 7 5 D E P A R T M E N T T O T A L S | | | | |
| PROGRAM REVENUE | | | 2,603,200 | 2,615,200 |
| OTHER | (| | 2,555,800) | (2,567,800) |
| SERVICE | (| | 47,400) | (47,400) |
| TOTAL-ALL SOURCES | | | 2,603,200 | 2,615,200 |
| 20.585 Treasurer, state | | | | |
| (1) CUSTODIAN OF STATE FUNDS | | | | |
| (a) General program operations | GPR | A | 392,900 | 393,300 |
| (b) Insurance | GPR | A | -0- | -0- |
| (e) Unclaimed property; contingency appropriation | GPR | S | -0- | -0- |
| (g) Processing services | PR | A | 144,900 | 109,800 |
| (j) Unclaimed property; claims and administrative expenses | PR | C | 508,600 | 1,023,800 |
| (js) Investment services | PR | A | 133,600 | 134,800 |
| (jt) Cash management services | PR | A | 38,800 | 38,800 |
| (km) Credit card use charges | PR-S | C | -0- | -0- |
| 2 0 . 5 8 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 392,900 | 393,300 |
| PROGRAM REVENUE | | | 825,900 | 1,307,200 |
| OTHER | (| | 825,900) | (1,307,200) |
| SERVICE | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 1,218,800 | 1,700,500 |
| General Executive Functions FUNCTIONAL AREA TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 139,072,100 | 144,647,500 |
| PROGRAM REVENUE | | | 250,901,800 | 251,766,000 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|-----------------------------|--------|------|--------------|-------------------------|
| FEDERAL | (| | 36,195,500) | (36,207,000) |
| OTHER | (| | 25,701,900) | (27,255,200) |
| SERVICE | (| | 189,004,400) | (188,303,800) |
| SEGREGATED FUNDS | | | 13,541,600 | 14,510,100 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 13,541,600) | (14,510,100) |
| SERVICE | (| | -0-) | (-0-) |
| LOCAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 403,515,500 | 410,923,600 |

Judicial

20.625 Circuit courts

(1) COURT OPERATIONS

| | | | | |
|--|------|---|------------|------------|
| (a) Circuit courts | GPR | S | 38,022,400 | 39,468,400 |
| (am) Drug court costs | GPR | A | -0- | -0- |
| (as) Violent crime court costs | GPR | A | -0- | -0- |
| (b) Permanent reserve judges | GPR | A | -0- | -0- |
| (c) Court interpreter fees | GPR | A | 84,200 | 98,500 |
| (d) Circuit court support grants | GPR | B | 6,101,000 | 7,661,500 |
| (e) Guardian ad litem fees | GPR | A | 2,399,000 | 4,738,500 |
| (k) Drug court costs; local assistance | PR | C | 143,600 | 149,300 |
| (m) Federal aid | PR-F | C | -0- | -0- |

(1) PROGRAM

TOTALS

| | | | | |
|--------------------------|---|--|------------|------------|
| GENERAL PURPOSE REVENUES | | | 46,606,600 | 51,966,900 |
| PROGRAM REVENUE | | | 143,600 | 149,300 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 143,600) | (149,300) |
| TOTAL-ALL SOURCES | | | 46,750,200 | 52,116,200 |

(3) CHILD CUSTODY HEARINGS AND STUDIES IN OTHER STATES

| | | | | |
|--------------------------------|-----|---|--------|-----|
| (a) General program operations | GPR | S | -0- | -0- |
| (3) PROGRAM | | | TOTALS | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| TOTAL-ALL SOURCES | | | -0- | -0- |

20.625 DEPARTMENT

TOTALS

| | | | | |
|--------------------------|---|--|------------|------------|
| GENERAL PURPOSE REVENUES | | | 46,606,600 | 51,966,900 |
| PROGRAM REVENUE | | | 143,600 | 149,300 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | 143,600) | (149,300) |
| TOTAL-ALL SOURCES | | | 46,750,200 | 52,116,200 |

20.645 Judicial council

(1) ADVISORY SERVICES TO THE COURTS AND LEGISLATURE

| | | | | |
|--------------------------------|------|---|---------|---------|
| (a) General program operations | GPR | A | 139,600 | 139,600 |
| (m) Federal aid | PR-F | C | -0- | -0- |

20.645 DEPARTMENT

TOTALS

| | | | | |
|--------------------------|---|--|---------|---------|
| GENERAL PURPOSE REVENUES | | | 139,600 | 139,600 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 139,600 | 139,600 |

20.660 Court of appeals

(1) APPELLATE PROCEEDINGS

| | | | | |
|--------------------------------|------|---|-----------|-----------|
| (a) General program operations | GPR | S | 4,915,300 | 5,122,600 |
| (m) Federal aid | PR-F | C | -0- | -0- |

20.660 DEPARTMENT

TOTALS

| | | | | |
|--------------------------|---|--|-----------|-----------|
| GENERAL PURPOSE REVENUES | | | 4,915,300 | 5,122,600 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 4,915,300 | 5,122,600 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-------------|------------|
| 20.665 Judicial commission | | | | |
| (1) JUDICIAL CONDUCT | | | | |
| (a) General program operations | GPR | A | 150,900 | 150,900 |
| (cm) Contractual agreements | GPR | B | 18,200 | 18,200 |
| (mm) Federal aid | PR-F | C | -0- | -0- |
| 2 0 . 6 6 5 D E P A R T M E N T | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 169,100 | 169,100 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | -0- |
| TOTAL-ALL SOURCES | | | 169,100 | 169,100 |
| 20.680 Supreme court | | | | |
| (1) SUPREME COURT PROCEEDINGS | | | | |
| (a) General program operations | GPR | S | 2,754,500 | 2,759,300 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 2,754,500 | 2,759,300 |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | -0- |
| TOTAL-ALL SOURCES | | | 2,754,500 | 2,759,300 |
| (2) DIRECTOR OF STATE COURTS | | | | |
| (a) General program operations | GPR | A | 3,885,200 | 3,897,300 |
| (b) Judicial planning and research | GPR | A | 31,700 | -0- |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (h) Materials and services | PR | A | 37,200 | 39,900 |
| (i) Municipal judge training | PR | A | 83,200 | 83,400 |
| (j) Automated information systems | PR | C | 6,587,800 | 6,482,700 |
| (k) Data processing services | PR-S | A | 40,300 | 40,300 |
| (kc) Central services | PR-S | A | 34,100 | 38,000 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (qm) Mediation fund | SEG | C | 621,000 | 621,000 |
| (2) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 3,916,900 | 3,897,300 |
| PROGRAM REVENUE | | | 6,782,600 | 6,684,300 |
| FEDERAL | (| | -0-) | -0- |
| OTHER | (| | 6,708,200) | 6,606,000) |
| SERVICE | (| | 74,400) | 78,300) |
| SEGREGATED FUNDS | | | 621,000 | 621,000 |
| OTHER | (| | 621,000) | 621,000) |
| TOTAL-ALL SOURCES | | | 11,320,500 | 11,202,600 |
| (3) BAR EXAMINERS AND RESPONSIBILITY | | | | |
| (g) Board of bar examiners | PR | C | 344,100 | 344,400 |
| (h) Board of attorneys professional responsibility | PR | C | 1,167,500 | 1,160,800 |
| (3) P R O G R A M | | | T O T A L S | |
| PROGRAM REVENUE | | | 1,511,600 | 1,505,200 |
| OTHER | (| | 1,511,600) | 1,505,200) |
| TOTAL-ALL SOURCES | | | 1,511,600 | 1,505,200 |
| (4) LAW LIBRARY | | | | |
| (a) General program operations | GPR | A | 821,500 | 855,000 |
| (g) Library collections and services | PR | A | 82,000 | 82,000 |
| (h) Gifts and grants | PR | C | -0- | -0- |
| (4) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 821,500 | 855,000 |
| PROGRAM REVENUE | | | 82,000 | 82,000 |
| OTHER | (| | 82,000) | 82,000) |
| TOTAL-ALL SOURCES | | | 903,500 | 937,000 |
| 2 0 . 6 8 0 D E P A R T M E N T | | | T O T A L S | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 93 WisACT 16 1994-95 |
|-----------------------------|--------|------|------------|-------------------------|
| GENERAL PURPOSE REVENUES | | | 7,492,900 | 7,511,600 |
| PROGRAM REVENUE | | | 8,376,200 | 8,271,500 |
| FEDERAL | (| | -0- | -0- |
| OTHER | (| | 8,301,800) | 8,193,200) |
| SERVICE | (| | 74,400) | 78,300) |
| SEGREGATED FUNDS | | | 621,000 | 621,000 |
| OTHER | (| | 621,000) | 621,000) |
| TOTAL-ALL SOURCES | | | 16,490,100 | 16,404,100 |

Judicial

| | FUNCTIONAL AREA TOTALS | | 1993-94 | 93 WisACT 16 1994-95 |
|--------------------------|------------------------|--|------------|-------------------------|
| GENERAL PURPOSE REVENUES | | | 59,323,500 | 64,909,800 |
| PROGRAM REVENUE | | | 8,519,800 | 8,420,800 |
| FEDERAL | (| | -0- | -0- |
| OTHER | (| | 8,445,400) | 8,342,500) |
| SERVICE | (| | 74,400) | 78,300) |
| SEGREGATED FUNDS | | | 621,000 | 621,000 |
| FEDERAL | (| | -0- | -0- |
| OTHER | (| | 621,000) | 621,000) |
| SERVICE | (| | -0- | -0- |
| LOCAL | (| | -0- | -0- |
| TOTAL-ALL SOURCES | | | 68,464,300 | 73,951,600 |

Legislative

20.765 Legislature

(1) ENACTMENT OF STATE LAWS

| | | | | |
|--|-----|---|-------------|------------|
| (a) General program operations-- assembly | GPR | S | 17,381,400 | 17,559,900 |
| (b) General program operations-- senate | GPR | S | 11,542,700 | 11,516,700 |
| (d) Legislative documents | GPR | S | 4,278,600 | 4,796,000 |
| (1) P R O G R A M | | | T O T A L S | |

| | | |
|--------------------------|------------|------------|
| GENERAL PURPOSE REVENUES | 33,202,700 | 33,872,600 |
| TOTAL-ALL SOURCES | 33,202,700 | 33,872,600 |

(2) SPECIAL STUDY GROUPS

| | | | | |
|---|-----|---|-------------|---------|
| (a) Retirement committees | GPR | A | 169,700 | 170,100 |
| (ab) Retirement actuarial studies | GPR | B | 15,000 | 15,000 |
| (b) Commission on uniform state laws | GPR | B | 28,200 | 32,400 |
| (2) P R O G R A M | | | T O T A L S | |

| | | |
|--------------------------|---------|---------|
| GENERAL PURPOSE REVENUES | 212,900 | 217,500 |
| TOTAL-ALL SOURCES | 212,900 | 217,500 |

(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS

| | | | | |
|---|-----|---|-----------|-----------|
| (a) Revisor of statutes bureau | GPR | B | 503,100 | 508,700 |
| (b) Legislative reference bureau | GPR | B | 2,625,000 | 2,643,500 |
| (c) Legislative audit bureau | GPR | B | 3,439,300 | 3,435,100 |
| (d) Legislative fiscal bureau | GPR | B | 1,974,400 | 2,013,000 |
| (e) Legislative council | GPR | B | 2,159,200 | 2,159,200 |
| (ec) Council contingent expenses | GPR | B | 700 | 1,700 |
| (em) Legislative data processing | GPR | B | 787,900 | 811,200 |
| (f) Joint committee on legislative organization | GPR | B | -0- | -0- |
| (fa) Membership in national associations | GPR | S | 196,100 | 204,000 |
| (fb) National conference of state legislatures meeting | GPR | C | 150,000 | 150,000 |
| (g) Gifts and grants to service agencies | PR | C | -0- | -0- |
| (ka) Audit bureau reimbursable | | | | |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|------------|-------------|
| audits | PR-S | A | 1,111,900 | 1,126,100 |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (3) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 11,835,700 | 11,926,400 |
| PROGRAM REVENUE | | | 1,111,900 | 1,126,100 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 1,111,900) | (1,126,100) |
| TOTAL-ALL SOURCES | | | 12,947,600 | 13,052,500 |
| 2 0 . 7 6 5 D E P A R T M E N T T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 45,251,300 | 46,016,500 |
| PROGRAM REVENUE | | | 1,111,900 | 1,126,100 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 1,111,900) | (1,126,100) |
| TOTAL-ALL SOURCES | | | 46,363,200 | 47,142,600 |
| Legislative FUNCTIONAL AREA TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 45,251,300 | 46,016,500 |
| PROGRAM REVENUE | | | 1,111,900 | 1,126,100 |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | 1,111,900) | (1,126,100) |
| SEGREGATED FUNDS | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| LOCAL | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 46,363,200 | 47,142,600 |

General Appropriations

20.835 Shared revenue and tax relief

| | | | | |
|---|-----|---|-------------|-------------|
| (1) SHARED REVENUE PAYMENTS | | | | |
| (b) Small municipalities shared revenue | GPR | S | -0- | 10,000,000 |
| (c) Expenditure restraint program account | GPR | S | 25,000,000 | 42,000,000 |
| (d) Shared revenue account | GPR | S | 903,680,500 | 915,529,300 |
| (f) County mandate relief account | GPR | S | -0- | 4,725,200 |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 928,680,500 | 972,254,500 |
| TOTAL-ALL SOURCES | | | 928,680,500 | 972,254,500 |
| (2) TAX RELIEF | | | | |
| (b) Claim of right credit | GPR | S | -0- | -0- |
| (c) Homestead tax credit | GPR | S | 107,800,000 | 103,700,000 |
| (ci) Development zones investment credit | GPR | S | 2,500 | 2,500 |
| (cL) Development zones location credit | GPR | S | 2,000 | 2,000 |
| (cm) Development zones jobs credit | GPR | S | 900,000 | 1,200,000 |
| (cn) Development zones sales tax credit | GPR | S | 50,000 | 60,000 |
| (d) Farmers' drought property tax credit | GPR | S | -0- | -0- |
| (dm) Farmland preservation credit | GPR | S | 32,400,000 | 32,400,000 |
| (ep) Cigarette tax refunds | GPR | S | 4,400,000 | 4,400,000 |
| (f) Earned income tax credit | GPR | S | 40,400,000 | 57,200,000 |
| (q) Farmland tax relief credit | SEG | S | 15,500,000 | 15,800,000 |

| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 1994-95 |
|--|-------------|---------------|----------------|
| (2) P R O G R A M T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 185,954,500 | 198,964,500 |
| SEGREGATED FUNDS | | 15,500,000 | 15,800,000 |
| OTHER | (| 15,500,000) | (15,800,000) |
| TOTAL-ALL SOURCES | | 201,454,500 | 214,764,500 |
| (3) STATE PROPERTY TAX CREDITS | | | |
| (b) School levy tax credit | GPR S | 319,305,000 | 319,305,000 |
| (q) Lottery credit | SEG S | 137,858,800 | 141,945,300 |
| (r) Lottery credit precertification | SEG S | 607,600 | 615,300 |
| (3) P R O G R A M T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 319,305,000 | 319,305,000 |
| SEGREGATED FUNDS | | 138,466,400 | 142,560,600 |
| OTHER | (| 138,466,400) | (142,560,600) |
| TOTAL-ALL SOURCES | | 457,771,400 | 461,865,600 |
| (4) COUNTY TAXES | | | |
| (g) County taxes | 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- |
| (5) PAYMENTS IN LIEU OF TAXES | | | |
| (a) Payments for municipal services | GPR A | 16,075,000 | 16,828,800 |
| (5) P R O G R A M T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 16,075,000 | 16,828,800 |
| TOTAL-ALL SOURCES | | 16,075,000 | 16,828,800 |
| (6) COUNTY ASSESSMENT AIDS | | | |
| (a) County assessment aid | GPR S | 873,300 | 640,400 |
| (6) P R O G R A M T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 873,300 | 640,400 |
| TOTAL-ALL SOURCES | | 873,300 | 640,400 |
| 2 0 . 8 3 5 D E P A R T M E N T T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 1,450,888,300 | 1,507,993,200 |
| PROGRAM REVENUE | | -0- | -0- |
| OTHER | (| -0-) | (-0-) |
| SEGREGATED FUNDS | | 153,966,400 | 158,360,600 |
| OTHER | (| 153,966,400) | (158,360,600) |
| TOTAL-ALL SOURCES | | 1,604,854,700 | 1,666,353,800 |
| 20.855 Miscellaneous appropriations | | | |
| (1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT | | | |
| (a) Obligation on operating notes | GPR S | 8,000,000 | 10,600,000 |
| (b) Operating note expenses | GPR S | 125,000 | 125,000 |
| (c) Interest payments to program revenue accounts | GPR S | -0- | -0- |
| (d) Interest payments to segregated funds | GPR S | -0- | -0- |
| (e) Interest on prorated local government payments | GPR S | -0- | -0- |
| (q) Redemption of operating notes | SEG S | -0- | -0- |
| (r) Interest payments to general fund | SEG S | -0- | -0- |
| (1) P R O G R A M T O T A L S | | | |
| GENERAL PURPOSE REVENUES | | 8,125,000 | 10,725,000 |
| SEGREGATED FUNDS | | -0- | -0- |
| OTHER | (| -0-) | (-0-) |
| TOTAL-ALL SOURCES | | 8,125,000 | 10,725,000 |
| (3) RELOCATION EXPENSES | | | |
| (a) Capitol offices relocation | GPR S | 1,723,800 | 1,842,200 |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|-------------|
| (3) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 1,723,800 | 1,842,200 |
| TOTAL-ALL SOURCES | | | 1,723,800 | 1,842,200 |
| (4) TAX, ASSISTANCE AND TRANSFER PAYMENTS | | | | |
| (a) Interest on overpayment of taxes | GPR | S | 300,000 | 375,000 |
| (am) Great Lakes protection fund contribution | GPR | C | 4,000,000 | 234,700 |
| (b) Election campaign payments | GPR | S | 415,000 | 410,000 |
| (c) Minnesota income tax reciprocity | GPR | S | 26,000,000 | 27,000,000 |
| (ca) Minnesota income tax reciprocity bench mark | GPR | A | -0- | -0- |
| (e) Transfer to conservation fund; land acquisition reimbursement | GPR | S | 228,600 | 228,200 |
| (q) Terminal tax distribution | SEG | S | 1,147,000 | 1,162,100 |
| (s) Transfer to conservation fund; motorboat formula | SEG | S | 8,189,500 | 8,507,900 |
| (t) Transfer to conservation fund; snowmobile formula | SEG | S | 2,536,100 | 2,673,200 |
| (u) Transfer to conservation fund; all-terrain vehicle formula | SEG | S | 280,900 | 296,100 |
| (4) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 30,943,600 | 28,247,900 |
| SEGREGATED FUNDS | | | 12,153,500 | 12,639,300 |
| OTHER | | (| 12,153,500) | 12,639,300) |
| TOTAL-ALL SOURCES | | | 43,097,100 | 40,887,200 |
| (5) STATE HOUSING AUTHORITY RESERVE FUND | | | | |
| (a) Enhancement of credit of authority debt | GPR | A | -0- | -0- |
| (5) PROGRAM TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| TOTAL-ALL SOURCES | | | -0- | -0- |
| (6) MISCELLANEOUS RECEIPTS | | | | |
| (g) Gifts and grants | PR | C | -0- | -0- |
| (h) Vehicle and aircraft receipts | PR | A | -0- | -0- |
| (i) Miscellaneous program revenue | PR | A | -0- | -0- |
| (j) Custody accounts | PR | C | -0- | -0- |
| (k) Aids to individuals and organizations | PR-S | C | -0- | -0- |
| (ka) Local assistance | PR-S | C | -0- | -0- |
| (m) Federal aid | PR-F | C | -0- | -0- |
| (pz) Indirect cost reimbursements | PR-F | C | -0- | -0- |
| (6) PROGRAM TOTALS | | | | |
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | | (| -0-) | -0-) |
| OTHER | | (| -0-) | -0-) |
| SERVICE | | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | | -0- | -0- |
| (7) DEBT COLLECTIONS | | | | |
| (j) Delinquent support payments | PR | C | -0- | -0- |
| (7) PROGRAM TOTALS | | | | |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | | -0- | -0- |
| 20.855 DEPARTMENT TOTALS | | | | |
| GENERAL PURPOSE REVENUES | | | 40,792,400 | 40,815,100 |

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STATUTE, AGENCY AND PURPOSE

SOURCE TYPE

1993-94

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1994-95

| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-------------|---------------|
| PROGRAM REVENUE | | | -0- | -0- |
| FEDERAL | (| | -0-) | (-0-) |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 12,153,500 | 12,639,300 |
| OTHER | (| | 12,153,500) | (12,639,300) |
| TOTAL-ALL SOURCES | | | 52,945,900 | 53,454,400 |
| 20.865 Program supplements | | | | |
| (1) EMPLOYE COMPENSATION AND SUPPORT | | | | |
| (a) Judgments and legal expenses | GPR | S | 50,000 | 50,000 |
| (c) Compensation and related adjustments | GPR | S | -0- | -0- |
| (ci) Nonrepresented university system faculty and academic pay adjustments | GPR | S | -0- | -0- |
| (cj) Pay adjustments for certain university employes | GPR | A | -0- | -0- |
| (d) Employer fringe benefit costs | GPR | S | 3,494,600 | 3,494,600 |
| (dm) Risk management--worker's compensation | GPR | S | 620,200 | 902,400 |
| (em) Financial services | GPR | A | 1,619,200 | 1,810,300 |
| (es) Financial resources | GPR | B | 711,800 | 23,300 |
| (f) Risk management--state property | GPR | S | 41,300 | 83,700 |
| (fm) Risk management--liability | GPR | S | 913,600 | 987,300 |
| (fn) Physically handicapped supplements | GPR | A | 6,900 | 6,900 |
| (g) Judgments and legal expenses; program revenues | PR | S | -0- | -0- |
| (i) Compensation and related adjustments; program revenues | PR | S | -0- | -0- |
| (ic) Nonrepresented university system faculty and academic pay adjustments | PR | S | -0- | -0- |
| (j) Employer fringe benefit costs; program revenues | PR | S | -0- | -0- |
| (js) Financial services; program revenues | PR | S | -0- | -0- |
| (jw) Financial resources; program revenues | PR | S | -0- | -0- |
| (k) Risk management--worker's compensation; program revenues | PR | S | -0- | -0- |
| (kg) Risk management--state property; program revenues | PR | S | -0- | -0- |
| (kr) Risk management--liability; program revenues | PR | S | -0- | -0- |
| (Ln) Physically handicapped supplements; program revenues | PR | S | -0- | -0- |
| (q) Judgments and legal expenses; segregated revenues | SEG | S | -0- | -0- |
| (s) Compensation and related adjustments; segregated revenues | SEG | S | -0- | -0- |
| (si) Nonrepresented university system faculty and academic pay adjustments | SEG | S | -0- | -0- |
| (t) Employer fringe benefit costs; segregated revenues | SEG | S | -0- | -0- |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|--|--------|------|-----------|-----------|
| (ts) Financial services; segregated revenues | SEG | S | -0- | -0- |
| (tw) Financial resources; segregated revenues | SEG | S | -0- | -0- |
| (u) Risk management--worker's compensation; segregated revenues | SEG | S | -0- | -0- |
| (ug) Risk management--state property; segregated revenues | SEG | S | -0- | -0- |
| (ur) Risk management--liability; segregated revenues | SEG | S | -0- | -0- |
| (vn) Physically handicapped supplements; segregated revenues | SEG | S | -0- | -0- |
| (1) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 7,457,600 | 7,358,500 |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 7,457,600 | 7,358,500 |
| (2) STATE PROGRAMS AND FACILITIES | | | | |
| (a) Space management and child care | GPR | A | 985,200 | 1,671,600 |
| (ag) State-owned office rent supplement | GPR | A | 1,629,000 | 1,993,700 |
| (d) State deposit fund | GPR | S | -0- | -0- |
| (e) Maintenance of capitol and executive residence | GPR | A | 3,871,300 | 3,874,600 |
| (eb) Executive residence furnishings replacement | GPR | C | -0- | 25,000 |
| (em) Groundwater survey and analysis | GPR | A | 231,200 | 231,200 |
| (g) Space management and child care; program revenues | PR | S | -0- | -0- |
| (gg) State-owned office rent supplement; program revenues | PR | S | -0- | -0- |
| (j) State deposit fund; program revenues | PR | S | -0- | -0- |
| (L) Data processing and telecommunications study; program revenues | PR-S | S | -0- | -0- |
| (q) Space management and child care; segregated revenues | SEG | S | -0- | -0- |
| (qg) State-owned office rent supplement; segregated revenues | SEG | S | -0- | -0- |
| (t) State deposit fund; segregated revenues | SEG | S | -0- | -0- |
| (2) P R O G R A M T O T A L S | | | | |
| GENERAL PURPOSE REVENUES | | | 6,716,700 | 7,796,100 |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | 6,716,700 | 7,796,100 |
| (3) TAXES AND SPECIAL CHARGES | | | | |
| (a) Property taxes | GPR | S | -0- | -0- |

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| | | | | |
|--|-----|---|-----|-----|
| (g) Property taxes; program revenues | PR | S | -0- | -0- |
| (i) Payments for municipal services; program revenues | PR | S | -0- | -0- |
| (q) Property taxes; segregated revenues | SEG | S | -0- | -0- |
| (s) Payments for municipal services; segregated revenues | SEG | S | -0- | -0- |

(3) P R O G R A M T O T A L S

| | | | | |
|--------------------------|---|--|------|-------|
| GENERAL PURPOSE REVENUES | | | -0- | -0- |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | -0- | -0- |

(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS

| | | | | |
|---|-----|---|-----------|--|
| (a) General purpose revenue funds general program supplementation | GPR | B | 2,102,900 | |
| (g) Program revenue funds general program supplementation | PR | S | -0- | |
| (u) Segregated funds general program supplementation | SEG | S | 5,726,000 | |

788,900
~~4,023,700~~ Vetoed in Part

(4) P R O G R A M T O T A L S

| | | | | |
|--------------------------|---|--|------------|-------------|
| GENERAL PURPOSE REVENUES | | | 2,102,900 | 1,013,700 |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 5,726,000 | 2,753,200 |
| OTHER | (| | 5,726,000) | (2,753,200) |
| TOTAL-ALL SOURCES | | | 7,828,900 | 3,766,900 |

2,741,000
~~3,766,900~~ Vetoed in Part

(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REV.-SERVICE APPROPRIATIONS

| | | | | |
|--|----|---|-----|-----|
| (g) Supplementation of program revenue and program rev.-service appropriations | PR | S | -0- | -0- |
|--|----|---|-----|-----|

(8) 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- |

20.865 DEPARTMENT T O T A L S

| | | | | |
|--------------------------|---|--|------------|-------------|
| GENERAL PURPOSE REVENUES | | | 16,277,200 | 16,168,300 |
| PROGRAM REVENUE | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| SERVICE | (| | -0-) | (-0-) |
| SEGREGATED FUNDS | | | 5,726,000 | 2,753,200 |
| OTHER | (| | 5,726,000) | (2,753,200) |
| TOTAL-ALL SOURCES | | | 22,003,200 | 18,921,500 |

20.866 Public debt

(1) BOND SECURITY AND REDEMPTION FUND

| | | | | |
|--|-----|---|--------------|--------------|
| (u) Principal repayment and Principal repayment and interest | SEG | S | 373,795,300 | 393,205,400 |
| Allocated from agency appropriations | SEG | S | -373,795,300 | -393,205,400 |
| NET APPROPRIATION | | | -0- | -0- |

20.866 DEPARTMENT T O T A L S

| | | | | |
|-------------------|---|--|------|-------|
| SEGREGATED FUNDS | | | -0- | -0- |
| OTHER | (| | -0-) | (-0-) |
| TOTAL-ALL SOURCES | | | -0- | -0- |

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| STATUTE, AGENCY AND PURPOSE | SOURCE | TYPE | 1993-94 | 1994-95 |
|---|--------|------|-------------|------------|
| 20.867 Building commission | | | | |
| (1) STATE OFFICE BUILDINGS | | | | |
| (a) Principal repayment and interest; housing of state agencies | GPR | S | -0- | -0- |
| (b) Principal repayment and interest; capitol and executive residence | GPR | S | 1,743,300 | 1,701,700 |
| (1) P R O G R A M | | | T O T A L S | |
| GENERAL PURPOSE REVENUES | | | 1,743,300 | 1,701,700 |
| TOTAL-ALL SOURCES | | | 1,743,300 | 1,701,700 |
| (2) ALL STATE-OWNED FACILITIES | | | | |
| (b) Asbestos removal | GPR | A | -0- | -0- |
| (c) Hazardous materials removal | GPR | A | -0- | -0- |
| (f) Facilities maintenance and improvement | GPR | C | -0- | -0- |
| (q) Building trust fund | SEG | C | -0- | -0- |
| (r) Planning and design | SEG | C | -0- | -0- |
| (u) Aids for buildings | SEG | C | -0- | -0- |
| (v) Building program funding contingency | SEG | C | -0- | -0- |
| (w) Building program funding | SEG | C | -0- | -0- |
| (2) 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- |
| (3) STATE BUILDING PROGRAM | | | | |
| (a) Principal repayment and interest | GPR | S | 16,778,400 | 28,207,000 |
| (b) Principal repayment and interest | GPR | S | 94,700 | 94,000 |
| (c) Lease rental payments | GPR | S | -0- | -0- |
| (d) Interest rebates on obligation proceeds; general fund | GPR | S | -0- | -0- |
| (e) Principal repayment, interest and rebates; parking ramp | GPR | S | -0- | -0- |
| (g) Principal repayment, interest and rebates; program revenues | PR-S | S | -0- | -0- |
| (h) Principal repayment, interest and rebates | PR-S | S | -0- | -0- |
| (i) Principal repayment, interest and rebates; capital equipment | PR-S | S | -0- | -0- |
| (k) Interest rebates on obligation proceeds; program revenues | PR-S | C | -0- | -0- |
| (q) Principal repayment and interest; segregated revenues | SEG | S | -0- | -0- |
| (r) Interest rebates on obligation proceeds; conservation fund | SEG | S | -0- | -0- |
| (s) Interest rebates on obligation proceeds; transportation fund | SEG | S | -0- | -0- |
| (t) Interest rebates on obligation proceeds; veterans trust fund | SEG | S | -0- | -0- |

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| STATUTE, AGENCY AND PURPOSE | SOURCE TYPE | 1993-94 | 93 WisAct 16 1994-95 |
|--|--------------------|---------------|-------------------------|
| (w) Bonding services | SEG S | 1,024,200 | 1,024,200 |
| | (3) PROGRAM TOTALS | | |
| GENERAL PURPOSE REVENUES | | 16,873,100 | 28,301,000 |
| PROGRAM REVENUE | | -0- | -0- |
| SERVICE | (| -0-) | -0-) |
| SEGREGATED FUNDS | | 1,024,200 | 1,024,200 |
| OTHER | (| 1,024,200) | 1,024,200) |
| TOTAL-ALL SOURCES | | 17,897,300 | 29,325,200 |
| (4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS | | | |
| (q) Funding in lieu of borrowing | SEG C | -0- | -0- |
| (r) Interest on veterans obligations | SEG C | -0- | -0- |
| | (4) PROGRAM TOTALS | | |
| SEGREGATED FUNDS | | -0- | -0- |
| OTHER | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | -0- | -0- |
| 20.867 DEPARTMENT TOTALS | | | |
| GENERAL PURPOSE REVENUES | | 18,616,400 | 30,002,700 |
| PROGRAM REVENUE | | -0- | -0- |
| SERVICE | (| -0-) | -0-) |
| SEGREGATED FUNDS | | 1,024,200 | 1,024,200 |
| OTHER | (| 1,024,200) | 1,024,200) |
| TOTAL-ALL SOURCES | | 19,640,600 | 31,026,900 |
| 20.875 Budget stabilization fund | | | |
| (1) TRANSFERS TO FUND | | | |
| (a) General fund transfer | GPR A | -0- | -0- |
| | (1) PROGRAM TOTALS | | |
| GENERAL PURPOSE REVENUES | | -0- | -0- |
| TOTAL-ALL SOURCES | | -0- | -0- |
| (2) TRANSFERS FROM FUND | | | |
| (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 | | 1,526,574,300 | 1,594,979,300 |
| PROGRAM REVENUE | | -0- | -0- |
| FEDERAL | (| -0-) | -0-) |
| OTHER | (| -0-) | -0-) |
| SERVICE | (| -0-) | -0-) |
| SEGREGATED FUNDS | | 172,870,100 | 174,777,300 |
| FEDERAL | (| -0-) | -0-) |
| OTHER | (| 172,870,100) | 174,777,300) |
| SERVICE | (| -0-) | -0-) |
| LOCAL | (| -0-) | -0-) |
| TOTAL-ALL SOURCES | | 1,699,444,400 | 1,769,756,600 |

SECTION 154. 20.115 (1) (gb) of the statutes is amended to read:

20.115 (1) (gb) *Food regulation*. The amounts in the schedule for the regulation of food under chs. 93, 97 and 98. All moneys received under ss. 93.06 (1r) and

(1w), 93.09, 93.11, 97.17, 97.175, 97.20, 97.21, 97.22, 97.24, 97.27, 97.29, 97.30 (3) (a), (b) and (c), 97.41, 98.145 and 98.146 for the regulation of food shall be credited to this appropriation, but any balance at the close of a biennium exceeding 20% of the previous fiscal year's expenditures under this appropriation shall lapse to the general fund.

SECTION 155b. 20.115 (1) (im) of the statutes is repealed.

SECTION 156. 20.115 (1) (j) of the statutes is amended to read:

20.115 (1) (j) *Weights and measures inspection.* The amounts in the schedule for ~~the performance of weights and measures services inspection, testing and enforcement~~ under ch. 98. All moneys received under ~~ss. 93.06 (1p), 97.30 (3) (am), 98.04 (2) and all moneys transferred under s. 20.445 (1) (j), 98.05 (5), 98.16 and 98.18~~ shall be credited to this appropriation.

SECTION 157. 20.115 (1) (jm) of the statutes is amended to read:

20.115 (1) (jm) *Warehouse keeper and grain dealer regulation.* All moneys received from the warehouse keeper registration and inspection fees and surcharges under s. 127.02 (3) (b) and from the grain dealer registration fees and surcharges under s. 127.03 (3) for the administration and enforcement of the warehouse keepers and grain dealers security act under ch. 127.

SECTION 157m. 20.115 (1) (r) of the statutes is created to read:

20.115 (1) (r) *Unfair sales act enforcement.* From the petroleum inspection fund, the amounts in the schedule for the administration and enforcement of the unfair sales act under s. 100.30.

SECTION 157n. 20.115 (1) (s) of the statutes is created to read:

20.115 (1) (s) *Weights and measures; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule for weights and measures inspection, testing and enforcement under ch. 98.

SECTION 158. 20.115 (2) (d) of the statutes is repealed.

SECTION 159. 20.115 (2) (ha) of the statutes is created to read:

20.115 (2) (ha) *Inspection, testing and enforcement.* All moneys received under ss. 93.06 (1f) and (1g), 95.68, 95.69, 95.71 and 95.715, to be used for animal health inspection and testing and for enforcement of animal health laws.

SECTION 160. 20.115 (2) (k) of the statutes is created to read:

20.115 (2) (k) *Animal health contractual services.* All moneys received from other state agencies for animal health contractual services, for the performance of those services.

SECTION 161. 20.115 (3) (b) of the statutes is repealed.

SECTION 162. 20.115 (3) (g) of the statutes is amended to read:

20.115 (3) (g) *Related services.* The amounts in the schedule for the conduct of authorized marketing services, except services financed under pars. (h) and (j). Except as provided in pars. (h) and (j), all moneys received from authorized fees related to marketing services, including moneys received for inspection, grading and certification of fruits and vegetables under ss. 93.06 (1m) ~~and~~, 93.09 (10) ~~and~~ 100.03 (3) (a) 1 and 2, shall be credited to this appropriation.

SECTION 163. 20.115 (3) (ja) of the statutes is created to read:

20.115 (3) (ja) *Marketing services and materials.* All moneys received from publication sales and service fees authorized by law that are related to marketing, for the publication of informational materials and the provision of services related to marketing.

SECTION 164. 20.115 (4) (b) of the statutes is amended to read:

20.115 (4) (b) *Aids to county and district fairs.* ~~The amounts in the schedule, less moneys available under par. (g),~~ A sum sufficient to provide state aids to counties and agricultural societies, associations or boards and to incorporated dairy or livestock associations, not to exceed \$15,000 per fair as provided in s. 93.23. No moneys in excess of the difference between \$368,500 and the amount of moneys available under par. (g) in each fiscal year may be expended from this appropriation. If the total due to the several counties and agricultural societies under this paragraph exceeds ~~the amount herein appropriated~~ \$368,500, the department shall equitably prorate ~~this appropriation~~ that amount.

SECTION 165. 20.115 (4) (f) of the statutes is created to read:

20.115 (4) (f) *Exposition center grants.* The amounts in the schedule for exposition center grants under s. 93.29.

SECTION 165r. 20.115 (7) (dm) of the statutes is amended to read:

20.115 (7) (dm) *Wind erosion control aids.* As a continuing appropriation, the amounts in the schedule for grants to counties for wind erosion control activities under s. 92.103. No moneys may be encumbered under this paragraph after June 30, 1994 ~~1995~~.

SECTION 165s. 20.115 (7) (e) of the statutes is created to read:

20.115 (7) (e) *Agricultural chemical cleanup program; general fund.* As a continuing appropriation, the amounts in the schedule for reimbursement of corrective action costs under s. 94.73.

SECTION 166. 20.115 (7) (ga) of the statutes is amended to read:

20.115 (7) (ga) *Related services.* All moneys received from publication sales and service fees authorized by law that are related to agricultural resource management, for the publication of informational materials and the conduct of services related to agricultural resource management.

SECTION 167. 20.115 (7) (j) of the statutes is created to read:

20.115 (7) (j) *Gypsy moth eradication; program revenues.* All moneys received from surcharges under s. 94.10 (3) (b) and (4) (am) for gypsy moth eradication.

SECTION 168. 20.115 (7) (q) (title) of the statutes is amended to read:

20.115 (7) (q) (title) *Gypsy moth eradication; conservation fund.*

SECTION 169. 20.115 (7) (qb) of the statutes is created to read:

20.115 (7) (qb) *Gypsy moth eradication; segregated revenues.* From the conservation fund, as a continuing appropriation, on June 30 of each year, an amount equal to all moneys received from surcharges under s. 28.06 (2m) since the previous June 30, for gypsy moth eradication.

SECTION 170. 20.115 (7) (u) of the statutes is amended to read:

20.115 (7) (u) (title) *Pesticide regulation and administration of agricultural chemical cleanup program.* From the agrichemical management fund, the amounts in the schedule for the certification and pesticide regulation of pesticides and for administration of the agricultural chemical cleanup program under s. 94.73.

SECTION 171. 20.115 (7) (w) of the statutes is created to read:

20.115 (7) (w) *Agricultural chemical cleanup program; reimbursement.* From the agrichemical management fund, as a continuing appropriation, the amounts in the schedule for reimbursement of corrective action costs under s. 94.73.

SECTION 172. 20.115 (8) (j) of the statutes is amended to read:

20.115 (8) (j) *Stray voltage program.* The amounts in the schedule for the administration of s. 93.41. All moneys received under ~~ss. 93.41 (1) and s. 196.857 (1) (b) and (2g)~~ shall be credited to this appropriation. ~~The amount specified in the schedule under par. (jb) shall be transferred from the appropriation under this paragraph to the appropriation under par. (jb) in each fiscal year.~~ No moneys may be encumbered under this paragraph after August 31, ~~1993~~ 1995.

SECTION 173. 20.115 (8) (jb) of the statutes is amended to read:

20.115 (8) (jb) *Stray voltage research.* Biennially, the amounts in the schedule for the purposes of s. 93.41 (2m). All moneys ~~transferred~~ received from ~~par. (j) s. 196.857 (1) (c)~~ shall be credited to this appropriation. No moneys may be encumbered under this paragraph after August 31, ~~1993~~ 1995.

SECTION 174. 20.115 (8) (k) of the statutes is amended to read:

20.115 (8) (k) *Computer system equipment, staff and services.* The amounts in the schedule for the costs of computer system equipment, staff and services. All

moneys transferred for this purpose from pars. (ga), (gm), (h), (ha), (i), (j), (kp), (ks) ~~and (m) and (pz)~~ and subs. (1) (g), (gb), (gh), (gm), ~~(im) (hm), (j), (jm) and (m), (r) and (s), (2) (g), (ha), (j), (k) and (m), (3) (g), (h), (i), (j) and (ja), (L) and (m) and (7) (g), (ga), (gm), (ig), (k) and (m) and (9) (m)~~ shall be credited to this appropriation.

SECTION 175. 20.143 (1) (c) of the statutes, as affected by 1993 Wisconsin Act 5, section 2, is amended to read:

20.143 (1) (c) *Wisconsin development fund, grants and loans.* Biennially, the amounts in the schedule for grants and loans under ss. 560.62, 560.625, 560.63, ~~560.64~~ and 560.66; for loans under ss. 560.16 and 560.165; ~~for grants under s. 560.665;~~ for grants and loans under 1989 Wisconsin Act 336, section 3015 (1m); and for the grant under 1993 Wisconsin Act 5, section 3.

SECTION 176. 20.143 (1) (cf) of the statutes is created to read:

20.143 (1) (cf) *Community-based, nonprofit organization grant for educational project.* The amounts in the schedule for the grant under 1993 Wisconsin Act ... (this act), section 9115 (1h). No moneys may be encumbered under this paragraph after June 30, 1995.

SECTION 177. 20.143 (1) (cm) of the statutes is repealed.

SECTION 178. 20.143 (1) (dr) of the statutes is amended to read:

20.143 (1) (dr) *Main street program.* The amounts in the schedule to ~~establish and~~ operate the state main street program, ~~created~~ under s. 560.081.

SECTION 179. 20.143 (1) (em) of the statutes is amended to read:

20.143 (1) (em) (title) *Hazardous pollution prevention assessment grants.* The amounts in the schedule for hazardous pollution prevention ~~audit~~ assessment grants under s. 560.19.

SECTION 181. 20.143 (1) (ez) of the statutes is repealed.

SECTION 182. 20.143 (1) (fc) of the statutes is created to read:

20.143 (1) (fc) *Health care provider loan assistance program; repayments.* Biennially, the amounts in the schedule for loan repayments under s. 560.184.

SECTION 183. 20.143 (1) (fd) of the statutes is amended to read:

20.143 (1) (fd) (title) *Physician and health care provider loan assistance programs; contract.* Biennially, the amounts in the schedule for contracting under ~~s. ss. 560.183 (8) and 560.184 (7).~~

SECTION 184. 20.143 (1) (fg) of the statutes, as affected by 1991 Wisconsin Act 39, section 254L, is amended to read:

20.143 (1) (fg) *Community-based economic development programs.* The amounts in the schedule for grants under ~~s. ss. 560.037 and 560.14~~ and for the

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grant under 1993 Wisconsin Act (this act), section 9115 (1c).

SECTION 185. 20.143 (1) (fm) of the statutes, as affected by 1991 Wisconsin Act 39, section 256, is amended to read:

20.143 (1) (fm) *Minority business projects; grants and loans.* Biennially, the amounts in the schedule for grants under ~~ss. 560.038, 560.039 and 560.82~~ and grants and loans under s. 560.83.

SECTION 185c. 20.143 (1) (fy) of the statutes is created to read:

20.143 (1) (fy) *Women's business incubator grant.* Biennially, the amounts in the schedule for the grant under 1993 Wisconsin Act (this act), section 9115 (2y).

SECTION 187. 20.143 (1) (jL) of the statutes is created to read:

20.143 (1) (jL) *Health care provider loan assistance program; local contributions.* All moneys received under s. 560.184 (6) to be used for loan repayments under s. 560.184.

SECTION 188. 20.143 (1) (k) of the statutes is amended to read:

20.143 (1) (k) *Sale of materials or services.* All moneys received from the department or other state agencies, except moneys appropriated under par. (kc), for providing materials and services.

SECTION 189. 20.143 (1) (kc) of the statutes is created to read:

20.143 (1) (kc) *Clean air act compliance assistance.* From moneys transferred from the appropriation account under s. 20.370 (2) (bg), the amounts in the schedule for assisting the department of natural resources in administering the small business stationary source technical and environmental compliance assistance program under s. 144.36 and for expenses related to serving as ombudsman for small business stationary sources as required under s. 560.03 (9).

SECTION 190. 20.143 (1) (r) of the statutes is amended to read:

20.143 (1) (r) *Recycling rebates, grants and loans — administration.* From the recycling fund, the amounts in the schedule for the administration of recycling grants and loans under s. 560.65, minority business recycling development grants and loans under s. ~~560.83~~ 560.835 and recycling rebates under s. 560.12.

SECTION 191m. 20.143 (1) (s) of the statutes is amended to read:

20.143 (1) (s) (title) *Wisconsin development fund; recycling grants and loans, assistance.* Biennially, from the recycling fund, the amounts in the schedule for recycling grants and loans under s. 560.65.

~~SECTION 192m. 20.143 (1) (t) of the statutes is amended to read:~~

~~20.143 (1) (t) *Recycling rebate program — assistance.* From Biennially, from the recycling fund, as a continuing appropriation, the amounts in the schedule for recycling rebates under s. 560.12.~~

SECTION 193. 20.143 (2) (b) of the statutes, as affected by 1991 Wisconsin Act 261, section 2, is amended to read:

20.143 (2) (b) *Tourism marketing.* The amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 560.23 (4) and 560.29 and for the grants under 1993 Wisconsin Act (this act), section 9115 (1g) and (1i). Of the amounts under this paragraph, not more than 50% shall be used to match funds allocated under s. 560.29 by private or public organizations for the joint effort marketing of tourism with the state.

SECTION 194. 20.143 (2) (b) of the statutes, as affected by 1991 Wisconsin Act 261 and 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.143 (2) (b) *Tourism marketing.* The amounts in the schedule for tourism marketing service expenses and the execution of the functions under ss. 560.23 (4) and 560.29. Of the amounts under this paragraph, not more than 50% shall be used to match funds allocated under s. 560.29 by private or public organizations for the joint effort marketing of tourism with the state.

SECTION 195. 20.143 (2) (bm) of the statutes, as affected by 1991 Wisconsin Act 39, section 260b, is amended to read:

20.143 (2) (bm) (title) *Heritage tourism pilot program.* Biennially, the amounts in the schedule to establish and operate the heritage tourism pilot program under s. 560.31 and to make the grants under 1993 Wisconsin Act (this act), section 9115 (1j).

SECTION 196m. 20.145 (7) (u) of the statutes is amended to read:

20.145 (7) (u) *Administration.* ~~As a continuing appropriation, the~~ The amounts in the schedule from the health insurance risk-sharing plan fund for the administration of subch. II of ch. 619.

SECTION 197. 20.145 (8) of the statutes is created to read:

20.145 (8) *OFFICE OF HEALTH CARE INFORMATION. General program operations; office of health care information.* The amounts in the schedule to fund the activities of the office of health care information and the board on health care information under ch. 153. The assessments paid under s. 153.60 shall be credited to this appropriation account.

(hi) *Compilations and special reports; office of health care information.* All moneys received from user fees imposed under s. 153.65 for the purpose of financing the costs of producing special data compilations or special reports under s. 153.65.

(hj) *Gifts and grants; office of health care information.* All moneys received as gifts, grants, bequests or devises, to carry out the purposes for which made.

(kx) *Interagency and intra-agency programs.* All moneys received from other state agencies and all moneys received by the office of the commissioner of insurance from the office of the commissioner of insurance for the administration of programs or projects for which received.

Vetoed
in Part

(mr) *Federal funds; office of health care information.* All moneys received from the federal government, as authorized by the governor under s. 16.54, for the purposes of the office of health care information and the board on health care information under ch. 153.

SECTION 198e. 20.155 (1) (title) of the statutes is amended to read:

20.155 (1) (title) **REGULATION OF PUBLIC SERVICES.**

SECTION 199g. 20.155 (1) (g) of the statutes is amended to read:

20.155 (1) (g) (title) *Utility and railroad regulation.* The amounts in the schedule for the regulation of utilities and railroads. Ninety percent of all moneys received by the commission under s. 184.10 (3), 195.60, 196.85 or 196.855 shall be credited to this appropriation. Ninety percent of all receipts from the sale of miscellaneous printed reports and other copied material, the cost of which was originally paid under this paragraph, shall be credited to this appropriation.

SECTION 201. 20.155 (1) (L) of the statutes is amended to read:

20.155 (1) (L) *Stray voltage program.* The amounts in the schedule for any activity of the public service commission under s. 196.857. All moneys received under s. 196.857 (1) (a) and (2m) for such activity shall be credited to this appropriation. No moneys may be encumbered under this paragraph after August 31, 1993 1995.

SECTION 202. 20.155 (1) (Lb) of the statutes is amended to read:

20.155 (1) (Lb) *Gifts for stray voltage program.* All moneys received from gifts and grants for the purpose of the stray voltage program. No moneys may be encumbered under this paragraph after August 31, 1993 1995.

SECTION 202m. 20.155 (1) (x) of the statutes is created to read:

20.155 (1) (x) *Railroad regulation; federal funds.* From the transportation fund, all moneys received from the federal government for the regulation of railroads, for such purposes.

SECTION 204. 20.165 (1) (g) of the statutes is amended to read:

20.165 (1) (g) *General program operations.* The amounts in the schedule for the licensing, rule making and regulatory functions of the department, except for preparing, administering and grading examinations. Ninety percent of all moneys received under chs. 440 to 459, except ~~ss. s. 440.05 (1) and 440.92 (8) (b)~~, less \$10 of each renewal fee received under s. 452.12 (5), and all moneys transferred from the appropriation under par. (i), shall be credited to this appropriation.

SECTION 205. 20.165 (1) (i) of the statutes is amended to read:

20.165 (1) (i) (title) *Examinations; general program operations.* All moneys received under s. 440.05 (1) ~~(b)~~ for the purposes of preparing, administering and grad-

ing examinations. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account, excluding any amount specified by the secretary of administration that is reserved for the payment of future employe compensation or fringe benefit costs, at the end of each fiscal year which exceeds 30% of the estimated amount shown in the schedule under s. 20.005 for that fiscal year shall be transferred to the appropriation account under par. (g).

SECTION 206e. 20.165 (1) (q) of the statutes is repealed.

SECTION 206m. 20.165 (1) (r) of the statutes is created to read:

20.165 (1) (r) *Cemetery consumer protection fund assessment refunds.* From the cemetery consumer protection fund, a sum sufficient for the refund of assessments, and for the administrative expenses incurred in administering that refund, under 1993 Wisconsin Act ... (this act), section 9147 (3t).

SECTION 206n. 20.165 (1) (r) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.

SECTION 210. 20.197 (1) (g) (title) of the statutes is amended to read:

20.197 (1) (g) (title) *General program operations; racing, charitable and crane games.*

SECTION 211. 20.197 (1) (h) of the statutes is created to read:

20.197 (1) (h) *General program operations; Indian gaming regulation.* The amounts in the schedule for general program operations under chs. 561 to 569. All Indian gaming receipts, as defined in s. 569.01 (1m), shall be credited to this appropriation account.

SECTION 212. 20.197 (1) (q) (title) of the statutes is amended to read:

20.197 (1) (q) (title) *General program operations; lottery.*

SECTION 213. 20.215 (1) (b) of the statutes is amended to read:

20.215 (1) (b) *State aid for the arts.* The amounts in the schedule for grants-in-aid or contract payments to groups, individuals, organizations and institutions by the arts board under s. 44.53 (1) (f) ~~and (j)~~ and (2) (a) and for grants and loans related to arts incubators under s. 44.60.

SECTION 213m. 20.225 (1) (b) of the statutes is amended to read:

20.225 (1) (b) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the board, and to repay to the energy efficiency fund loans made to the board under s. 16.847 (6).

SECTION 214. 20.225 (1) (e) of the statutes is amended to read:

20.225 (1) (e) (title) *Distance education projects.* The amounts in the schedule for ~~instructional tele-~~

~~communications~~ distance education projects under s. 39.145.

SECTION 214e. 20.225 (1) (eg) of the statutes is amended to read:

20.225 (1) (eg) *Transmitter construction.* As a continuing appropriation, the amounts in the schedule to construct a national weather service ~~transmitter in Door county~~ transmitters.

SECTION 215. 20.235 (1) (d) of the statutes is amended to read:

20.235 (1) (d) *Dental education contract.* The amounts in the schedule for support of those Wisconsin residents enrolled as full-time students in the pursuit of a doctor of dental surgery (D.D.S.) degree. An amount of ~~\$8,500~~ \$11,330 in the ~~1991-92~~ 1993-94 fiscal year and ~~\$11,000~~ \$11,670 in the ~~1992-93~~ 1994-95 fiscal year and annually thereafter shall be disbursed under s. 39.46 for each Wisconsin resident enrolled as a full-time student. The maximum number of Wisconsin residents to be funded under this appropriation is ~~93 in the 1991-92 fiscal year and 100 in the 1992-93~~ 1993-94 fiscal year and thereafter.

SECTION 216. 20.235 (1) (em) of the statutes is repealed.

SECTION 216c. 20.235 (1) (fd) of the statutes is created to read:

20.235 (1) (fd) *Talent incentive grants.* Biennially, the amounts in the schedule for talent incentive grants under s. 39.435 (2).

SECTION 216e. 20.235 (1) (fe) of the statutes is amended to read:

20.235 (1) (fe) (title) *Wisconsin higher education grants.* Biennially, the amounts in the schedule ~~to carry out the purposes of for the Wisconsin higher education grant program under s. 39.435, except for grants awarded under s. 39.435 (2).~~

SECTION 217. 20.235 (1) (gn) of the statutes is repealed.

SECTION 218. 20.235 (2) (ba) of the statutes is amended to read:

20.235 (2) (ba) *Student loan interest.* A sum sufficient for interest on investments under s. 25.17 (3) (bc) and (bf), 1977 stats., if the ~~amounts amount~~ amount appropriated under ~~pars. par. (ga), (ha) and (ma) are~~ is insufficient.

SECTION 219. 20.235 (2) (bb) of the statutes is amended to read:

20.235 (2) (bb) *Student loan interest, loans sold or conveyed.* A sum sufficient for interest on loans assigned, sold or conveyed, if the ~~amounts under pars. (gb) and (mb) are amount~~ amount under par. (gb) is insufficient to provide interest due on the payment date at the interest rate stated on the loan notes assigned, sold or conveyed, interest to be computed on the unpaid principal balance of the loans, computed as of January 1 and July 1 of each year and payable within 90 days thereafter.

SECTION 220. 20.235 (2) (bc) of the statutes is amended to read:

20.235 (2) (bc) *Write-off of uncollectible student loans.* The amounts in the schedule for write-off of uncollectible student loans made under s. 49.42, 1963 stats., and ~~ss. s. 39.32 and 39.34.~~

SECTION 221. 20.235 (2) (ha) of the statutes is repealed.

SECTION 222. 20.235 (2) (hb) of the statutes is repealed.

SECTION 223. 20.235 (2) (ja) of the statutes is amended to read:

20.235 (2) (ja) *Write-off of defaulted student loans.* The amounts in the schedule for write-off of defaulted student loans made under s. 49.42, 1963 stats., and ~~ss. s. 39.32 and 39.34.~~ All moneys originally appropriated for student loans other than moneys advanced from the investment board, and other than moneys resulting from assignment, sale or conveyance of student loans shall be credited to this appropriation.

SECTION 224. 20.235 (2) (ma) of the statutes is repealed.

SECTION 225. 20.235 (2) (mb) of the statutes is repealed.

SECTION 226. 20.245 (2) (be) of the statutes is amended to read:

20.245 (2) (be) (title) *Pendarvis and First Capitol.* The amounts in the schedule for the operation of the Pendarvis historic site and, if the First Capitol state park has been transferred to the historical society under 1993 Wisconsin Act (this act), section 9142 (1e), the First Capitol historic site.

SECTION 226m. 20.245 (2) (c) of the statutes is amended to read:

20.245 (2) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the historical society, and to repay to the energy efficiency fund loans made to the society under s. 16.847 (6) for use, at the historic sites operated by the society at Eagle, Greenbush, Cassville, Mineral Point, Madeline Island and Prairie du Chien, Wisconsin.

SECTION 226p. 20.245 (4) (c) of the statutes is amended to read:

20.245 (4) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the historical society, and to repay to the energy efficiency fund loans made to the society under s. 16.847 (6) for use, at the historical society building located at 816 State Street, Madison, Wisconsin.

SECTION 226t. 20.245 (5) (c) of the statutes is amended to read:

20.245 (5) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s.

16.895, by or on behalf of the historical society, and to repay to the energy efficiency fund loans made to the society under s. 16.847 (6) for use, at the historical society museum.

SECTION 226v. 20.250 (1) (e) of the statutes is amended to read:

20.250 (1) (e) *Principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in aiding the construction of a basic science education facility and in aiding the funding of a health information technology center.

SECTION 226x. 20.255 (1) (c) of the statutes is amended to read:

20.255 (1) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the department, and to repay to the energy efficiency fund loans made to the department under s. 16.847 (6) for use, at the schools for the deaf and visually handicapped.

SECTION 227. 20.255 (1) (cm) of the statutes is repealed.

SECTION 228. 20.255 (1) (cw) of the statutes is renumbered 20.255 (2) (ci).

SECTION 229. 20.255 (1) (ec) of the statutes is amended to read:

20.255 (1) (ec) *Wisconsin geography alliance.* The amounts in the schedule for payments to the Wisconsin geography alliance under s. 115.28 (27). No money may be encumbered from the appropriation under this paragraph after June 30, ~~1993~~ 1996.

SECTION 231. 20.255 (1) (kk) of the statutes is repealed.

SECTION 232. 20.255 (1) (L) of the statutes is repealed.

SECTION 233. 20.255 (1) (Ls) of the statutes is repealed.

SECTION 234g. 20.255 (2) (ac) of the statutes is amended to read:

20.255 (2) (ac) *General equalization aids.* The amounts in the schedule for the payment of educational aids under ss. 121.08 ~~and~~ 121.09 ~~and~~ 121.105 and subch. VI of ch. 121.

SECTION 234r. 20.255 (2) (ba) of the statutes is repealed.

SECTION 236. 20.255 (2) (bm) of the statutes is amended to read:

20.255 (2) (bm) (title) *Minimum state aid and general equalization aids.* The amounts in the schedule for minimum state aid under s. 121.10 and educational aids under s. 121.08. All moneys appropriated under this paragraph shall be expended first for minimum state aid under s. 121.10.

SECTION 238m. 20.255 (2) (dm) of the statutes is amended to read:

20.255 (2) (dm) *Grants for early alcohol and other drug abuse prevention and intervention programs.* The amounts in the schedule for grants to school districts under s. 115.361. ~~No money may be encumbered from the appropriation under this paragraph after June 30, 1993.~~

SECTION 239. 20.255 (2) (ds) of the statutes is amended to read:

20.255 (2) (ds) *Management restructuring programs.* The amounts in the schedule for grants to school districts for management restructuring programs under s. 118.013 (3). ~~In the 1993-94 fiscal year, the legislature intends to appropriate \$500,000 under this paragraph. No moneys may be encumbered under this paragraph after June 30, 1994.~~

SECTION 240. 20.255 (2) (dt) of the statutes is created to read:

20.255 (2) (dt) *Pupil assessment.* The amounts in the schedule to reimburse school districts for the costs of the examinations administered under s. 118.30.

SECTION 241. 20.255 (2) (ec) of the statutes is amended to read:

20.255 (2) (ec) *Aid to Milwaukee public schools.* The amounts in the schedule to correct the academic deficiencies of educationally and economically disadvantaged pupils and to achieve a more effective and responsive educational program in the school district operating under ch. 119. ~~In the 1991-92 fiscal year, the amount in the schedule shall be distributed as provided under ss. 119.71, 119.72, 119.74, 119.75, 119.78 and 119.82. In the 1992-93 1993-94 fiscal year and in each fiscal year thereafter, the amount in the schedule shall be distributed according to the spending plan under s. 119.80. The department of public instruction may not distribute any funds in the appropriation under this paragraph in the 1992-93 1993-94 fiscal year or in any fiscal year thereafter until the spending plan for that fiscal year has been approved under s. 119.80.~~

SECTION 242. 20.255 (2) (ed) of the statutes is created to read:

20.255 (2) (ed) *Youth service centers, truancy abatement and burglary suppression.* The amounts in the schedule for youth service centers, truancy abatement and burglary suppression under 1993 Wisconsin Act ... (this act), section 9145 (1t) (b). No moneys may be encumbered under this paragraph after June 30, 1995.

SECTION 243. 20.255 (2) (fi) of the statutes is created to read:

20.255 (2) (fi) *Indo-Chinese refugee community grant.* The amounts in the schedule for a grant to a nonprofit organization under s. 115.28 (25).

SECTION 243m. 20.255 (2) (fx) of the statutes is repealed.

SECTION 246m. 20.285 (1) (c) of the statutes is amended to read:

20.285 (1) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and

air conditioning, and to pay costs incurred under s. 16.895, including all operating costs recommended by the department of administration that result from the installation of pollution abatement equipment in state-owned or operated heating, cooling or power plants, by or on behalf of the board of regents, and to repay to the energy efficiency fund loans made to the board under s. 16.847 (6).

SECTION 249m. 20.285 (1) (fh) of the statutes is created to read:

20.285 (1) (fh) *State laboratory of hygiene; principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for 50% of the principal and interest costs incurred in the acquisition, construction, development, enlargement or improvement of laboratory facilities under s. 20.866 (2) (y) and (z).

SECTION 251. 20.285 (1) (fr) of the statutes is repealed.

SECTION 254. 20.285 (1) (gr) of the statutes is created to read:

20.285 (1) (gr) *Center for urban land economics research.* The amounts in the schedule for research and educational, public outreach and grant activities under s. 36.25 (34). Ten dollars of each renewal fee received under s. 452.12 (5) shall be credited to this appropriation.

SECTION 254m. 20.285 (1) (i) of the statutes is amended to read:

20.285 (1) (i) *State laboratory of hygiene.* All From the moneys received for or on account of the operation of the state laboratory of hygiene, all moneys not appropriated under par. (ih), to be used for general program operations of the laboratory of hygiene.

SECTION 255m. 20.285 (1) (ih) of the statutes is created to read:

20.285 (1) (ih) *State laboratory of hygiene; principal repayment and interest.* From the moneys received for or on account of the operation of the state laboratory of hygiene, a sum sufficient to reimburse s. 20.866 (1) (u) for 50% of the principal and interest costs incurred in the acquisition, construction, development, enlargement or improvement of laboratory facilities under s. 20.866 (2) (y) and (z) and to make 50% of the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing such facilities.

SECTION 256m. 20.285 (1) (jL) of the statutes is repealed.

SECTION 259m. 20.285 (1) (Lm) of the statutes is amended to read:

20.285 (1) (Lm) *Laboratories.* From moneys received from as academic student fees, \$1,855,100 annually, to be used the amounts in the schedule for laboratory modernization. No money may be expended from or credited to this appropriation after June 30, 1996.

SECTION 260m. 20.285 (1) (Ls) of the statutes is amended to read:

20.285 (1) (Ls) *Schools of business.* From moneys received as academic student fees in the 1990-91 fiscal year and thereafter, \$592,300 annually, the amounts in the schedule to support improvements in master's level business programs under s. 36.25 (28).

SECTION 263. 20.285 (1) (qt) of the statutes is repealed.

SECTION 264. 20.285 (1) (t) of the statutes is repealed.

SECTION 268m. 20.285 (4) (b) (title) of the statutes is amended to read:

20.285 (4) (b) (title) *Graduate student financial aid.*

SECTION 269. 20.285 (4) (cm) of the statutes is repealed.

SECTION 272m. 20.285 (4) (de) of the statutes is amended to read:

20.285 (4) (de) *Pilot minority student tuition award program.* The amounts in the schedule for the pilot minority student tuition award program under s. 36.34 (2). No moneys may be encumbered under this paragraph after June 30, 1994 1995.

SECTION 274. 20.292 (1) (cm) of the statutes is created to read:

20.292 (1) (cm) *Technical preparation aid.* The amounts in the schedule for aid to vocational, technical and adult education district boards under s. 38.28 (7). No funds may be encumbered from the appropriation under this paragraph after June 30, 1995.

SECTION 275. 20.292 (1) (d) of the statutes is amended to read:

20.292 (1) (d) *State aid for vocational, technical and adult education.* The amounts in the schedule for state aids for districts and schools of vocational, technical and adult education, including area schools and programs established and maintained under the supervision of the board to be distributed under s. 38.28. Of the amount in the schedule for each year not exceeding \$50,000 may be spent by the board to match federal funds made available for vocational, technical and adult education by any act of congress for the purposes set forth in such act. Of the amounts in the schedule, \$25,800 annually shall be distributed under s. 38.28 for apprenticeship curriculum development. If, in any fiscal year, actual program fees raised under s. 38.24 (1m) exceed board estimates, the increase shall be used to offset actual district aidable cost.

~~SECTION 275m. 20.292 (1) (dc) of the statutes is amended to read:~~

~~20.292 (1) (dc) *Incentive grants.* As a continuing appropriation, the amounts in the schedule for incentive grants to district boards under s. 38.27.~~

SECTION 275p. 20.292 (1) (em) of the statutes is created to read:

20.292 (1) (em) *Apprenticeship curriculum development.* The amounts in the schedule for apprenticeship curriculum development.

SECTION 276. 20.292 (1) (f) of the statutes is amended to read:

Vetoed
in Part

20.292 (1) (f) *Alcohol and other drug abuse prevention and intervention.* The amounts in the schedule for district alcohol and other drug abuse prevention and intervention programs under s. 38.35. ~~No funds may be encumbered under this paragraph after June 30, 1993.~~

SECTION 277. 20.315 (1) (q) of the statutes is created to read:

20.315 (1) (q) *General program operations — conservation fund.* From the conservation fund, the amounts in the schedule for general program operations.

SECTION 278. 20.320 (1) (d) of the statutes is created to read:

20.320 (1) (d) *Clean water fund loan capital.* A sum sufficient equal to the amounts expended under par. (t) to be transferred to the clean water fund for the purposes of the clean water fund program under ss. 144.241 and 144.2415.

SECTION 279. 20.320 (1) (t) of the statutes is amended to read:

20.320 (1) (t) *Principal repayment and interest — clean water fund bonds.* From the clean water fund, the amounts in the schedule all moneys received from municipalities as repayments of loans or portions of loans made with the proceeds of general obligation bonds to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in transferring moneys from s. 20.866 (2) (tc) to the clean water fund for the purposes specified in s. 25.43 (3).

SECTION 280. 20.360 (1) (q) of the statutes is created to read:

20.360 (1) (q) *General program operations — conservation fund.* From the conservation fund, the amounts in the schedule for general program operations.

SECTION 281. 20.370 (1) (da) of the statutes is repealed.

SECTION 282. 20.370 (1) (di) of the statutes is renumbered 20.370 (4) (di) and amended to read:

20.370 (4) (di) *Water resources — Fox river management; gifts and contributions.* From the general fund, all moneys received from gifts, grants, bequests, devises, donations and contributions for the management and operation of the Fox river ~~locks and facilities navigational system~~ and for expenses of the Fox river management commission to be used for those purposes. ~~No moneys may be encumbered under this paragraph and,~~ after the date on which the governor makes the certification under s. 30.94 (8), for the management, operation, restoration and repair of the Fox river navigational system and expenses of the Fox-Winnebago regional management commission under s. 30.94.

SECTION 283. 20.370 (1) (dj) of the statutes is renumbered 20.370 (4) (dj) and amended to read:

20.370 (4) (dj) *Water resources — Fox river management; fees.* From the general fund, all moneys

received from user fees imposed under s. 30.93 (4) or 30.94 (5) for the management and operation of the Fox river ~~locks and facilities navigational system~~ and for expenses of the Fox river management commission under s. 30.93. ~~No moneys may be encumbered under this paragraph and,~~ after the date on which the governor makes the certification under s. 30.94 (8), for the management, operation, restoration and repair of the Fox river navigational system and expenses of the Fox-Winnebago regional management commission under s. 30.94.

SECTION 284. 20.370 (1) (dn) of the statutes is renumbered 20.370 (4) (do) and amended to read:

20.370 (4) (do) *Water resources — Fox river management; federal moneys.* From the general fund, all moneys received from the federal government for the ~~management and operation restoration and repair of the Fox river locks and facilities navigational system~~ and for expenses of the Fox river management commission and the Fox-Winnebago regional management commission, as authorized by the governor under s. 16.54, to be used for these purposes. ~~No moneys may be encumbered under this paragraph after the date on which the governor makes the certification under s. 30.94 (8).~~

SECTION 285. 20.370 (1) (dq) of the statutes is renumbered 20.370 (4) (dq) and amended to read:

20.370 (4) (dq) *Water resources — Fox river management.* Biennially, the amounts in the schedule for the management and operation of the Fox river ~~locks and facilities, navigational system~~ and for expenses of the Fox river management commission under s. 30.93 and, ~~before July 1, 1993, for the implementation of the long range plan under 1991 Wisconsin Act 269, section 9142 (1z).~~ ~~No moneys may be encumbered under this paragraph, except for the implementation of the long range plan under 1991 Wisconsin Act 269, section 9142 (1z),~~ after the date on which the governor makes the certification under s. 30.94 (8), for the management, operation, restoration and repair of the Fox river navigational system and expenses of the Fox-Winnebago regional management commission.

SECTION 286. 20.370 (1) (dr) of the statutes is renumbered 20.370 (4) (dr).

SECTION 287. 20.370 (1) (ds) of the statutes is repealed.

SECTION 290. 20.370 (1) (hn) of the statutes is repealed.

SECTION 291. 20.370 (1) (hr) of the statutes is amended to read:

20.370 (1) (hr) *Resource acquisition and development — pheasant restoration.* All moneys received under s. 29.1025 for developing, managing, preserving, restoring and maintaining ~~habitat to increase~~ the wild pheasant population in the state.

SECTION 291g. 20.370 (1) (hs) of the statutes is created to read:

20.370 (1) (hs) *Resource acquisition and development — fish and wildlife projects.* As a continuing appropriation, the amounts in the schedule for fish and wildlife habitat projects for the payment of conservation corps enrollee compensation and for the payment of other costs incurred with these projects if those cost are not paid by project sponsors. Conservation corps enrollee compensation includes the costs of salaries, benefits, incentive payments and vouchers.

SECTION 291m. 20.370 (1) (jq) of the statutes is amended to read:

20.370 (1) (jq) *Dam repair and removal — principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of ~~\$3,000,000~~ of principal ~~plus~~ and interest costs incurred in financing the aid program for dams under s. 20.866 (2) ~~(t)~~ (tl).

SECTION 292. 20.370 (1) (jr) of the statutes is amended to read:

20.370 (1) (jr) (title) *Rental property and equipment — maintenance and replacement.* All moneys received by the department from the rental of real property and equipment that are owned by the department and are utilized for resource management, to be used for the maintenance and replacement of this real property and equipment.

SECTION 293. 20.370 (1) (kb) of the statutes is amended to read:

20.370 (1) (kb) *Resource maintenance and development — state funds.* As a continuing appropriation from the general fund, the amounts in the schedule for the maintenance and development of state parks under ch. 27; of recreation areas, other than game or fish refuges, in state forests under ch. 28; of lands owned, managed, supervised or controlled by the department in the lower Wisconsin state riverway as defined in s. 30.40 (15); and of other recreational lands owned by the department, and for the maintenance of the ice age trail. Of the amounts appropriated under this paragraph, \$50,000 may be expended only to match at the ratio of 1 to 1 funds received under par. (gg) from a county, city, village, town or organization after August 9, 1989, that are given specifically for the purchase of equipment and materials for maintenance of the ice age trail. At least \$150,000 in each fiscal year shall be expended from this appropriation for maintaining and developing historic sites ~~located in state parks~~ at least \$10,000 of which shall be expended in each fiscal year for maintaining and developing Heritage Hill state park.

SECTION 293k. 20.370 (1) (kc) of the statutes is amended to read:

20.370 (1) (kc) *Resource acquisition and development — principal repayment and interest.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the placement of structures and fill under s. 30.203, in financing the acquisition, construction, development, enlargement or improvement of state recreation facilities under s. 20.866 (2) (tp) and

(tr), in financing state aids for land acquisition and development of local parks under s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice age trail development under s. 20.866 (2) (tw) and in funding the stewardship program under s. 20.866 (2) (tz), but not including payments made under ~~par. (jq) or~~ sub. (4) (jb).

SECTION 293m. 20.370 (1) (kx) of the statutes is created to read:

20.370 (1) (kx) *Recreation development — principal repayment and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in acquiring, constructing, developing, enlarging or improving state recreation facilities and state fish hatcheries under s. 20.866 (2) (tu).

SECTION 294e. 20.370 (1) (mr) of the statutes is amended to read:

20.370 (1) (mr) *General program operations — state park, forest and riverway roads.* As a continuing appropriation from the transportation fund, the amounts in the schedule for state park and forest roads and roads in the lower Wisconsin state riverway as defined in s. 30.40 (15) under s. 84.28 and for the maintenance of roads in state parks under ch. 27 and recreation areas in state forests under ch. 28 which are not eligible for funding under s. 84.28. ~~Beginning in fiscal year 1988-89 and ending in fiscal year 1993-94,~~ ~~the~~ The department may expend up to \$400,000 from this appropriation in each fiscal year for state park and forest roads and roads in the lower Wisconsin state riverway as defined in s. 30.40 (15) under s. 84.28 and shall expend the balance from the appropriation for the maintenance of roads which are not eligible for funding under s. 84.28.

SECTION 294g. 20.370 (1) (mt) of the statutes is created to read:

20.370 (1) (mt) *General program operations — environmental fund.* From the environmental fund, the amounts in the schedule for nonpoint source water pollution research, evaluation and monitoring.

SECTION 295. 20.370 (2) (title) of the statutes is amended to read:

20.370 (2) (title) ENVIRONMENTAL QUALITY.

SECTION 296. 20.370 (2) (bg) of the statutes is amended to read:

20.370 (2) (bg) *Air management — stationary sources.* The amounts in the schedule for purposes related to stationary sources of air contaminants as specified in s. 144.399 (2) (b) and to transfer the amounts appropriated under s. 20.143 (1) (kc) to the appropriation account under s. 20.143 (1) (kc). All moneys received from fees imposed under s. 144.399 (2) (a), except moneys appropriated under sub. (8) (mg), shall be credited to this appropriation.

SECTION 296g. 20.370 (2) (bh) of the statutes is repealed.

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SECTION 296r. 20.370 (2) (bi) of the statutes is repealed.

SECTION 297. 20.370 (2) (bj) of the statutes is created to read:

20.370 (2) (bj) *Storm water management — fees.* The amounts in the schedule for the administration of the storm water discharge permit program under s. 147.021. All moneys received under s. 147.033 (4) shall be credited to this appropriation account.

SECTION 298. 20.370 (2) (bL) of the statutes is amended to read:

20.370 (2) (bL) *Wastewater management — fees.* All moneys received under s. 144.025 (2) (L) for the certification of operators of waterworks, wastewater treatment plants and septage servicing vehicles and under ~~ss. s.~~ 146.20 (4s) (a) and (b) ~~and 147.033 (2) (a)~~ for wastewater management activities.

SECTION 298e. 20.370 (2) (bq) of the statutes is created to read:

20.370 (2) (bq) *Air management — vapor recovery administration.* From the petroleum inspection fund, the amounts in the schedule to administer programs related to vapor control systems for the control of volatile organic compound emissions.

SECTION 298f. 20.370 (2) (br) of the statutes is created to read:

20.370 (2) (br) *Air management — mobile sources.* From the petroleum inspection fund, the amounts in the schedule for air quality management programs, including the development and implementation of plans under s. 144.31 (1) (f), related primarily to mobile sources of air contaminants.

SECTION 299. 20.370 (2) (dc) of the statutes is repealed.

SECTION 299m. 20.370 (2) (dw) of the statutes is amended to read:

20.370 (2) (dw) *Solid waste management — environmental repair; petroleum spills; administration.* From the petroleum ~~storage environmental cleanup~~ inspection fund, the amounts in the schedule for the administration of s. 101.143.

SECTION 300. 20.370 (2) (eg) of the statutes is created to read:

20.370 (2) (eg) *Solid waste facility siting board fee.* All moneys received from the fee under s. 144.441 (7m) to be transferred to the appropriation under s. 20.505 (4) (k).

SECTION 301. 20.370 (2) (ei) of the statutes is amended to read:

20.370 (2) (ei) (title) *Air management — asbestos management.* All moneys received from fees imposed under s. 144.399 (1) (c) on persons proposing asbestos abatement projects and all moneys received from fees imposed under s. 144.399 (3) for asbestos abatement inspections ~~and other~~ for costs related to exempting ~~these asbestos abatement~~ projects from air pollution

control permits and for inspections of asbestos demolition and renovation projects.

SECTION 302. 20.370 (2) (jc) of the statutes is amended to read:

20.370 (2) (jc) (title) *Debt service — remedial action.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing environmental repair remedial action under ~~s. ss.~~ 144.442 and 144.10 and for the payment of this state's share of environmental repair that is funded under 42 USC 9601 to 9675.

SECTION 303. 20.370 (2) (ma) of the statutes is amended to read:

20.370 (2) (ma) *General program operations — state funds.* The amounts in the schedule for the management and protection of the state's water ~~and air~~ resources and, for the management and regulation of solid waste disposal and for related technical services.

SECTION 304. 20.370 (2) (mb) of the statutes is repealed.

SECTION 305. 20.370 (2) (md) of the statutes is repealed.

SECTION 306. 20.370 (2) (mk) of the statutes is amended to read:

20.370 (2) (mk) *General program operations — service funds.* All moneys received by the department from the department and from other state agencies for ~~facilities, materials or services provided by the department purposes~~ relating to its environmental quality functions under an agreement or other arrangement with the department or other state agencies to pay for expenses associated with those facilities, materials or services.

SECTION 308. 20.370 (2) (mm) of the statutes is amended to read:

20.370 (2) (mm) *General program operations — federal funds.* All moneys received as federal aid as authorized by the governor under s. 16.54 for environmental ~~standards~~ quality purposes, to carry out those purposes.

SECTION 309e. 20.370 (2) (mu) of the statutes is created to read:

20.370 (2) (mu) *Petroleum inspection fund supplement to environmental fund; environmental repair and well compensation.* From the petroleum inspection fund, the amounts in the schedule, including \$80,000 in each fiscal year as a well compensation fee, to be transferred to the environmental fund for environmental repair.

SECTION 309f. 20.370 (2) (mw) of the statutes is created to read:

20.370 (2) (mw) *Petroleum inspection fund supplement to environmental fund; groundwater management.* From the petroleum inspection fund, the amounts in the schedule to be transferred to the environmental fund for groundwater management.

SECTION 310. 20.370 (3) (br) of the statutes is amended to read:

20.370 (3) (br) (title) *Water regulation and zoning — dam safety and wetland mapping; conservation fund.* The amounts in the schedule for dam inspections and safety administration under ch. 31 and wetland mapping under s. 23.32.

SECTION 311. 20.370 (3) (dh) of the statutes is created to read:

20.370 (3) (dh) *Environmental impact — power projects.* From the general fund, all moneys received as environmental impact statement fees under s. 23.40 (3) related to electric power generating projects, for the review of environmental impact requirements under ss. 1.11 and 23.40 for those projects.

SECTION 313. 20.370 (4) (av) of the statutes is amended to read:

20.370 (4) (av) (title) *Resource aids — urban forestry and county forest administrator grants.* The amounts in the schedule for urban forestry grants under s. 23.097 and county forest administrator grants under s. 28.11 (5m).

SECTION 314. 20.370 (4) (aw) of the statutes is created to read:

20.370 (4) (aw) *Resource aids — county forest loans; severance share payments.* All moneys received from acreage loan severance share payments as calculated under s. 28.11 (9) (ag) 1 for county forest loans under s. 28.11 (8) (b), except as provided in s. 28.11 (9) (ar).

SECTION 315. 20.370 (4) (ax) of the statutes is created to read:

20.370 (4) (ax) *Resource aids — county forest project loans.* As a continuing appropriation, the amounts in the schedule to provide county forest loans under s. 28.11 (8) (b) 2.

SECTION 316. 20.370 (4) (ay) of the statutes is created to read:

20.370 (4) (ay) *Resource aids — county forest project loans; severance share payments.* All moneys received from project loan severance share payments as calculated under s. 28.11 (9) (ag) 2 for county forest loans under s. 28.11 (8) (b) 2, except as provided in s. 28.11 (9) (ar).

SECTION 317c. 20.370 (4) (bb) of the statutes is amended to read:

20.370 (4) (bb) *Recreation aids — fish rearing ponds.* From the general fund, the amounts in the schedule ~~to provide funding under 1989 Wisconsin Act 31, section 3040 (11j). No money may be encumbered from the appropriation under this paragraph after June 30, 1991 for grants to restore fish rearing ponds under s. 29.525.~~

SECTION 318. 20.370 (4) (bu) of the statutes, as affected by 1991 Wisconsin Act 269, section 87gg, is amended to read:

20.370 (4) (bu) *Recreation aids — recreational boating projects; Milwaukee river study.* As a continuing appropriation, the amounts in the schedule for recrea-

tional boating aids under s. 30.92, for the Portage levee renovation and repair under s. 30.95 and for the engineering and environmental study under s. 31.307.

SECTION 319. 20.370 (4) (cc) of the statutes is repealed and recreated to read:

20.370 (4) (cc) *Environmental aids; nonpoint source.* Biennially, from the general fund, the amounts in the schedule for grants and assistance under the nonpoint source water pollution abatement program under s. 144.25. The department shall allocate \$300,000 in each fiscal year from this appropriation for grants under s. 144.25 (8) (cm).

SECTION 319g. 20.370 (4) (cg) of the statutes is repealed.

SECTION 320. 20.370 (4) (cq) of the statutes is amended to read:

20.370 (4) (cq) *Environmental aids — nonpoint source program.* ~~From Biennially, from~~ the environmental fund, the amounts in the schedule for nonpoint source grants and assistance under s. 144.25.

~~SECTION 320k. 20.370 (4) (cz) of the statutes is created to read:~~

~~20.370 (4) (cz) *Environmental aids — waste tire grants.* As a continuing appropriation, from the recycling fund, the amounts in the schedule for waste tire recycling grants under s. 159.17 (3) (e).~~

SECTION 320p. 20.370 (4) (ds) of the statutes is created to read:

20.370 (4) (ds) *Environmental aids — vapor recovery grants.* From the petroleum inspection fund, as a continuing appropriation, the amounts in the schedule for grants under s. 144.405 (5).

SECTION 321. 20.370 (4) (ft) of the statutes is amended to read:

20.370 (4) (ft) *Enforcement aids — snowmobiling enforcement.* ~~As a continuing appropriation, the~~ The amounts in the schedule from the snowmobile account in the conservation fund to provide law enforcement aids to counties as authorized under s. 350.12 (4) (a) 4 to be used exclusively for the enforcement of ch. 350.

SECTION 322. 20.370 (4) (gm) of the statutes is repealed.

SECTION 322p. 20.370 (4) (ht) of the statutes is created to read:

20.370 (4) (ht) *Aids administration — vapor recovery grants.* From the petroleum inspection fund, the amounts in the schedule to administer grants under s. 144.405 (5).

SECTION 322r. 20.370 (4) (ig) of the statutes is repealed.

SECTION 323. 20.370 (4) (iq) of the statutes is repealed.

SECTION 324. 20.370 (4) (ir) of the statutes is repealed.

SECTION 325. 20.370 (4) (iu) of the statutes is amended to read:

20.370 (4) (iu) *Aids administration — general program operations, state funds.* The amounts in the

Vetoed
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schedule for aids administration and for expenses incurred by the off-the-road vehicle council.

SECTION 326. 20.370 (4) (Lr) of the statutes is repealed.

SECTION 327. 20.370 (4) (mk) of the statutes is created to read:

20.370 (4) (mk) *General program operations — service funds.* From the general fund, all moneys received by the department from the department and from other state agencies for facilities, materials or services provided by the department relating to local support, to provide those facilities, materials or services.

SECTION 328. 20.370 (4) (mq) of the statutes is created to read:

20.370 (4) (mq) *Interpretive center in Florence county.* The amounts in the schedule for the grant to Florence county under 1993 Wisconsin Act (this act), section 9142 (1t).

SECTION 329. 20.370 (4) (mq) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

Vetoed in Part

~~SECTION 329g. 20.370 (8) (ss) of the statutes is repealed.~~

SECTION 329m. 20.370 (8) (ix) of the statutes is created to read:

20.370 (8) (ix) *General program operations — pollution prevention.* From the petroleum inspection fund, the amounts in the schedule for pollution prevention.

SECTION 330b. 20.370 (8) (mh) of the statutes is repealed.

SECTION 331. 20.370 (8) (mi) of the statutes is created to read:

20.370 (8) (mi) *General program operations — private and public sources.* From the general fund, all moneys received from public or private sources, other than state agencies, for facilities, materials or services provided by the department, to pay for costs and expenses associated with those facilities, materials or services.

SECTION 332. 20.370 (8) (mk) of the statutes is amended to read:

20.370 (8) (mk) *General program operations — service funds.* All From the general fund, all moneys received by the department from the department and from other state agencies or organizational units to provide support services or related materials to those agencies or units, except as provided in par. (nk), for facilities, materials or services provided by the department relating to administrative services, to provide those facilities, materials or services.

SECTION 332p. 20.370 (8) (mq) of the statutes is created to read:

20.370 (8) (mq) *General program operations — mobile sources.* From the petroleum inspection fund, the amounts in the schedule for the administration of the mobile source air pollution program under ss. 144.30 to 144.426.

SECTION 333. 20.370 (8) (mt) of the statutes is renumbered 20.370 (8) (nk) and amended to read:

20.370 (8) (nk) (title) *Geographic information systems, general program operations — service funds.* All From the general fund, all moneys received by the department from the department and from other state agencies or organizational units for providing facilities, support services and materials related to geographic information systems, to provide those facilities, services or materials to the department or to those agencies or units.

SECTION 333m. 20.395 (1) (aq) of the statutes is repealed.

SECTION 333p. 20.395 (1) (as) of the statutes is created to read:

20.395 (1) (as) *Transportation aids to counties, state funds.* The amounts in the schedule for local transportation aids to counties under s. 86.30.

SECTION 333r. 20.395 (1) (at) of the statutes is created to read:

20.395 (1) (at) *Transportation aids to municipalities, state funds.* The amounts in the schedule for local transportation aids to municipalities under s. 86.30.

SECTION 334. 20.395 (1) (bu) of the statutes is created to read:

20.395 (1) (bu) *Supplemental transit operating aids, state funds.* The amounts in the schedule for the mass transit aid program under s. 85.20 (4m) (am).

SECTION 336e. 20.395 (2) (bq) of the statutes is amended to read:

20.395 (2) (bq) (title) *Railroad administration and planning, state funds.* As a continuing appropriation, the amounts in the schedule ~~for abandoned rail property and rail property improvements acquisition under s. 85.09, for grants under s. 85.08 (4m) (c), (d) and (f), for capital advances under s. 85.08 (4m) (e) and for railroad planning and technical assistance under s. 85.08 (4). The amounts expended for grants under s. 85.08 (4m) (f) may not exceed \$300,000 annually and for administration of railroad programs under ch. 85.~~

Vetoed in Part

SECTION 337e. 20.395 (2) (bt) of the statutes is created to read:

20.395 (2) (bt) *Rail acquisitions and improvements, service funds.* All moneys received from any bond issue authorized under s. 20.866 (2) (uw) as reimbursement for the temporary funding under 1993 Wisconsin Act (this act), section 9154 (4n) of the acquisition of railroad property under ss. 85.08 (2) (L) and (4m) (c) and 85.09, and of grants and loans for rail property improvements under s. 85.08 (4m) (d), for the purpose of funding loans under s. 85.08 (4m) (e).

SECTION 338e. 20.395 (2) (bu) of the statutes is created to read:

20.395 (2) (bu) *Freight rail infrastructure improvements, state funds.* As a continuing appropriation, the amounts in the schedule for loans under s. 85.08 (4m) (e) and to make payments under 1993 Wisconsin Act (this act), section 9154 (4n).

SECTION 338g. 20.395 (2) (bu) of the statutes, as created by 1993 Wisconsin Act (this act), is amended to read:

20.395 (2) (bu) (title) *Freight rail infrastructure improvement loans, state funds.* As a continuing appropriation, the amounts in the schedule for loans under s. 85.08 (4m) (e) ~~and to make payments under 1993 Wisconsin Act (this act), section 9154 (4a).~~

SECTION 339. 20.395 (2) (bv) of the statutes is amended to read:

20.395 (2) (bv) (title) *Rail service assistance, local funds.* All moneys received from any local unit of government or other sources for the purposes of abandoned rail property and rail property improvements acquisition under s. 85.09, for technical assistance under s. 85.08 (4), for grants and loans under s. 85.08 (4m) (c), ~~for rail property improvement grants under s. 85.08 (4m) (d) and for rail capital advances and (d), for loans~~ under s. 85.08 (4m) (e) and for administration of railroad programs under ch. 85, for such purposes.

SECTION 339e. 20.395 (2) (bw) of the statutes is created to read:

20.395 (2) (bw) *Freight rail assistance loan repayments, local funds.* All moneys received from the repayment of loans made under s. 85.08 (4m), to be used for loans under s. 85.08 (4m) (e).

SECTION 340. 20.395 (2) (bx) of the statutes is amended to read:

20.395 (2) (bx) (title) *Rail service assistance, federal funds.* All moneys received from the federal government for the purposes of abandoned rail property and rail property improvements acquisition under s. 85.09, for technical assistance under s. 85.08 (4), for grants and loans under s. 85.08 (4m) (c), ~~for rail property improvement grants under s. 85.08 (4m) (d) and for rail capital advances and (d), for loans~~ under s. 85.08 (4m) (e) and for administration of railroad programs under ch. 85, for such purposes.

SECTION 341. 20.395 (2) (cq) of the statutes is amended to read:

20.395 (2) (cq) (title) *Harbor assistance, state funds.* As a continuing appropriation, the amounts in the schedule for harbor assistance under s. 85.095 (2) (a) and for administration of the harbor assistance program under s. 85.095.

SECTION 343. 20.395 (2) (dq) of the statutes is amended to read:

20.395 (2) (dq) (title) *Aeronautics assistance, state funds.* As a continuing appropriation, the amounts in the schedule for the state's share of airport projects under ss. 114.34 and 114.35; for developing air marking and other air navigational facilities; ~~and for the purposes of 1991 Wisconsin Act 269, section 9155 (1x) for administration of the powers and duties of the secretary of transportation under s. 114.31; for costs associated with aeronautical activities under s. 114.31;~~

and for the administration of other aeronautical activities authorized by law.

SECTION 344. 20.395 (2) (dv) of the statutes is amended to read:

20.395 (2) (dv) (title) *Aeronautics assistance, local funds.* All moneys received by the state from any local unit of government or other source for airports or other aeronautical activities under s. 114.33 or 114.37, for administration of the powers and duties of the secretary of the department of transportation under s. 114.31, for costs associated with aeronautical activities under s. 114.31 and for the administration of other aeronautical activities authorized by law, for such purposes.

SECTION 345. 20.395 (2) (dx) of the statutes is amended to read:

20.395 (2) (dx) (title) *Aeronautics assistance, federal funds.* All moneys received from the federal government for airports or other aeronautical activities under s. 114.32 or 114.33, for administration of the powers and duties of the secretary of transportation under s. 114.31, for costs associated with aeronautical activities under s. 114.31 and for the administration of other aeronautical activities authorized by law, for such purposes.

SECTION 346. 20.395 (2) (fv) of the statutes is amended to read:

20.395 (2) (fv) (title) *Local transportation facility improvement assistance, local funds.* All moneys received from any local unit of government or other source for providing public access roads to navigable waters and for the purposes of ss. 84.27 and 84.28 and for improving highways transportation facilities, including facilities funded under applicable federal acts or programs, that are not state trunk or connecting highways, for such purposes.

SECTION 347. 20.395 (2) (fx) of the statutes is amended to read:

20.395 (2) (fx) (title) *Local transportation facility improvement assistance, federal funds.* All moneys received from the federal government for providing public access roads to navigable waters and for the purposes of ss. 84.27 and 84.28 and for improving highways transportation facilities, including facilities funded under applicable federal acts or programs, that are not state trunk or connecting highways, for such purposes.

SECTION 347e. 20.395 (2) (gq) of the statutes is amended to read:

20.395 (2) (gq) (title) *Railroad crossing improvement and protection maintenance, state funds.* The amounts in the schedule to pay the costs for railroad crossing protection improvements under s. 195.28 (2) and railroad crossing protection maintenance under s. 195.28 (3).

SECTION 347g. 20.395 (2) (gr) of the statutes is created to read:

20.395 (2) (gr) *Railroad crossing improvement and protection installation, state funds.* The amounts in the

schedule to pay the costs for railroad crossing protection improvements under s. 195.28 (2).

SECTION 348. 20.395 (2) (hq) of the statutes is amended to read:

20.395 (2) (hq) (title) *Multimodal transportation studies, state funds.* As a continuing appropriation, the amounts in the schedule to make multimodal transportation ~~corridor~~ study grants and to pay multimodal transportation ~~corridor~~ study contracts entered into under s. 85.022.

SECTION 349. 20.395 (2) (hx) of the statutes is created to read:

20.395 (2) (hx) *Multimodal transportation studies, federal funds.* All moneys received from the federal government for the purposes of multimodal transportation study grants and contracts under s. 85.022, for such purposes.

SECTION 350. 20.395 (2) (iv) of the statutes is amended to read:

20.395 (2) (iv) *Transportation facilities economic assistance and development, local funds.* All moneys received from any local unit of government or other source for improvement of transportation facilities, except moneys received under par. (iw), for the purpose of economic assistance and development under s. 84.185.

SECTION 350m. 20.395 (2) (iw) of the statutes is created to read:

20.395 (2) (iw) *Transportation facility improvement loans, local funds.* All moneys received in repayment of loans under s. 84.185 (6m) to be used for loans under s. 84.185 (6m).

SECTION 351. 20.395 (2) (jq) of the statutes is created to read:

20.395 (2) (jq) *Surface transportation grants, state funds.* As a continuing appropriation, the amounts in the schedule for surface transportation discretionary grants under s. 85.243.

SECTION 352. 20.395 (2) (jv) of the statutes is created to read:

20.395 (2) (jv) *Surface transportation grants, local funds.* All moneys received from any local unit of government for purposes of surface transportation discretionary grants under s. 85.243, for such purposes.

SECTION 353. 20.395 (2) (jx) of the statutes is created to read:

20.395 (2) (jx) *Surface transportation grants, federal funds.* All moneys received from the federal government for purposes of surface transportation discretionary grants under s. 85.243, for such purposes.

SECTION 354. 20.395 (2) (kv) of the statutes is created to read:

20.395 (2) (kv) *Congestion mitigation and air quality improvement, local funds.* All moneys received from any local unit of government for congestion mitigation and air quality improvements under s. 85.245, for such purposes.

SECTION 355. 20.395 (2) (kx) of the statutes is created to read:

20.395 (2) (kx) *Congestion mitigation and air quality improvement, federal funds.* All moneys received from the federal government for the purposes of congestion mitigation and air quality improvement under s. 85.245, for such purposes.

SECTION 356. 20.395 (2) (mq) of the statutes is created to read:

20.395 (2) (mq) *Local assistance administration, state funds.* The amounts in the schedule for the administration and management of local transportation aids and assistance programs under this subsection or sub. (1) or as otherwise authorized by law, except as provided in pars. (bq), (cq) and (dq).

SECTION 357. 20.395 (2) (mv) of the statutes is created to read:

20.395 (2) (mv) *Local assistance administration, local funds.* All moneys received from any local unit of government or other source for the administration and management of local transportation aids and assistance programs under this subsection or sub. (1) or as otherwise authorized by law, except moneys appropriated under pars. (bv) and (dv), for such purposes.

SECTION 358. 20.395 (2) (mx) of the statutes is created to read:

20.395 (2) (mx) *Local assistance administration, federal funds.* All moneys received from the federal government for the administration and management of local transportation aids and assistance programs under this subsection or sub. (1) or as otherwise authorized by law and for the distribution of van loans under the demand management and ride-sharing program under s. 85.24, except moneys appropriated under pars. (bx) and (dx), for such purposes.

SECTION 358m. 20.395 (3) (br) of the statutes is created to read:

20.395 (3) (br) *Major highway development, service funds.* All moneys received from the fund created under s. 18.57 (1) as reimbursement for the temporary financing under sub. (9) (th) of projects for major development of state trunk and connecting highways that are financed under s. 84.59 and enumerated under s. 84.013 (3), for the purpose of financing such projects.

SECTION 359. 20.395 (4) (aq) of the statutes is amended to read:

20.395 (4) (aq) *Departmental management and operations, state funds.* The amounts in the schedule for departmental planning and administrative activities and the administration and management of departmental programs except those programs under subsubs. (2) (bq), (cq), (dq) and (mq) and (3) (iq), including those activities in s. 85.07 and including not less than \$220,000 in each fiscal year to reimburse the department of justice for legal services provided the department under s. 165.25 (4) (a) and including activ-

ities related to the demand management and ride-sharing program under s. 85.24 that are not funded from the appropriations under subs. (1) and (2), the minority civil engineer scholarship and loan repayment incentive grant program under s. 85.107 ~~and~~, the Type 1 motorcycle, moped and motor bicycle safety program under s. 85.30 and the grant under 1993 Wisconsin Act (this act), section 9154 (1g) and to match federal funds for mass transit planning.

SECTION 360. 20.395 (4) (ar) of the statutes is created to read:

20.395 (4) (ar) *Minor construction projects, state funds.* As a continuing appropriation, the amounts in the schedule for minor construction projects approved under s. 13.48 (10) or 16.855 (16) (b). The total construction cost of any project funded under this paragraph may not exceed \$250,000.

SECTION 361e. 20.395 (4) (at) of the statutes is created to read:

20.395 (4) (at) *Capital building projects, service funds.* All moneys received from the fund created under s. 18.57 (1) as reimbursement for the temporary financing under sub. (9) (th) of projects for transportation administrative facilities under s. 84.01 (28) approved under s. 13.48 (10) that are financed under s. 84.59, for the purpose of financing such projects.

SECTION 362. 20.395 (4) (av) of the statutes is amended to read:

20.395 (4) (av) *Departmental management and operations, local funds.* All moneys received from any local unit of government or other source for departmental planning and administrative activities, for the administration and management of departmental programs except those programs under ~~sub.~~ subs. (2) (bv), (dv) and (mv) and (3) (iv), and for activities related to the demand management and ride-sharing program under s. 85.24 that are not funded from the appropriations under subs. (1) and (2), for such purposes.

SECTION 363. 20.395 (4) (ax) of the statutes is amended to read:

20.395 (4) (ax) *Departmental management and operations, federal funds.* All moneys received from the federal government for the administration and management of departmental programs except those programs under ~~sub.~~ subs. (2) (bx), (dx) and (mx) and (3) (ix), and for departmental planning and administrative activities including all moneys received as federal aid as authorized by the governor under s. 16.54 to promote highway safety and continue the local traffic safety representatives program and for purposes of s. 85.07 and for activities related to the demand management and ride-sharing program under s. 85.24 that are not funded from the appropriations under subs. (1) and (2), for such purposes.

SECTION 364b. 20.395 (4) (dg) of the statutes is repealed.

SECTION 364g. 20.395 (4) (dq) of the statutes is created to read:

20.395 (4) (dq) *Demand management.* From the petroleum inspection fund, the amounts in the schedule for activities related to demand management, as defined in s. 85.24 (2) (a), and air quality assessment.

SECTION 364m. 20.395 (4) (eq) of the statutes is created to read:

20.395 (4) (eq) *Data processing services, service funds.* All moneys received from the department or other state agencies as payment for data processing services, for costs associated with these operations relating to materials and equipment purchases and other direct costs relating to data processing.

SECTION 365. 20.395 (4) (et) (title) of the statutes is amended to read:

20.395 (4) (et) (title) *Equipment acquisition.*

SECTION 366. 20.395 (5) (cq) of the statutes is amended to read:

20.395 (5) (cq) *Vehicle registration, inspection and maintenance and driver licensing, state funds.* The amounts in the schedule for administering the vehicle registration and driver licensing program, including the traffic violation and registration program and the driver license reinstatement training program under s. 85.28, for compensating local units of government for the costs of inspections performed under s. 342.07, for administering the motor vehicle emission inspection and maintenance program under s. 110.20, for administering the fuel tax reporting program under s. 341.45 and to compensate for services performed, as determined by the secretary of transportation, by any county providing registration services. ~~Of the amount appropriated under this paragraph, the department may maintain a contingent fund, not to exceed \$6,000, for establishing change funds in the amount deemed necessary by the department.~~

SECTION 367. 20.395 (5) (cq) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

20.395 (5) (cq) *Vehicle registration, inspection and maintenance and driver licensing, state funds.* The amounts in the schedule for administering the vehicle registration and driver licensing program, including the traffic violation and registration program and the driver license reinstatement training program under s. 85.28, ~~for compensating local units of government for the costs of inspections performed under s. 342.07~~, for administering the motor vehicle emission inspection and maintenance program under s. 110.20, for the training of inspectors under s. 110.22, for administering the fuel tax reporting program under s. 341.45 and to compensate for services performed, as determined by the secretary of transportation, by any county providing registration services.

SECTION 368. 20.395 (5) (dk) of the statutes is created to read:

20.395 (5) (dk) *Public safety radio management, service funds.* From the general fund, all moneys received from other state agencies for purposes related to the

statewide public safety radio management program under s. 85.12, for that purpose.

SECTION 369. 20.395 (5) (dq) of the statutes is amended to read:

20.395 (5) (dq) (title) *Vehicle inspection, traffic enforcement and radio management, state funds.* The amounts in the schedule for administering the ambulance inspection program under s. 341.085, the statewide public safety radio management program under s. 85.12 and the vehicle inspection and traffic enforcement programs.

SECTION 369g. 20.395 (6) (aq) of the statutes is amended to read:

20.395 (6) (aq) *Principal repayment and interest, transportation facilities, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of transportation facilities under ss. 84.51, 84.52, 84.53, ~~85.061 (3)~~, 85.08 (2) (L) and (4m) (c) and (d), 85.09 and 85.095 (2).

Vetoed
in Part

SECTION 369m. 20.395 (6) (as) of the statutes is amended to read:

20.395 (6) (as) *Transportation facilities and highway projects revenue obligation repayment.* From the fund created under s. 84.59 (2), all moneys received by the fund and not transferred under s. 84.59 (3) to the transportation fund, for the purpose of the retirement of revenue obligations, providing for reserves and for operations relating to the management and retirement of revenue obligations issued under s. 84.59. All moneys received are irrevocably appropriated in accordance with subch. II of ch. 18 and further established in resolutions authorizing the issuance of the revenue obligations and setting forth the distribution of funds to be received thereafter. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 370. 20.395 (7) (title) of the statutes is repealed.

SECTION 371. 20.395 (7) (aq) of the statutes is repealed.

SECTION 372. 20.395 (7) (ax) of the statutes is repealed.

SECTION 373. 20.395 (9) (qh) of the statutes is amended to read:

20.395 (9) (qh) (title) *Highways, bridges and local transportation assistance clearing account.* All moneys received from appropriations under this section for the purpose of temporarily financing the initial payment of all expenditures which are ultimately chargeable to state or local highway or bridge appropriations or ~~or rail or airport~~ local transportation assistance appropriations. Payments made under this paragraph shall be properly allocated monthly by the department among the appropriations under subs. (2) and (3), and appropriate transfers shall be made from those appro-

priations to this paragraph to fully reimburse this paragraph for initial payments paid from this paragraph.

SECTION 374. 20.395 (9) (qj) (title) of the statutes is amended to read:

20.395 (9) (qj) (title) *Highways, bridges and local transportation assistance clearing account, federally funded positions.*

SECTION 374m. 20.395 (9) (th) of the statutes is amended to read:

20.395 (9) (th) *Temporary funding of projects financed by revenue bonds.* A sum sufficient to provide initial, temporary funding for any project to be financed under s. 84.59 which is a major highway project enumerated under s. 84.013 (3) or a project under s. 84.01 (28) approved under s. 13.48 (10). The department shall keep a separate account of expenditures under this paragraph for each such project. As soon as moneys become available from the proceeds of the obligation issued under s. 84.59 to finance that project, an amount equal to the amounts expended under this paragraph shall be paid from those proceeds into the transportation fund and credited to the appropriation account under sub. (3) (br) or (4) (at).

SECTION 375. 20.399 (1) (t) of the statutes is created to read:

20.399 (1) (t) *Corps enrollee compensation and support; waterfront projects; conservation fund.* From the conservation fund, as a continuing appropriation, the amounts in the schedule for the payment of corps enrollee compensation and for the payment of other costs for projects along waterfronts if those costs are not paid by project sponsors. Corps enrollee compensation includes the cost of salaries, benefits, incentive payments and vouchers.

SECTION 376r. 20.410 (1) (af) of the statutes is repealed.

SECTION 377. 20.410 (1) (bn) of the statutes is created to read:

20.410 (1) (bn) *Reimbursing counties for probation and parole holds.* The amounts in the schedule for payments to counties under s. 302.33 (2) (a) for costs relating to maintaining persons in custody pending the disposition of their parole or probation revocation proceedings.

SECTION 377m. 20.410 (1) (f) of the statutes is amended to read:

20.410 (1) (f) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the department, and to repay to the energy efficiency fund loans made to the department under s. 16.847 (6) for use, at state correctional institutions.

SECTION 377t. 20.410 (1) (gt) of the statutes is created to read:

20.410 (1) (gt) *Telephone company commissions; equipment for inmates.* The amounts in the schedule to purchase or maintain recreational or educational

Vetoed
in Part
Vetoed
in Part

Vetoed
in Part

~~equipment~~ for inmates. All moneys received under s. 301.105 (2) shall be credited to this appropriation account.

SECTION 378. 20.410 (1) (hx) of the statutes is amended to read:

20.410 (1) (hx) *Extended jurisdiction services.* The amounts in the schedule for services to persons younger than 19 years old placed with the department under s. 48.366 (8). All moneys received in payment for services provided by the department specified in s. 46.26 (4) (d) 1m and all moneys transferred under s. 46.26 (4) (cm) 2 shall be credited to this appropriation.

SECTION 379. 20.410 (1) (kc) of the statutes is amended to read:

20.410 (1) (kc) (title) *Correctional institution enterprises; inmate activities and employment.* All moneys received from correctional institution enterprises involving the activities of inmates, excluding moneys received from canteen operations, prison industries and correctional farms, to conduct correctional institution enterprises and inmate employment projects.

SECTION 379m. 20.425 (1) (h) of the statutes is amended to read:

20.425 (1) (h) *Collective bargaining training.* All moneys received ~~from arbitrators and arbitration panel members, and individuals who are interested in serving in such positions, and from individuals and organizations who participate in other collective bargaining training programs conducted by the commission, for the cost of training programs under s. ss. 111.09 (3), 111.71 (5) or and 111.94 (3).~~

SECTION 380r. 20.433 (1) (ma) of the statutes is amended to read:

20.433 (1) (ma) *Federal project aids.* All moneys received from the federal government for early childhood family education center grants under s. 48.982 (6) (a), and for specific limited term projects, to be expended as aids to individuals or organizations for the purposes specified.

SECTION 384. 20.434 (1) (a) of the statutes is amended to read:

20.434 (1) (a) (title) *General program operations.* The amounts in the schedule ~~to be used to provide adolescent pregnancy prevention programs and pregnancy services for the general program operations of the adolescent pregnancy prevention and pregnancy services board~~ under ~~ss. s. 46.93 and 46.935 (3).~~

SECTION 385. 20.434 (1) (b) of the statutes is created to read:

20.434 (1) (b) *Grants to organizations.* The amounts in the schedule for grants to organizations under ss. 46.93 (2) and 46.935 (5).

SECTION 386. 20.435 (1) (ak) of the statutes is repealed.

SECTION 387. 20.435 (1) (am) of the statutes is amended to read:

20.435 (1) (am) (title) *Services, reimbursement and payment related to acquired immunodeficiency syn-*

drome. The amounts in the schedule for the purchase of services under s. 146.022 (2) (a) for individuals with respect to acquired immunodeficiency syndrome and related infections, to subsidize premium payments under ss. 146.88 and 146.882 and to reimburse or supplement the reimbursement of the cost of AZT, pentamidine and certain other drugs under s. 48.486.

SECTION 388. 20.435 (1) (ao) of the statutes is repealed.

SECTION 389. 20.435 (1) (ar) of the statutes is repealed.

SECTION 390. 20.435 (1) (b) of the statutes is amended to read:

20.435 (1) (b) *Medical assistance program benefits.* Biennially, the amounts in the schedule to provide the state share of medical assistance program benefits administered under s. 49.45, to provide medical assistance program benefits administered under s. 49.45 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10) and to provide benefits under s. 146.90 (4m) (a) 3. Notwithstanding s. 20.002 (1), ~~the department of health and social services may transfer from this appropriation to the appropriation under sub. (7) (b) funds for the purposes specified under ss. 46.266 and 49.45 (6g), the department may transfer from this appropriation to the appropriation under sub. (7) (bc) funds for the purposes specified under s. 46.268 and the department may transfer from this appropriation to the appropriation under sub. (7) (gb) funds in the amount of and for the purposes specified in s. 46.485 (2) (a). Notwithstanding ss. 20.001 (3) (c) and 20.002 (1), the department of health and social services may credit or deposit into this appropriation funds that it transfers from the appropriation under par. (fa). Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation and may transfer between fiscal years funds that it transfers from the appropriation under sub. (7) (gb) for the purposes specified in s. 46.485 (3).~~

SECTION 391. 20.435 (1) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (1) (b) *Medical assistance program benefits.* Biennially, the amounts in the schedule to provide the state share of medical assistance program benefits administered under s. 49.45, to provide medical assistance program benefits administered under s. 49.45 that are not also provided under par. (o) and to fund the pilot project under s. 46.27 (9) and (10). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation to the appropriation under sub. (7) (gb) funds in the amount of and for the purposes specified in s. 46.485 (2) (a). Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation and may transfer between fiscal years funds that it transfers from the appropriation under sub. (7) (gb) for the purposes specified in s. 46.485 (3).

SECTION 392. 20.435 (1) (cc) of the statutes is amended to read:

20.435 (1) (cc) (title) *Cancer treatment, training, follow-up, control and prevention.* The amounts in the schedule for cancer control and prevention grants under s. 146.027 ~~and for the breast cancer screening program under 1991 Wisconsin Act 39, section 9125 (13g), for breast cancer screening and services under s. 146.0275 and for grants for training to perform colposcopic examinations and follow-up activities under s. 146.0277.~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds for ~~cancer control and prevention grants under s. 146.027, funds for screening and services under s. 146.0275 and funds for grants under s. 146.0277~~ between fiscal years under this paragraph. All funds allocated by the department under s. 146.027 (2) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 393. 20.435 (1) (cd) of the statutes is repealed.

SECTION 394. 20.435 (1) (cf) of the statutes is repealed.

SECTION 395. 20.435 (1) (cp) of the statutes is amended to read:

20.435 (1) (cp) *Public health aids.* The amounts in the schedule to provide funding for ~~a grant to a volunteer health care provider under 1991 Wisconsin Act 39, section 9125 (15p) and primary health care services grants under s. 140.03, and a grant to health organization for public ethics (HOPE), inc., under 1991 Wisconsin Act 39, section 9125 (13f).~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds for primary health care services grants under s. 140.03 between fiscal years under this paragraph. All funds allocated by the department under s. 140.03 but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 396. 20.435 (1) (de) of the statutes is created to read:

20.435 (1) (de) *Dental services.* The amounts in the schedule for the provision of dental services under s. 140.87.

SECTION 397. 20.435 (1) (dr) of the statutes is repealed.

SECTION 397m. 20.435 (1) (ds) of the statutes is created to read:

20.435 (1) (ds) *Statewide poison control system.* The amounts in the schedule to supplement the operation of regional poison control centers that are designated by the department under s. 146.57 (3) and for the statewide collection and reporting of poison control data.

SECTION 398. 20.435 (1) (ej) of the statutes is repealed.

SECTION 398g. 20.435 (1) (ek) of the statutes is created to read:

20.435 (1) (ek) *Cooperative American Indian health projects.* The amounts in the schedule for grants for cooperative American Indian health projects under s. 146.19.

SECTION 398m. 20.435 (1) (em) of the statutes is amended to read:

20.435 (1) (em) *Supplemental food program for women, infants and children benefits.* ~~The~~ As a continuing appropriation, the amounts in the schedule to provide a state supplement under s. 146.185 to the federal special supplemental food program for women, infants and children authorized under 42 USC 1786.

SECTION 399. 20.435 (1) (es) of the statutes is repealed.

SECTION 400. 20.435 (1) (fa) of the statutes is repealed.

SECTION 401. 20.435 (1) (gm) of the statutes is amended to read:

20.435 (1) (gm) *Licensing, review and certifying activities.* The amounts in the schedule for the purposes specified in ss. 50.50 to 50.85, 140.05 (17), 140.051, 140.06 (5) and (8), 140.45 (6), 140.50 to 140.60, 140.86, 141.15 (2) (b), 143.15 (7) and 146.24, subch. IV of ch. 50 and ch. 150. All moneys received under ss. 50.50 to 50.85, 50.93 (1) (c), 140.05 (17), 140.051 (3), 140.06 (5) and (8), 140.45 (6), 140.50 to 140.60, 140.86 (2), 141.15 (2) (b), 143.15 (7), 146.24 and 150.13, ~~less the amounts appropriated under s. 20.488 (1) (g),~~ shall be credited to this appropriation.

SECTION 402. 20.435 (1) (gm) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (1) (gm) *Licensing, review and certifying activities.* The amounts in the schedule for the purposes specified in ss. 50.50 to 50.85, 140.05 (17), 140.06 (5) and (8), 140.45 (6), 140.50 to 140.60, 140.86, 141.15 (2) (b), 143.15 (7), 146.08 (2), 146.24, 146.50 (8) and 151.09 (8) and (9), subch. IV of ch. 50 and ch. 150. All moneys received under ss. 50.50 to 50.85, 50.93 (1) (c), 140.05 (17), 140.06 (5) and (8), 140.45 (6), 140.50 to 140.60, 140.86, 141.15 (2) (b), 143.15 (7), 146.08 (2) (b), 146.24, 146.50 (8) (d), 150.13 and 151.12 (4), less the amounts appropriated under s. 20.488 (1) (g), shall be credited to this appropriation.

SECTION 403. 20.435 (1) (hg) of the statutes is repealed.

SECTION 404. 20.435 (1) (hi) of the statutes is repealed.

SECTION 405. 20.435 (1) (hj) of the statutes is repealed.

SECTION 406. 20.435 (1) (mr) of the statutes is repealed.

SECTION 407. 20.435 (1) (q) of the statutes is amended to read:

20.435 (1) (q) (title) *Groundwater and air quality standards.* From the environmental fund, the amounts in the schedule to develop groundwater standards and implement ch. 160 and to assist in the development of emission standards for hazardous air contaminants under s. 46.34.

Vetoed
in Part

~~SECTION 407m. 20.435 (1) (rm) of the statutes is amended to read:~~

~~20.435 (1) (rm) *Emergency medical services, aids.* From the transportation fund, the amounts in the schedule to pay the costs for emergency medical technician — basic training and examination aid under s. 146.55 (5) and for ambulance service vehicles or vehicle equipment, emergency medical services supplies or equipment or emergency medical training for personnel under s. 146.55 (4). All funds distributed by the department under s. 146.55 (4) or (5) but not encumbered by December 31 of each year lapse to the transportation fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.~~

SECTION 407p. 20.435 (2) (f) of the statutes is amended to read:

20.435 (2) (f) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the department, and to repay to the energy efficiency fund loans made to the department under s. 16.847 (6) for use, at mental health institutes and centers for the developmentally disabled.

SECTION 408. 20.435 (3) (cg) of the statutes is created to read:

20.435 (3) (cg) *Violent juvenile offenders.* The amounts in the schedule for the reimbursement of institutions under s. 46.26 (4) (cm).

SECTION 409d. 20.435 (3) (hm) of the statutes is amended to read:

20.435 (3) (hm) *Juvenile correctional services.* Except as provided in ~~par. (ho) and (hr),~~ the amounts in the schedule for juvenile correctional services specified in s. 46.26 (4) (c) and (d). Except as provided in par. (hr) and s. 20.410 (1) (hx), all moneys received in payment for juvenile correctional services specified in s. 46.26 (4) (d) shall be credited to this appropriation. If moneys generated by the monthly rate exceed actual fiscal year institutional costs by 2% or more, all moneys in excess of 2% shall be remitted to the counties during the subsequent calendar year. Each county shall receive a proportionate share of the remittance depending on the total number of days of placement at juvenile correctional institutions. Counties shall use the funds for purposes specified in s. 46.26.

SECTION 409g. 20.435 (3) (hm) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho) and (hr), the amounts

in the schedule for juvenile correctional services specified in s. 46.26 (4) (c) and (d). All moneys transferred under s. 46.26 (4) (cm) 1, and, except as provided in par. (hr) and s. 20.410 (1) (hx), all moneys received in payment for juvenile correctional services specified in s. 46.26 (4) (d) shall be credited to this appropriation. If moneys generated by the monthly rate exceed actual fiscal year institutional costs by 2% or more, all moneys in excess of 2% shall be remitted to the counties during the subsequent calendar year. Each county shall receive a proportionate share of the remittance depending on the total number of days of placement at juvenile correctional institutions. Counties shall use the funds for purposes specified in s. 46.26.

SECTION 409m. 20.435 (3) (hr) of the statutes is created to read:

20.435 (3) (hr) *Juvenile corrective sanctions program.* The amounts in the schedule for the corrective sanctions services specified in s. 46.26 (4) (eg). All moneys received in payment for the corrective sanctions services specified in s. 46.26 (4) (eg) shall be credited to this appropriation account.

SECTION 410. 20.435 (4) (bg) of the statutes is repealed.

SECTION 411. 20.435 (4) (br) of the statutes is amended to read:

20.435 (4) (br) *Welfare reform studies.* As a continuing appropriation, the amounts in the schedule for the studies of welfare reform under s. 46.03 (38). ~~No moneys may be encumbered under this paragraph after June 30, 1993, a study of the school attendance requirement for recipients of aid under s. 49.19 who are 6 to 12 years of age and the evaluation of the parental responsibility pilot program under s. 49.25 (9).~~

SECTION 412. 20.435 (4) (ce) of the statutes is repealed.

SECTION 413. 20.435 (4) (ci) of the statutes is created to read:

20.435 (4) (ci) *County child support assistance.* The amounts in the schedule for assistance to pilot counties in obtaining child support under s. 49.25 (8) and for assistance to counties under s. 46.25 (14). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance. No funds may be encumbered under this paragraph after July 1, 1998.

SECTION 414. 20.435 (4) (cj) of the statutes is repealed.

SECTION 414m. 20.435 (4) (cn) of the statutes is amended to read:

20.435 (4) (cn) *Child care for recipients and former recipients of aid to families with dependent children.* The amounts in the schedule for paying child care costs of individuals who secure unsubsidized employ-

ment and lose eligibility for aid to families with dependent children as provided under s. 49.50 (6g) (a), for child care and related transportation costs under s. 49.50 (7) (e) ~~and, for child care costs under s. 49.50 (6e) (b) and, with the approval of the department under s. 49.50 (6k) (b), for child care costs under s. 49.193 (8) or 49.50 (6e) (a).~~ Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 415. 20.435 (4) (de) of the statutes is amended to read:

20.435 (4) (de) *Income maintenance county administration.* The amounts in the schedule for payment distribution under s. 49.52 (1) for county administration of public assistance benefits and medical assistance eligibility determination and payments to American Indian tribes for administration of public assistance programs. Payments may be made from this appropriation to agencies under contract with the department for administration of relief to needy Indian persons under ss. 49.046 and 49.047. Payments may be made from this appropriation for the purpose authorized in s. 49.049. Payments may be made from this appropriation to counties for fraud investigation and error reduction under s. 49.197 (1m) and (4) and, before January 1, 1994, for the cost of the case management pilot project under s. 49.50 (7w) (e). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. The department may transfer funds returned to this appropriation between calendar years.

SECTION 416. 20.435 (4) (df) of the statutes, as affected by 1991 Wisconsin Act 269, is amended to read:

20.435 (4) (df) *Employment and training programs.* The amounts in the schedule for the ~~work incentive demonstration program school attendance requirement~~ under s. 49.50 (7) (g), the job opportunities and basic skills program under s. 49.50 (7b), ~~the employment search program under s. 49.50 (7e) 49.193,~~ the work experience and job training program under s. 49.50 (7j), ~~grant diversion projects under s. 49.50 (7g), community work experience programs under ss. 46.253 and 49.50 (7m) and 46.253,~~ the food stamp employment and training project under s. 49.124 ~~and, after December 31, 1991,~~ the parental responsibility pilot program under s. 49.25, paying child care costs under s. 49.50 (6e) (a) and, with the approval of the department under s. 49.193 (8) (bm), for child care costs under s. 49.50 (6e) (b), (6g) (a) or (7) (e). Moneys appropriated under this paragraph may be used to match federal funds received under par. (ps). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the

department may transfer funds between fiscal years under this paragraph. All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 416m. 20.435 (4) (dk) of the statutes is amended to read:

20.435 (4) (dk) *New hope project.* As a continuing appropriation, the amounts in the schedule for the new hope project under s. 46.31. No funds may be encumbered from the appropriation under this paragraph after ~~December 31, 1994~~ June 30, 1995.

SECTION 417. 20.435 (4) (dn) of the statutes is amended to read:

20.435 (4) (dn) (title) *Food distribution grants.* The amounts in the schedule for grants for ~~start-up of~~ food distribution ~~services~~ programs under ~~s. ss. 46.75 and 46.77.~~

SECTION 418. 20.435 (4) (dp) of the statutes is repealed.

SECTION 419c. 20.435 (4) (eb) of the statutes is amended to read:

20.435 (4) (eb) *General relief aid.* The amounts in the schedule for state aid to counties ~~and municipalities~~ for eligible general relief costs as determined under s. 49.035 ~~(4e) (a) and (b).~~

SECTION 420. 20.435 (4) (eg) of the statutes is repealed.

SECTION 421. 20.435 (4) (g) of the statutes is amended to read:

20.435 (4) (g) *Child support collections.* ~~All From the moneys received for the support of dependent children, all moneys not appropriated under par. (ga), to be distributed in accordance with federal and state laws, rules and regulations. In fiscal year 1991-92, \$151,000 shall be transferred to the appropriation under par. (ga) and in fiscal year 1992-93, \$245,200 shall be transferred to the appropriation under par. (ga).~~

SECTION 422. 20.435 (4) (ga) of the statutes is amended to read:

20.435 (4) (ga) *Child support collection — county administration.* ~~All moneys transferred from par. (g), From the moneys received for the support of dependent children, the amounts in the schedule for the county child support program order revision programs~~ under s. 46.258 (1).

SECTION 423. 20.435 (4) (nL) of the statutes is amended to read:

20.435 (4) (nL) *Federal program local assistance.* See sub. (9) (nL), except that the following amounts shall ~~be transferred lapse~~ from this appropriation to the ~~appropriation under s. 20.475 (1) (g) general fund:~~ in each calendar year 1992, 45% of the federal moneys made available to support prosecution of welfare fraud in this state, as determined by the secretary of

administration, and in each subsequent calendar year, 55% of the federal moneys made available to support prosecution of welfare fraud in this state, as determined by the secretary of administration.

SECTION 424. 20.435 (4) (pm) of the statutes is amended to read:

20.435 (4) (pm) *Employment programs; administration.* All federal moneys received for the administrative costs associated with the ~~work incentive demonstration program school attendance requirement~~ under s. 49.50 (7) (g), the job opportunities and basic skills program under s. 49.50 (7b), ~~the employment search program under s. 49.50 (7e), the grant diversion program under s. 49.50 (7g), the work experience and job training program under s. 49.50 (7j), community work experience programs under s. 49.50 (7m)~~ 49.193 and the food stamp employment and training program under s. 49.124, to carry out that purpose.

SECTION 425. 20.435 (4) (ps) of the statutes is amended to read:

20.435 (4) (ps) *Employment programs; aids.* All federal moneys received for the provision or purchase of services for the ~~work incentive demonstration program school attendance requirement~~ under s. 49.50 (7) (g), the job opportunities and basic skills program under s. 49.50 (7b), ~~the employment search program under s. 49.50 (7e), the grant diversion program under s. 49.50 (7g), the work experience and job training program under s. 49.50 (7j), community work experience programs under s. 49.50 (7m)~~ 49.193, the ~~parental responsibility pilot program~~ under s. 49.25 and the food stamp employment and training program under s. 49.124, to carry out those purposes.

SECTION 426. 20.435 (5) (gp) of the statutes is created to read:

20.435 (5) (gp) *Contractual aids.* All moneys received from county, city, town or village governmental agencies and nongovernmental agencies, and all moneys received as bequests, for aids relating to vocational rehabilitation services for individuals and organizations, for those purposes.

SECTION 427. 20.435 (5) (h) of the statutes is amended to read:

20.435 (5) (h) *Enterprises and services for blind and visually impaired.* All moneys received from charges on net proceeds from the sale of products and services through the supervised business enterprise program under s. 47.03 (4), to support the supervised business enterprise program under s. 47.03 (4); and all moneys received from charges on net proceeds from the operation of vending machines under s. 47.03 (7), ~~less the amounts appropriated under par. (hd)~~, to support the supervised business enterprise program under s. 47.03 (4) and to support services provided under s. 47.03 (1).

SECTION 428. 20.435 (5) (hd) of the statutes is created to read:

20.435 (5) (hd) *Rehabilitation teaching aids.* From all moneys received from charges on net proceeds

from the operation of vending machines under s. 47.03 (7), the amounts in the schedule to provide assistance under the rehabilitation teaching program for blind and visually impaired persons under s. 47.03 (1) (a).

SECTION 429. 20.435 (6) (hx) of the statutes is amended to read:

20.435 (6) (hx) *Services for drivers, receipts.* The amounts in the schedule for services for drivers. ~~All~~ Of the moneys received from the driver improvement surcharge on court fines and forfeitures authorized under s. 346.655, 15% shall be credited to this appropriation. These moneys may be transferred to ~~par. (hz), sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia) and 20.455 (5) (h)~~ by the secretary of administration after consultation with the secretaries of health and social services and transportation, the superintendent of public instruction, the attorney general and the president of the university of Wisconsin system.

SECTION 430. 20.435 (6) (hz) of the statutes is repealed.

SECTION 431. 20.435 (6) (jg) of the statutes is amended to read:

20.435 (6) (jg) (title) *State child care program operations.* All moneys transferred from sub. (7) (b) under s. 46.40 (3) (b) 2 and (4) (a)-1 (c) for the purposes of providing ~~day child~~ care services under s. 46.98 (2m), (3) and (4g) in counties with unmet needs, for providing start-up and expansion grants for ~~day child~~ care facilities under s. 46.986 and for providing training for ~~day child~~ care providers. All moneys transferred from sub. (7) (b) under s. 46.40 (3) (b) 2 and (4) (a)-1 (c) shall be ~~allocated~~ distributed as determined by the department in the calendar year immediately following the transfer.

SECTION 432. 20.435 (6) (n) of the statutes is amended to read:

20.435 (6) (n) *Federal program operations.* See sub. (9) (n). All moneys transferred from sub. (7) (o) under s. 46.40 (3) (b) 2 and (4) (a)-2 (c) for the purposes of providing ~~day child~~ care services under s. 46.98 (2m), (3) and (4g) in counties with unmet needs, for providing start-up and expansion grants for ~~day child~~ care facilities under s. 46.986 and for providing training for ~~day child~~ care providers. All moneys transferred from sub. (7) (o) under s. 46.40 (3) (b) 2 and (4) (a)-2 (c) shall be ~~allocated~~ distributed as determined by the department in the calendar year immediately following the transfer.

SECTION 433. 20.435 (7) (b) of the statutes is amended to read:

20.435 (7) (b) *Community aids.* The amounts in the schedule for human services under s. 46.40, for reimbursement to counties having a population of less than 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter care under ss. 48.22 and 48.58 and for foster care under s. 49.19 (10), Social services disbursements under s. 46.03 (20) (b) may be made from this appropriation. Refunds received relating to payments made under s. 46.03 (20)

(b) for the provision of services for which moneys are appropriated under this paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department of health and social services may transfer funds between fiscal years under this paragraph. The department shall deposit into this appropriation funds it recovers under ss. 49.52 (2) (b) and 51.423 (15) from prior year audit adjustments including those resulting from audits of services under s. 46.26 or 46.27. Except for amounts authorized to be carried forward under ss. 46.26 (3) (dm) and (e) and 46.45, all funds recovered under ss. 49.52 (2) (b) and 51.423 (15) and all funds allocated under s. 46.40 and not spent or encumbered by December 31 of each year shall lapse to the general fund on the succeeding January 1 unless carried forward to the next calendar year by the joint committee on finance. ~~Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may credit or deposit into this appropriation and may transfer between calendar years funds it transfers from the appropriation under sub. (1) (b) for the purposes specified under ss. 46.266 and 49.45 (6g).~~

SECTION 434. 20.435 (7) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (7) COMMUNITY SERVICES; AIDS AND LOCAL ASSISTANCE. (b) *Community aids.* The amounts in the schedule for human services under s. 46.40, for reimbursement to counties having a population of less than 500,000 for the cost of court attached intake services under s. 48.06 (4), for shelter care under ss. 48.22 and 48.58 and for foster care under s. 49.19 (10). Social services disbursements under s. 46.03 (20) (b) may be made from this appropriation. Refunds received relating to payments made under s. 46.03 (20) (b) for the provision of services for which moneys are appropriated under this paragraph shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department of health and social services may transfer funds between fiscal years under this paragraph. The department shall deposit into this appropriation funds it recovers under ss. 49.52 (2) (b) and 51.423 (15) from prior year audit adjustments including those resulting from audits of services under s. 46.26 or 46.27. Except for amounts authorized to be carried forward under s. 46.45, all funds recovered under ss. 49.52 (2) (b) and 51.423 (15) and all funds allocated under s. 46.40 and not spent or encumbered by December 31 of each year shall lapse to the general fund on the succeeding January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 435. 20.435 (7) (bc) of the statutes is amended to read:

20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule for grants for community programs under s. 46.48 and 1991 Wisconsin Act 39, section 9125 (3d) and for funding of community services under s. 46.268. Notwithstanding ss. 20.001 (3)

(a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Except for amounts authorized to be carried forward under s. 46.48, all funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred carried forward to the next calendar year by the joint committee on finance. ~~Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may credit or deposit into this appropriation and may transfer between fiscal years funds that it transfers from the appropriation under sub. (1) (b) for the purposes specified under s. 46.268.~~

SECTION 436. 20.435 (7) (bc) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (7) (bc) *Grants for community programs.* The amounts in the schedule for grants for community programs under s. 46.48. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Except for amounts authorized to be carried forward under s. 46.48, all funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 437. 20.435 (7) (be) of the statutes is created to read:

20.435 (7) (be) *Mental health treatment services.* The amounts in the schedule for mental health treatment services for individuals who are in or are relocated from institutions for mental diseases under ss. 46.266 and 46.268. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds allocated but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 438. 20.435 (7) (bh) of the statutes is repealed.

SECTION 438m. 20.435 (7) (bj) of the statutes is created to read:

20.435 (7) (bj) *Conditional release treatment and services.* Biennially, the amounts in the schedule for payment by the department of costs for treatment and services for conditionally released persons, for which the department has contracted with county departments under s. 51.42 (3) (aw) 1. d., with other public agencies or with private agencies to provide the treatment and services.

~~SECTION 438p. 20.435 (7) (bk) of the statutes is created to read:~~

~~20.435 (7) (bk) *Cross-cultural training grants.* Biennially, the amounts in the schedule for cross-cultural training grants under s. 51.42 (4) (e).~~

SECTION 439. 20.435 (7) (bt) of the statutes is amended to read:

Vetoed
in Part

20.435 (7) (bt) *Early intervention services for infants and toddlers with disabilities.* The amounts in the schedule for the early intervention services under s. 51.44. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds distributed by the department under s. 51.44 but not encumbered by December 31 of each year shall lapse to the general fund on the next January 1 unless carried forward to the next calendar year by the joint committee on finance.

SECTION 440. 20.435 (7) (co) of the statutes is amended to read:

20.435 (7) (co) *Integrated service programs for children with severe disabilities.* ~~Biennially, the~~ The amounts in the schedule to fund county integrated service programs for children with severe disabilities.

SECTION 441m. 20.435 (7) (cp) of the statutes is amended to read:

20.435 (7) (cp) *Capacity building for treatment programs.* The amounts in the schedule for capacity building for treatment programs under s. 46.86. ~~No funds may be encumbered under this paragraph after June 30, 1993.~~

SECTION 442. 20.435 (7) (cq) of the statutes is repealed.

SECTION 443. 20.435 (7) (ew) of the statutes is repealed.

SECTION 444. 20.435 (7) (o) of the statutes is amended to read:

20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the provision or purchase of services authorized under par. (b) and s. 46.70; all federal moneys received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985; all federal child care and development block grant funds received under 42 USC 9858 that are allocated under s. 46.40 (4) (a) 2 for distribution under s. 46.98 (2); and (4g); all federal moneys received as child care grants under 42 USC 603 (n) as allocated under s. 46.40 (4) (b) 2 (a) and distributed under s. 46.98 (2); ~~all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e for distribution under s. 46.40; and all amounts transferred from par. (md) for distribution under s. 49.52 (1) (d) as provided under s. 49.80 (3) (a). Disbursements from this appropriation may be made directly to counties for social and mental hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with federal requirements for the disbursement of federal funds or directly to tribal governing bodies under s. 46.70.~~

SECTION 445. 20.435 (7) (o) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the

provision or purchase of services authorized under par. (b) and s. 46.70; all federal moneys received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985; all federal child care and development block grant funds received under 42 USC 9858 that are allocated under s. 46.40 (4) (a) for distribution under s. 46.98 (2); all federal moneys received as child care grants under 42 USC 603 (n) as allocated under s. 46.40 (4) (a) and distributed under s. 46.98 (2); and all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e for distribution under s. 46.40. Disbursements from this appropriation may be made directly to counties for social and mental hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with federal requirements for the disbursement of federal funds or directly to tribal governing bodies under s. 46.70.

~~SECTION 445d. 20.435 (7) (o) of the statutes, as affected by 1993 Wisconsin Act (this act), sections 444 and 445, is amended to read:~~

~~20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in amounts pursuant to allocation plans developed by the department for the provision or purchase of services authorized under par. (b) and s. 46.70; all federal moneys received as child welfare funds under 42 USC 620 to 626 as limited under s. 48.985; all federal child care and development block grant funds received under 42 USC 9858 that are allocated under s. 46.40 (4) (a) for distribution under s. 46.98 (2); all federal moneys received as child care grants under 42 USC 603 (n) as allocated under s. 46.40 (4) (a) and distributed under s. 46.98 (2); any additional federal reimbursements received under 42 USC 601 to 617 and 670 to 679a for child care services to assist families in stress and to preserve family units under s. 46.40 (3) (b); and all unanticipated federal social services block grant funds received under 42 USC 1397 to 1397e for distribution under s. 46.40. Disbursements from this appropriation may be made directly to counties for social and mental hygiene services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with federal requirements for the disbursement of federal funds or directly to tribal governing bodies under s. 46.70.~~

SECTION 446. 20.435 (8) (gg) of the statutes is created to read:

20.435 (8) (gg) *Contractual services.* All moneys received from nongovernmental agencies for providing health or social services under contract, for the purpose of providing those services.

SECTION 449. 20.445 (1) (c) of the statutes is repealed.

SECTION 450. 20.445 (1) (d) of the statutes is repealed.

SECTION 450m. 20.445 (1) (em) of the statutes is amended to read:

20.445 (1) (em) *Youth apprenticeship program.* The amounts in the schedule for the youth apprenticeship

Vetoed
in Part

program under s. 101.265, including youth apprenticeship training grants under s. 101.265 (4).

SECTION 451. 20.445 (1) (ep) of the statutes is created to read:

Vetoed in Part 20.445 (1) (ep) *Career counseling centers.* The amounts in the schedule to provide career counseling centers under s. 101.267. ~~No money may be encumbered from the appropriation under this paragraph after June 30, 1997.~~

SECTION 451m. 20.445 (1) (er) of the statutes is created to read:

20.445 (1) (er) *Youth apprenticeship curricula development.* Biennially, the amounts in the schedule for the development of curricula for youth apprenticeship programs under s. 101.265 (2m).

SECTION 451p. 20.445 (1) (ev) of the statutes is created to read:

Vetoed in Part 20.445 (1) (ev) *Office of workforce excellence.* The amounts in the schedule for the office of workforce excellence under s. 101.264. ~~No money may be encumbered from the appropriation under this paragraph after June 30, 1997.~~

SECTION 456. 20.445 (1) (j) of the statutes is amended to read:

20.445 (1) (j) *Safety and building operations.* The amounts in the schedule for the purposes of subchs. I, II, III, IV and VI of ch. 101, chs. 145 and 168 and ss. 236.12 (2) (a), 236.13 (1) (d) and (2m) and 236.335. All moneys received under ch. 145 and ss. 101.177 (4) (a) 4, 101.19, 101.63 (9), 101.73 (12), 101.82 (4), 101.973 (7), 168.12 (6) and 236.12 (7) ~~and all of the moneys received under s. 168.12 that are distributed under s. 168.12 (4) (d) shall be credited to this appropriation. From the amounts received under s. 168.12 (1), the amount specified in the schedule under s. 20.115 (1) (im) shall be transferred from the appropriation under this paragraph to the appropriation under s. 20.115 (1) (im) in each fiscal year. From the amounts received under s. 168.12 (1), \$22,000 shall be transferred to the appropriation under s. 20.115 (1) (j) in fiscal year 1991-92 and \$31,000 in fiscal year 1992-93, for equipment to test the accuracy of fuel measuring devices. From the amounts received under s. 168.12 (1), \$353,800 in fiscal year 1991-92 and \$400,700 in fiscal year 1992-93 shall be transferred to the appropriation under s. 20.465 (3) (jp). Beginning in fiscal year 1989-90, from the amounts received under s. 168.12 (1), \$500,000 shall be credited to the environmental fund for environmental repair in each fiscal year.~~

SECTION 456t. 20.445 (1) (r) of the statutes is created to read:

20.445 (1) (r) *Safety and building operations; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule for the purposes of ch. 168 and ss. 101.09 and 101.142.

SECTION 457. 20.445 (1) (v) of the statutes is amended to read:

20.445 (1) (v) *Petroleum storage environmental remedial action; awards.* ~~From~~ Biennially, from the petroleum storage environmental cleanup inspection fund, the amounts in the schedule to pay awards under s. 101.143 and legal costs incurred under s. 101.143 (7m).

SECTION 457e. 20.445 (1) (w) of the statutes is amended to read:

20.445 (1) (w) *Petroleum storage environmental remedial action; administration.* From the petroleum storage environmental cleanup inspection fund, the amounts in the schedule for the administration of s. 101.143.

SECTION 458. 20.455 (1) (d) of the statutes is amended to read:

20.455 (1) (d) *Legal expenses.* Biennially, the amounts in the schedule for the payment of expenses, except staff salaries and fringe benefits, incurred by the department of justice in the prosecution or defense of any action or proceeding in which the state may be a party or may have an interest, for any abstract of title, clerk of court's fees, sheriff's fees or any other expense actually necessary to the prosecution or defense of those cases, for the payment of expenses incurred where the department of justice is not involved, and where the statutes provide that those expenses shall be paid from this appropriation, unless the cost or expenses are charged to some other appropriation.

SECTION 460m. 20.455 (2) (dm) of the statutes is amended to read:

20.455 (2) (dm) *Drug abatement teams, local assistance.* ~~Biennially, the~~ The amounts in the schedule for a grant to a 1st class city for a drug abatement team pilot project under 1989 Wisconsin Act 122, section 3058 (1). ~~No money may be encumbered from the appropriation under this paragraph after June 30, 1994 program.~~

SECTION 461. 20.455 (2) (e) of the statutes is amended to read:

20.455 (2) (e) *Drug enforcement.* A sum sufficient not to exceed ~~\$1,704,400~~ \$1,773,900 in fiscal year ~~1991-92~~ 1993-94 and ~~\$1,714,500~~ \$1,779,500 in fiscal year ~~1992-93~~ 1994-95, which shall consist of the amounts received under par. (ma) plus amounts from the general fund sufficient to equal ~~\$1,704,400~~ \$1,773,900 in fiscal year ~~1991-92~~ 1993-94 and ~~\$1,714,500~~ \$1,779,500 in fiscal year ~~1992-93~~ 1994-95 for drug law enforcement programs to work with local law enforcement agencies in a coordinated effort, for operating costs of the crime laboratory in the city of Wausau, and to match federal funds under par. (ma) if matching funds under s. 20.505 (6) (h) are insufficient. No moneys may be encumbered under this paragraph after June 30, ~~1993~~ 1995, for purposes of s. 165.72.

SECTION 462. 20.455 (2) (f) of the statutes is repealed.

SECTION 463. 20.455 (2) (gm) of the statutes is amended to read:

20.455 (2) (gm) (title) *Criminal history searches; fingerprint identification*. All moneys received as fee payments under s. 165.82 (1) for the provision of services under s. 165.82 (1) and the provision of an automated fingerprint identification system.

SECTION 464. 20.455 (2) (jb) of the statutes is amended to read:

20.455 (2) (jb) (title) *Crime laboratory equipment and supplies*. Biennially, the amounts in the schedule for the maintenance, repair, upgrading and replacement costs of the laboratory equipment, and for supplies used to maintain, repair, upgrade and replace that equipment, in the state and regional crime laboratories. All moneys transferred from par. (i) shall be credited to this appropriation.

SECTION 465. 20.455 (2) (Lm) of the statutes is created to read:

20.455 (2) (Lm) *Deoxyribonucleic acid analysis*. All moneys received from deoxyribonucleic acid analysis surcharges authorized under s. 973.046 to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for the salary and fringe benefits of one assistant district attorney for Milwaukee county who conducts prosecutions using deoxyribonucleic acid analysis and to provide statewide training regarding prosecutions using deoxyribonucleic acid analysis.

SECTION 466. 20.455 (2) (ma) of the statutes is amended to read:

20.455 (2) (ma) *Federal aid, drug enforcement*. From federal moneys received under subtitle K of title I of P.L. 99-570 for state programs, except as provided under s. 20.505 (6) (pc), not to exceed ~~\$1,025,000~~ \$1,142,900 in fiscal year ~~1990-91~~ 1993-94 and \$1,147,100 in each fiscal year thereafter for drug law enforcement programs to work with local law enforcement agencies in a coordinated effort and for operating costs of the crime laboratory in the city of Wausau. No moneys may be encumbered under this paragraph after June 30, ~~1993~~ 1995, for purposes of s. 165.72.

SECTION 467. 20.455 (2) (mb) of the statutes is amended to read:

20.455 (2) (mb) *Federal aid, reward program*. From federal moneys received under subtitle K of title I of P.L. 99-570 for state programs, except as provided under s. 20.505 (6) (pc), \$200,000 in fiscal year 1990-91 and in each fiscal year thereafter for the reward payment program under s. 165.72. No moneys may be encumbered under this paragraph after June 30, ~~1993~~ 1995.

SECTION 470d. 20.455 (4) (title) of the statutes is repealed.

SECTION 470g. 20.455 (4) (h) of the statutes is renumbered 20.505 (4) (hg) and amended to read:

20.505 (4) (hg) (title) *Trust lands and investments — general program operations*. The amounts in the

schedule for the general program operations of the division of trust lands and investments as indicated provided under ss. 24.04, 24.53 and 24.62 (1). All amounts deducted from the gross receipts of the appropriate funds as indicated provided under ss. 24.04, 24.53 and 24.62 (1) shall be credited to this appropriation. ~~On June 30, 1992, \$25,100 shall lapse to the general fund account. On each succeeding June 30, an amount shall lapse to the general fund as determined by the secretary of administration by multiplying the average rate used for the department of justice administration during that fiscal year to establish indirect cost reimbursements, as defined in s. 16.54 (9) (a) 2, by the cost to continue payment under this paragraph of salaries for all positions for the division of trust lands and investments at the beginning of that fiscal year, as affected by the applicable biennial budget act.~~

SECTION 470m. 20.455 (4) (k) of the statutes is renumbered 20.505 (4) (kg) and amended to read:

20.505 (4) (kg) (title) *Trust lands and investments — interagency and intra-agency assistance*. The amounts in the schedule to provide services to state agencies relating to trust lands and investments. All moneys received from the department of administration or any other state agency for services relating to trust lands and investments shall be credited to this appropriation account.

SECTION 470r. 20.455 (4) (m) of the statutes is renumbered 20.505 (4) (mg).

SECTION 472c. 20.455 (5) (g) of the statutes is amended to read:

20.455 (5) (g) (title) *Crime victim and witness assistance surcharge, general services*. The amounts in the schedule for purposes of ch. 950. All moneys received from part A of crime victim and witness assistance surcharges authorized under s. 973.045 (3) (a) 1 shall be credited to this appropriation account. The department of justice shall transfer not more than \$282,500 in fiscal year 1993-94 and not more than \$310,800 in fiscal year 1994-95 from this appropriation account to the appropriation account under par. (j).

SECTION 472e. 20.455 (5) (gc) of the statutes is created to read:

20.455 (5) (gc) *Crime victim and witness surcharge, sexual assault victim services*. All moneys received from part B of crime victim and witness assistance surcharges authorized under s. 973.045 (3) (a) 2 to provide grants for sexual assault victim services under s. 165.93.

SECTION 474c. 20.455 (5) (j) of the statutes is created to read:

20.455 (5) (j) *Victim payments, victim surcharge*. The amounts in the schedule for the payment of compensation and funeral and burial expenses awards to the victims of crimes under ch. 949. All moneys transferred from the appropriation account under par. (g) shall be credited to this appropriation account.

SECTION 474m. 20.465 (1) (f) of the statutes is amended to read:

20.465 (1) (f) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the department, and to repay to the energy efficiency fund loans made to the department under s. 16.847 (6) for use, at military buildings under the control of the department.

SECTION 475b. 20.465 (3) (jp) of the statutes is repealed.

SECTION 475g. 20.465 (3) (r) of the statutes is created to read:

20.465 (3) (r) *State emergency response board; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule for the payment of emergency planning grants under s. 166.21.

SECTION 476. 20.475 (1) (c) of the statutes is amended to read:

20.475 (1) (c) *Other employes; general fund.* The amounts in the schedule to reimburse the county for the costs of ~~2 clerks and for the one-time purchase of office equipment for prosecution of felony drug cases under s. 978.13 (1) (b) and to pay the costs of clerks necessary for the prosecution of violent crime cases under s. 978.13 (1) (c).~~

SECTION 477. 20.475 (1) (d) of the statutes is amended to read:

20.475 (1) (d) *Salaries and fringe benefits.* The amounts in the schedule for salaries and fringe benefits of district attorneys and state employes of the office of the district attorney and for payments under ~~ss. 757.27 and s. 978.045 (2) (b), less the amounts appropriated as applied receipts under par. (g).~~

SECTION 478. 20.475 (1) (g) of the statutes is repealed.

SECTION 478m. 20.485 (1) (c) of the statutes is amended to read:

20.485 (1) (c) (title) *Energy costs.* The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under s. 16.895, by or on behalf of the department, and to repay to the energy efficiency fund loans made to the department under s. 16.847 (6) for use, at the Wisconsin veterans home at King; and to transfer to the appropriation account under par. (k) the amount needed to reimburse s. 20.866 (1) (u) for 50% of the principal and interest costs incurred in acquiring, constructing, developing, enlarging or improving wastewater treatment facilities at the Wisconsin veterans home at King under s. 20.866 (2) (zp) and to make 50% of the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing such facilities.

SECTION 479. 20.485 (1) (gk) of the statutes is amended to read:

20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the care of the Wisconsin veterans home, ~~including maintenance of state-owned housing.~~ All moneys received under par. (m) and s. 45.37 (9) (d) and (9d) ~~and all moneys received from the rental of state-owned housing~~ shall be credited to this appropriation.

SECTION 479m. 20.485 (1) (gm) of the statutes is amended to read:

20.485 (1) (gm) *Sale of fuel and utility service.* The amounts in the schedule for fuel, water, sewage treatment service, electricity, heat or chilled water provided to entities outside the department. ~~All From the~~ moneys received from the sale of those materials or services to entities outside the department under s. 16.93 (2), all moneys not appropriated under par. (go) shall be credited to this appropriation.

SECTION 479p. 20.485 (1) (go) of the statutes is created to read:

20.485 (1) (go) *Wastewater treatment services; principal repayment and interest.* From the moneys received for wastewater treatment services provided under s. 45.365 (2m) to public and private properties lying in the immediate vicinity of the Wisconsin veterans home at King, a sum sufficient to reimburse s. 20.866 (1) (u) for 50% of the principal and interest costs incurred in acquiring, constructing, developing, enlarging or improving wastewater treatment facilities at the Wisconsin veterans home at King under s. 20.866 (2) (zp) and to make 50% of the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing such facilities.

SECTION 480. 20.485 (1) (i) of the statutes is created to read:

20.485 (1) (i) *State-owned housing maintenance.* The amounts in the schedule for maintenance of state-owned housing at the Wisconsin veterans home. All moneys received by the department from rentals of state-owned housing shall be credited to this appropriation account.

SECTION 480m. 20.485 (1) (k) of the statutes is created to read:

20.485 (1) (k) *Wastewater treatment facilities; principal repayment and interest.* All moneys transferred under par. (c) for the purpose of reimbursing s. 20.866 (1) (u) for 50% of the principal and interest costs incurred in acquiring, constructing, developing, enlarging or improving wastewater treatment facilities at the Wisconsin veterans home at King under s. 20.866 (2) (zp) and of making 50% of the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing such facilities.

SECTION 481. 20.485 (2) (q) of the statutes is repealed.

SECTION 482. 20.485 (2) (rc) of the statutes is repealed.

SECTION 483. 20.485 (2) (rm) of the statutes is created to read:

20.485 (2) (rm) *Veterans rehabilitation program.* Biennially, the amounts in the schedule for general program operations of the veterans rehabilitation program under s. 45.357.

SECTION 484. 20.485 (2) (vn) of the statutes is repealed.

SECTION 485. 20.485 (2) (ym) of the statutes is created to read:

20.485 (2) (ym) *Veterans trust fund stabilization loans.* As a continuing appropriation, the amounts in the schedule for the veterans trust fund stabilization loan program under s. 45.356.

SECTION 486. 20.488 of the statutes is created to read:

20.488 Cost containment commission. There is appropriated to the cost containment commission for the following program:

(1) CAPITAL EXPENDITURE REVIEW. (g) *General program operations.* From the moneys received under s. 140.86 (2), the amounts in the schedule to fund general program operations of the cost containment commission and the cost containment council under ch. 150.

(h) *Review and approval activities.* The amounts in the schedule to fund the review and approval activities of the cost containment commission under ch. 150. The application fees paid under s. 150.66 shall be credited to this appropriation account.

(m) *Federal funds.* All moneys received from the federal government as authorized by the governor under s. 16.54 for the purposes of the cost containment commission and the cost containment council under ch. 150.

SECTION 487b. 20.490 (5) (r) of the statutes is created to read:

20.490 (5) (r) *Agrichemical management fund transfer to Wisconsin development reserve fund.* From the agrichemical management fund, as a continuing appropriation, the amounts in the schedule to be transferred to the Wisconsin development reserve fund under s. 234.93.

SECTION 487c. 20.490 (5) (s) of the statutes is created to read:

20.490 (5) (s) *Petroleum inspection fund transfer to Wisconsin development reserve fund.* From the petroleum inspection fund, the amounts in the schedule to be transferred to the Wisconsin development reserve fund under s. 234.93.

SECTION 488. 20.505 (1) (c) of the statutes is repealed.

SECTION 488m. 20.505 (1) (e) of the statutes is created to read:

20.505 (1) (e) *Parental choice public information program.* Biennially, the amounts in the schedule for the parental choice public information program under s. 119.23 (10).

SECTION 489. 20.505 (1) (f) of the statutes is created to read:

20.505 (1) (f) *Badger state games assistance.* The amounts in the schedule to provide financial assistance to the badger state games.

SECTION 491. 20.505 (1) (kb) (title) of the statutes is amended to read:

20.505 (1) (kb) (title) *Transportation services.*

SECTION 493. 20.505 (1) (md) of the statutes is amended to read:

20.505 (1) (md) *Oil overcharge restitution funds.* All federal moneys received as oil overcharge funds, as defined in s. 14.065 (1), for expenditure under proposals approved by the joint committee on finance under s. 14.065 and for transfers under ~~1991 Wisconsin Act 39, section 9101 (1q)~~ 1993 Wisconsin Act (this act), section 9201 (1z).

SECTION 493m. 20.505 (3) (a) of the statutes is amended to read:

20.505 (3) (a) *General program operations.* The amounts in the schedule for the expenses of committees created by law or executive order except the commission for the study of administrative value and efficiency, for the state's contribution to the advisory commission on intergovernmental relations, and for state membership dues and travel expenses and miscellaneous expenses for state participation in the education commission of the states under s. 39.76, northeast midwest institute, council of Great Lakes governors, Great Lakes commission, and such other national or regional interstate governmental bodies as the governor determines.

SECTION 493n. 20.505 (3) (a) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

20.505 (3) (a) *General program operations.* The amounts in the schedule for the expenses of committees created by law or executive order ~~except the commission for the study of administrative value and efficiency~~, for the state's contribution to the advisory commission on intergovernmental relations, and for state membership dues and travel expenses and miscellaneous expenses for state participation in the education commission of the states under s. 39.76, northeast midwest institute, council of Great Lakes governors, Great Lakes commission, and such other national or regional interstate governmental bodies as the governor determines.

SECTION 493t. 20.505 (3) (c) of the statutes is created to read:

20.505 (3) (c) *Commission for the study of administrative value and efficiency.* Biennially, the amounts in the schedule to provide staff support for the commission for the study of administrative value and efficiency under 1993 Wisconsin Act (this act), section 9159 (2g). No moneys may be encumbered under this paragraph after June 30, 1995.

SECTION 493u. 20.505 (3) (c) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 494. 20.505 (3) (g) of the statutes is amended to read:

20.505 (3) (g) *Gifts and grants*. All moneys received from gifts, grants, or bequests ~~and devised by any committee created by law or executive order except the commission for the study of administrative value and efficiency, by the women's council or by the office of mediation if the office is created by executive order under s. 14.019, to carry out be used~~ for the purposes for which made and received.

SECTION 494b. 20.505 (3) (g) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

20.505 (3) (g) *Gifts and grants*. All moneys received from gifts, grants or bequests by any committee created by law or executive order ~~except the commission for the study of administrative value and efficiency, by the women's council or by the office of mediation if the office is created by executive order under s. 14.019, to be used for the purposes for which made and received.~~

SECTION 494c. 20.505 (3) (ga) of the statutes is created to read:

20.505 (3) (ga) *Gifts and grants; commission for the study of administrative value and efficiency*. All moneys received from gifts, grants or bequests by the commission for the study of administrative value and efficiency to be used for the purposes for which made and received. No moneys may be encumbered under this paragraph after June 30, 1995.

SECTION 494d. 20.505 (3) (ga) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 495. 20.505 (3) (k) of the statutes is created to read:

20.505 (3) (k) *Committees on area promotion*. All moneys received by the committees on area promotion from the department of development as grants under 1993 Wisconsin Act (this act), section 9115 (1i) for the purposes for which the grants are made.

SECTION 497. 20.505 (4) (eb) of the statutes is repealed.

SECTION 498. 20.505 (4) (gm) of the statutes is amended to read:

20.505 (4) (gm) (title) *Gifts and grants*. All moneys received from gifts ~~and~~ grants or bequests by any division, commission, board or council, other than the board on the U.S.S. Wisconsin and the women's council, attached to the department of administration, to be used for the purposes for which made and received.

SECTION 499. 20.505 (4) (gm) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

20.505 (4) (gm) *Gifts and grants*. All moneys received from gifts, grants or bequests by any division, commission, board or council, other than the women's council, attached to the department of administration, to be used for the purposes for which made and received.

SECTION 499n. 20.505 (4) (ig) of the statutes is created to read:

20.505 (4) (ig) *Land information board; technical assistance and education*. The amounts in the schedule for the land information board to provide technical assistance to counties and to conduct educational seminars, courses or conferences under s. 16.967 (9). The charges paid by the counties and participants in educational seminars, courses and conferences under s. 16.967 (9) shall be credited to this appropriation account.

SECTION 500. 20.505 (4) (k) of the statutes is created to read:

20.505 (4) (k) *Waste facility siting board; general program operations*. The amounts in the schedule for the general program operations of the waste facility siting board. All moneys transferred from the appropriation account under s. 20.370 (2) (eg) shall be credited to this appropriation account.

SECTION 502. 20.505 (4) (q) of the statutes is created to read:

20.505 (4) (q) *Hearings and appeals operations; transportation fund*. From the transportation fund, the amounts in the schedule for the general program operations of the division of hearings and appeals.

SECTION 502g. 20.505 (5) (ka) of the statutes is amended to read:

20.505 (5) (ka) *Facility operations and maintenance*. The amounts in the schedule for the purpose of financing the costs of operation of state-owned or operated facilities that are not funded from other appropriations, including protective services; custodial and maintenance services; minor projects; utilities, fuel, heat and air conditioning; costs incurred under s. 16.895 by or on behalf of the department; repayment to the energy efficiency fund loans made to the department under s. 16.847 (6); and supplementing the costs of operation of child care facilities for children of state employees under s. 16.841. All moneys received from state agencies for the operation of such facilities, parking rental fees established under s. 16.843 (2) (bm) and miscellaneous other sources, all moneys received from assessments under s. 16.895, and all moneys transferred from the appropriation under s. 20.865 (2) (e) for this purpose shall be credited to this appropriation.

SECTION 502i. 20.505 (5) (q) of the statutes is amended to read:

20.505 (5) (q) *Energy efficiency*. From the energy efficiency fund, ~~all moneys received a sum sufficient~~ for maintenance, for energy efficiency monitoring and

for education programs under s. 16.847 (9) and to make loans to agencies under s. 16.847 (6) ~~(a)~~.

SECTION 502m. 20.505 (6) (g) of the statutes is amended to read:

20.505 (6) (g) *Anti-drug enforcement program, penalty assessment — local.* All moneys received from the penalty assessment surcharge on court fines and forfeitures as allocated under s. 165.87 (1) to match federal funds made available under subtitle K of title I of P.L. 99-570, except as provided in par. (h) and s. 20.435 (3) (jk). The executive staff director of the office of justice assistance may transfer moneys not needed as matching funds under this paragraph to par. (h). The secretary of administration shall transfer \$450,000 from this paragraph to s. 20.435 (3) (jk) in each fiscal year. The secretary of administration shall transfer \$472,000 in fiscal year 1993-94 and \$492,600 in fiscal year 1994-95 from this paragraph to s. 20.455 (2) (k) for the automated fingerprint identification system. The secretary of administration shall pay \$60,000 in fiscal year 1993-94 from this paragraph to provide the city of Milwaukee police department with funding for electronic equipment for gang tracking activity. This payment is not subject to the grant procedures under s. 16.964 (2m).

SECTION 503. 20.505 (6) (hm) of the statutes is repealed.

SECTION 505. 20.505 (7) (b) of the statutes is amended to read:

20.505 (7) (b) *Housing grants and loans.* Biennially, the amounts in the schedule for grants and loans under ~~ss. 16.32 and s. 16.33.~~

SECTION 506d. 20.505 (9) (title) of the statutes is repealed.

SECTION 506e. 20.505 (9) (a) of the statutes is repealed.

SECTION 506m. 20.505 (9) (b) of the statutes is repealed.

SECTION 511. 20.550 (1) (f) of the statutes is created to read:

20.550 (1) (f) *Transcript and record payments.* The amounts in the schedule for the compensation of court reporters or clerks of circuit court for trial and appeal transcripts and the payment of related costs under s. 967.06.

SECTION 512. 20.550 (1) (j) of the statutes is created to read:

20.550 (1) (j) *Conferences and training.* The amounts in the schedule to sponsor conferences and training under ch. 977. All moneys received from the penalty assessment surcharge on court fines and forfeitures as allocated under s. 165.87 (1) (br) shall be credited to this appropriation account.

SECTION 513. 20.550 (1) (ja) of the statutes is amended to read:

20.550 (1) (ja) *Payments from clients.* The amounts in the schedule for the costs of determining, collecting and processing the payments received from persons

who are found indigent in part under s. 977.07 (2) (a). All moneys received from persons who are found indigent in part under s. 977.07 (2) (a) shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance of this appropriation on June 30 of any year shall lapse to the general fund.

SECTION 514. 20.566 (1) (ga) of the statutes is created to read:

20.566 (1) (ga) *Cigarette tax stamps.* The amounts in the schedule to pay for the printing and shipping of cigarette tax stamps under s. 139.32 (2). The amounts received from cigarette manufacturers and distributors under s. 139.32 (1) as calculated under s. 139.32 (7m) (c) and (d) shall be credited to this appropriation.

SECTION 515. 20.566 (1) (hp) of the statutes is amended to read:

20.566 (1) (hp) *Administration of endangered resources voluntary payments.* The amounts in the schedule for the payment of all administrative costs, ~~except~~ including data processing costs, incurred in administering s. 71.10 (5). All moneys certified under s. 71.10 (5) (h) 1 shall be credited to this appropriation.

SECTION 516. 20.566 (1) (q) of the statutes is amended to read:

20.566 (1) (q) *Recycling surcharge administration.* From the recycling fund, the amounts in the schedule for the ~~cost of costs, including data processing costs, incurred in~~ administering the recycling surcharge under subch. VII of ch. 77.

SECTION 517. 20.566 (1) (u) of the statutes is amended to read:

20.566 (1) (u) *Motor fuel tax administration.* From the transportation fund, the amounts in the schedule to cover the ~~cost of costs, including data processing costs, incurred in~~ administering the motor fuel tax law, except s. 341.45.

SECTION 518. 20.566 (2) (a) of the statutes is amended to read:

20.566 (2) (a) *General program operations.* The amounts in the schedule for administration of property tax laws, public utility tax laws, ~~and~~ distribution of state taxes ~~and~~ administration of general program operations under s. 73.10 and administration of the assessor educational program under s. 73.08.

SECTION 519. 20.566 (2) (c) of the statutes is repealed.

SECTION 520. 20.566 (2) (g) of the statutes is created to read:

20.566 (2) (g) *County assessment studies.* All moneys received under s. 70.99 (1m), for the performance of studies under s. 70.99 (1m).

SECTION 521. 20.566 (2) (r) of the statutes is created to read:

20.566 (2) (r) *Lottery credit administration.* From the lottery fund, the amounts in the schedule for the administration of the lottery credit.

SECTION 522. 20.566 (3) (gp) of the statutes is repealed.

SECTION 523. 20.566 (3) (q) of the statutes is repealed.

SECTION 524. 20.566 (3) (u) of the statutes is repealed.

SECTION 526m. 20.585 (1) (jt) of the statutes is created to read:

20.585 (1) (jt) *Cash management services.* The amounts in the schedule for the cost of providing banking service cost analysis and cash management assistance for state agencies and state funds under s. 25.19 (3). The assessments paid under s. 25.14 (3) shall be credited to this appropriation account.

SECTION 528. 20.625 (1) (d) of the statutes is created to read:

20.625 (1) (d) *Circuit court support grants.* Biennially, the amounts in the schedule to provide grants to counties for the purpose of funding certain circuit court costs under s. 758.19 (5).

SECTION 529. 20.625 (1) (e) of the statutes is created to read:

20.625 (1) (e) *Guardian ad litem compensation.* The amounts in the schedule to reimburse the counties for guardian ad litem compensation under s. 758.19 (6).

SECTION 530. 20.625 (1) (k) of the statutes is amended to read:

20.625 (1) (k) *Drug court costs; local assistance.* All moneys received from the department of administration or any other state agency to reimburse the county for costs incurred in operating one circuit court branch in the 1st judicial administrative district that primarily handles drug-related cases. No moneys may be encumbered under this paragraph after June 30, 1993 1995.

SECTION 532. 20.680 (2) (kc) of the statutes is created to read:

20.680 (2) (kc) *Central services.* The amounts in the schedule for administrative and support services for programs administered by the director of state courts. All moneys received by the director of state courts from the director of state courts for programs administered by the director of state courts shall be credited to this appropriation account, except that no money may be transferred from the appropriation account under sub. (1) (a) or (b).

SECTION 533. 20.765 (1) (c) of the statutes is repealed.

SECTION 535. 20.765 (3) (ka) of the statutes is amended to read:

20.765 (3) (ka) (title) *Audit bureau reimbursable audits.* The amounts in the schedule for the provision of auditing services requested by state agencies or by the federal government, for ~~actuarial audits of the Wisconsin retirement system audits specified in s. 13.94 (1s) (c)~~ and for audits of the gaming commission and verifications of the odds of winning a lottery

game under s. 565.37 (5). All moneys received by the legislative audit bureau from charges assessed to departments under s. 13.94 (1s) shall be credited to this appropriation.

SECTION 536m. 20.835 (1) (c) (title) of the statutes is amended to read:

20.835 (1) (c) (title) *Expenditure restraint program account.*

SECTION 537. 20.835 (1) (f) of the statutes is created to read:

20.835 (1) (f) *County mandate relief account.* A sum sufficient to make the payments to counties under s. 79.058.

SECTION 538m. 20.835 (7) of the statutes is repealed.

SECTION 540. 20.855 (4) (am) of the statutes is amended to read:

20.855 (4) (am) *Great Lakes protection fund contribution.* As a continuing appropriation, the amounts in the schedule for the department of administration to make this state's contribution to the Great Lakes protection fund under s. 14.84 and to pay any interest due the Great Lakes protection fund because of late payment of this state's contribution.

SECTION 541. 20.855 (4) (e) of the statutes is amended to read:

20.855 (4) (e) *Transfer to conservation fund; land acquisition reimbursement.* A sum sufficient in an amount equal to the amount to be paid into the conservation fund as determined under s. 25.29 (1) ~~(d)~~ (e). The amounts may be paid at such intervals during each fiscal year as the secretary of administration deems appropriate or necessary.

SECTION 542. 20.855 (8) (title) of the statutes is repealed.

SECTION 543. 20.855 (8) (k) of the statutes is repealed.

SECTION 544. 20.855 (8) (ka) of the statutes is repealed.

SECTION 545. 20.855 (8) (kb) of the statutes is repealed.

SECTION 549. 20.865 (1) (es) of the statutes is created to read:

20.865 (1) (es) *Financial resources.* Biennially, the amounts in the schedule to supplement the appropriations of state agencies for costs incurred to acquire the resources, other than personnel, to accommodate a revised state accounting system in programs financed with general purpose revenue.

SECTION 550. 20.865 (1) (es) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 553. 20.865 (1) (jw) of the statutes is created to read:

20.865 (1) (jw) *Financial resources; program revenues.* From the appropriate program revenue and program revenue-service accounts, a sum sufficient to

supplement the appropriations of state agencies for costs incurred to acquire the resources, other than personnel, to accommodate a revised state accounting system in programs financed with program revenue.

SECTION 554. 20.865 (1) (jw) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.

SECTION 557. 20.865 (1) (tw) of the statutes is created to read:

20.865 (1) (tw) *Financial resources; segregated revenues.* From the appropriate segregated funds, a sum sufficient to supplement the appropriations of state agencies for costs incurred to acquire the resources, other than personnel, to accommodate a revised state accounting system in programs financed with segregated revenue.

SECTION 558. 20.865 (1) (tw) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.

SECTION 559. 20.865 (2) (a) of the statutes is amended to read:

20.865 (2) (a) (title) *Space management and child care.* The amounts in the schedule to finance the costs of remodeling, moving, additional rental costs and move-related vacant space costs ~~incurred by state agencies~~, except costs financed under s. 20.855 (3) (a), and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies.

SECTION 560. 20.865 (2) (g) of the statutes is amended to read:

20.865 (2) (g) (title) *Space management and child care; program revenues.* From the appropriate program revenue and program revenue-service accounts, a sum sufficient to supplement the appropriations to state agencies to finance the costs of remodeling, moving, additional rental costs and move-related vacant space costs and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies.

SECTION 561. 20.865 (2) (q) of the statutes is amended to read:

20.865 (2) (q) (title) *Space management and child care; segregated revenues.* From the appropriate segregated funds, a sum sufficient to supplement the appropriations to state agencies to finance the costs of remodeling, moving, additional rental costs and move-related vacant space costs and the unbudgeted costs of assessments for child care facilities under s. 16.841 (4) incurred by state agencies.

SECTION 561m. 20.866 (1) (u) of the statutes is amended to read:

20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys appropriated under sub. (2) (zp) and ss. 20.190 (1) (j), 20.225 (1) (c), 20.245 (2) (e) and (j), (4) (e) and (5) (e), 20.250 (1) (e), 20.255 (1) (d), 20.285 (1) (d), (db) ~~and, (fh), (gb) and (ih),~~ 20.320 (1) (c) and (t), 20.370 (1) (jq), (kc) ~~and, (kw) and (kx),~~ (2) (jc), (4) (jb), (jc), (jd), (je) and (jf) and (8) (Lb) and (Ls), 20.395 (6) (aq) and (ar), 20.410 (1) (e), (ec) and

(ko), 20.435 (2) (ee), (3) (e) and (5) (e), 20.465 (1) (d), 20.485 (1) (f), ~~(go) and (k)~~ and (3) (t), 20.505 (5) (g) and (kc) and 20.867 (1) (a) and (b) and (3) (a), (b), (g), (h), (i) and (q) for the payment of principal and interest on public debt contracted under subchs. I and IV of ch. 18.

SECTION 561q. 20.866 (2) (s) of the statutes is amended to read:

20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the university of Wisconsin system to acquire, construct, develop, enlarge or improve university academic educational facilities and facilities to support such facilities. The state may contract public debt in an amount not to exceed ~~\$643,230,900~~ \$684,973,100 for this purpose.

SECTION 561t. 20.866 (2) (t) of the statutes is amended to read:

20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the capital improvement fund, a sum sufficient for the board of regents of the university of Wisconsin system to acquire, construct, develop, enlarge or improve university self-amortizing educational facilities. The state may contract public debt in an amount not to exceed ~~\$232,366,600~~ \$281,203,900 for this purpose. Of this amount, \$4,500,000 is allocated only for the university of Wisconsin-Madison indoor practice facility for athletic programs and only at the time that ownership of the facility is transferred to the state.

SECTION 562. 20.866 (2) (tc) of the statutes is amended to read:

20.866 (2) (tc) *Clean water fund.* From the capital improvement fund, a sum sufficient to be transferred to the clean water fund for the purposes of ss. 144.241 and 144.2415. The state may contract public debt in an amount not to exceed ~~\$392,494,000~~ \$504,094,000 for this purpose. Of this amount, the amount needed to meet the requirements for state deposits under 33 USC 1382 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the minority business development and training program under s. 66.905 (2) (b).

SECTION 563. 20.866 (2) (te) of the statutes is amended to read:

20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide funds for nonpoint source water pollution abatement projects under s. 144.25. The state may contract public debt in an amount not to exceed ~~\$11,500,000~~ \$24,000,000 for this purpose.

SECTION 564. 20.866 (2) (tg) of the statutes is amended to read:

20.866 (2) (tg) *Natural resources; environmental repair.* From the capital improvement fund, a sum sufficient for the department of natural resources to take remedial action under s. 144.442 (6) for sites and facilities subject to s. 144.442 (6) (cm) and under s.

144.10 and for payment of this state's share of environmental repair that is funded under 42 USC 9601 to 9675. The state may contract public debt in an amount not to exceed ~~\$22,500,000~~ \$27,500,000 for this purpose. Of this amount, \$5,000,000 is allocated for remedial action under s. 144.10.

SECTION 564c. 20.866 (2) (tL) of the statutes is created to read:

20.866 (2) (tL) *Natural resources; segregated revenue supported dam maintenance, repair, modification, abandonment and removal.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide financial assistance to counties, cities, villages, towns and public inland lake protection and rehabilitation districts in conducting dam maintenance, repair, modification, abandonment and removal under s. 31.385. The state may contract public debt in an amount not to exceed \$3,000,000 for this purpose.

SECTION 564e. 20.866 (2) (tr) of the statutes is amended to read:

20.866 (2) (tr) *Natural resources; recreation development.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve state recreation facilities and state fish hatcheries. The state may contract public debt in an amount not to exceed ~~\$12,561,500~~ \$23,061,500 for this purpose.

SECTION 564m. 20.866 (2) (tu) of the statutes is amended to read:

20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment storage or maintenance facilities and to acquire, construct, develop, enlarge or improve state recreation facilities and state fish hatcheries. The state may contract public debt in an amount not to exceed ~~\$6,466,200~~ \$10,255,900 for this purpose.

SECTION 564s. 20.866 (2) (tv) of the statutes is amended to read:

20.866 (2) (tv) *Natural resources; general fund supported administrative facilities.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve natural resource administrative office, laboratory, equipment, storage or maintenance facilities. The state may contract public debt in an amount not to exceed ~~\$5,155,300~~ \$5,733,500 for this purpose.

SECTION 564v. 20.866 (2) (up) of the statutes is created to read:

20.866 (2) (up) *Transportation; rail passenger route development.* From the capital improvement fund, a sum sufficient for the department of transportation to fund rail passenger route development under s. 85.061

(3). The state may contract public debt in an amount not to exceed \$50,000,000 for this purpose.

SECTION 565. 20.866 (2) (uv) of the statutes is amended to read:

20.866 (2) (uv) *Transportation, harbor improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to provide grants for harbor improvements. The state may contract public debt in an amount not to exceed ~~\$6,000,000~~ \$9,000,000 for this purpose.

SECTION 565bm. 20.866 (2) (uw) of the statutes is created to read:

20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to acquire railroad property under ss. 85.08 (2) (L) and (4m) (c) and 85.09 for the state or for an eligible applicant, as defined in s. 85.08 (4m) (b) 1, 1991 stats.; to provide grants and loans for rail property improvements under s. 85.08 (4m) (d) to eligible applicants, as defined in s. 85.08 (4m) (b) 1, 1991 stats.; and to credit the appropriation account under s. 20.395 (2) (bt) as reimbursement for initial temporary funding of acquisitions, grants or loans authorized under 1993 Wisconsin Act ... (this act), section 9154 (4n). The state may contract public debt in an amount not to exceed \$10,000,000 for this purpose.

SECTION 565c. 20.866 (2) (ux) of the statutes is amended to read:

20.866 (2) (ux) *Corrections; correctional facilities.* From the capital improvement fund, a sum sufficient for the department of corrections to acquire, construct, develop, enlarge or improve adult correctional facilities. The state may contract public debt in an amount not to exceed ~~\$357,353,700~~ \$373,627,500 for this purpose.

SECTION 565e. 20.866 (2) (v) of the statutes is amended to read:

20.866 (2) (v) *Health and social services; mental health facilities.* From the capital improvement fund, a sum sufficient for the department of health and social services to acquire, construct, develop, enlarge or extend mental health facilities. The state may contract public debt in an amount not to exceed ~~\$58,721,000~~ \$68,891,500 for this purpose.

SECTION 565g. 20.866 (2) (w) of the statutes is amended to read:

20.866 (2) (w) *Health and social services; juvenile correctional facilities.* From the capital improvement fund, a sum sufficient for the department of health and social services to acquire, construct, develop, enlarge or improve juvenile correctional facilities. The state may contract public debt in an amount not to exceed ~~\$7,313,400~~ \$11,443,200 for this purpose.

SECTION 565i. 20.866 (2) (xb) of the statutes is amended to read:

20.866 (2) (xb) *Building commission; refunding corporation self-amortizing debt.* From the capital improvement fund, a sum sufficient to fund or refund the whole or any part of any unpaid indebtedness used to finance self-amortizing facilities in which program revenues or corresponding segregated revenues from program receipts reimburse lease rental payments advanced by general purpose revenue, and incurred prior to January 1, 1970, by the Wisconsin state agencies building corporation, Wisconsin state colleges building corporation or Wisconsin university building corporation. The state may contract public debt in an amount not to exceed ~~\$5,967,200~~ \$4,238,200 for this purpose. Such indebtedness shall be construed to include any premium payable with respect thereto. Debt incurred by this paragraph shall be repaid under the appropriations providing for the retirement of public debt incurred under par. (t), (u), (ur) or (zz) in proportional amounts to the purposes for which the debt was refinanced. The refunding authority provided in this paragraph may be used only if the true interest costs to the state can be reduced thereby.

SECTION 565m. 20.866 (2) (y) of the statutes is amended to read:

20.866 (2) (y) *Building commission; housing state departments and agencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of housing state departments and agencies. The state may contract public debt in an amount not to exceed ~~\$116,671,400~~ \$185,443,600 for this purpose.

SECTION 565p. 20.866 (2) (yg) of the statutes is amended to read:

20.866 (2) (yg) *Building commission; project contingencies.* From the capital improvement fund, a sum sufficient to the building commission for the purpose of funding project contingencies for projects enumerated in the authorized state building program for state departments and agencies. The state may contract public debt in an amount not to exceed ~~\$5,619,600~~ \$12,000,700 for this purpose.

SECTION 565r. 20.866 (2) (ym) of the statutes is amended to read:

20.866 (2) (ym) *Building commission; capital equipment acquisition.* From the capital improvement fund, a sum sufficient to the state building commission to acquire capital equipment for state departments and agencies. The state may contract public debt in an amount not to exceed ~~\$48,522,900~~ \$54,801,800 for this purpose.

SECTION 566. 20.866 (2) (z) (intro.) of the statutes is amended to read:

20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the capital improvement fund, a sum sufficient to the building commission for relocation assistance and capital improvements for other public purposes authorized by law but not otherwise specified in this chapter. The state may contract public debt in an amount not to exceed ~~\$495,029,000~~

\$602,129,000 for this purpose. Of this amount, \$111,673,000 is allocated for the Wisconsin initiative for state technology and applied research program. The total amount of debt authorized for this program may not exceed the following amounts on the following dates:

SECTION 566g. 20.866 (2) (zb) of the statutes is amended to read:

20.866 (2) (zb) (title) *Medical college of Wisconsin, inc.; basic science education and health information technology facilities.* From the capital improvement fund, a sum sufficient for the medical college of Wisconsin, inc., to aid in the construction of a basic science education facility and in the funding of a health information technology center. The state may contract public debt in an amount not to exceed ~~\$8,000,000~~ \$10,000,000 for ~~this purpose~~ these purposes.

SECTION 566r. 20.866 (2) (zd) of the statutes is amended to read:

20.866 (2) (zd) *Educational communications board; educational communications facilities.* From the capital improvement fund, a sum sufficient for the educational communications board to acquire, construct, develop, enlarge or improve educational communications facilities. The state may contract public debt in an amount not to exceed ~~\$6,629,600~~ \$7,229,600 for this purpose.

SECTION 566t. 20.866 (2) (zj) of the statutes is amended to read:

20.866 (2) (zj) *Military affairs; armories and military facilities.* From the capital improvement fund, a sum sufficient for the department of military affairs to acquire, construct, develop, enlarge, or improve armories and other military facilities. The state may contract public debt in an amount not to exceed ~~\$15,091,200~~ \$18,017,200 for this purpose.

SECTION 567. 20.866 (2) (zn) of the statutes is amended to read:

20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the capital improvement fund, a sum sufficient for the department of veterans affairs for loans to veterans under s. 45.79 (6) (a). The state may contract public debt in an amount not to exceed ~~\$1,450,000,000~~ \$1,491,000,000 for this purpose.

SECTION 567m. 20.866 (2) (zp) of the statutes is created to read:

20.866 (2) (zp) *Veterans affairs; self-amortizing wastewater treatment facilities.* From the capital improvement fund, a sum sufficient for the department of veterans affairs to acquire, construct, develop, enlarge or improve wastewater treatment facilities at the Wisconsin veterans home at King. The state may contract public debt in an amount not to exceed \$5,690,000 for this purpose.

SECTION 567p. 20.866 (2) (zz) of the statutes is amended to read:

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20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the capital improvement fund, a sum sufficient to the state fair park board to acquire, construct, develop, enlarge or improve facilities at the state fair park in West Allis. The state may contract public debt not to exceed ~~\$17,000,000~~ \$19,300,000 for this purpose.

SECTION 569. 20.867 (3) (e) of the statutes is amended to read:

20.867 (3) (e) *Principal repayment, interest and rebates; parking ramp.* A sum sufficient to guarantee full payment of principal and interest costs for the 1 West Wilson street parking ramp in the city of Madison and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) attributable to the proceeds of obligations incurred in financing that ramp if the moneys available in the appropriation account under s. 20.505 (5) ~~(kb)~~ (g) are insufficient to make full payment of those amounts. All amounts advanced under the authority of this paragraph shall be repaid to the general fund in instalments to be determined jointly by the department of administration and the building commission.

SECTION 569m. 20.867 (3) (h) of the statutes is amended to read:

20.867 (3) (h) *Principal repayment, interest and rebates.* A sum sufficient to guarantee full payment of principal and interest costs for self-amortizing or partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (2) (j), 20.285 (1) (gb) and (ih), 20.370 (8) (Ls) and 20.485 (1) (go) and (k) if moneys available in those appropriations are insufficient to make full payment, and to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (2) (j) ~~or~~, 20.285 (1) (gb) or (ih) or 20.485 (1) (go) or (k) is insufficient to make full payment of those amounts. All amounts advanced under the authority of this paragraph shall be repaid to the general fund whenever the balance of the appropriation for which the advance was made is sufficient to meet any portion of the amount advanced. The department of administration may take whatever action is deemed necessary including the making of transfers from program revenue appropriations and corresponding appropriations from program receipts in segregated funds, to ensure recovery of the amounts advanced.

SECTION 570. 20.903 (2) (b) of the statutes is amended to read:

20.903 (2) (b) Notwithstanding sub. (1), liabilities may be created and moneys expended from the appropriations under ss. 20.395 (4) (eq), (er) and (es); and 20.505 (1) (im), (ka), (kb), (kc), (kd) and (kg) and 20.855 (8) (k), (ka) and (kb) in an additional amount not exceeding the depreciated value of equipment for operations financed under ss. 20.395 (4) (eq), (er) and (es); and 20.505 (1) (im), (ka), (kb), (kc), (kd) and (kg)

~~and 20.855 (8) (k), (ka) and (kb).~~ The secretary of administration may require such statements of assets and liabilities as he or she deems necessary before approving expenditure estimates in excess of the unexpended moneys in the appropriation account.

SECTION 573. 20.917 (2) (b) of the statutes is amended to read:

20.917 (2) (b) The amount of reimbursement for moving household effects interstate may not exceed the maximum amount as set forth in the rate tables of the major household goods tariff publishing bureaus, as determined by the ~~office of the commissioner of transportation department of administration~~. The amount of reimbursement for moving household effects intrastate may not exceed the maximum amount established by the ~~office of the commissioner of transportation department of administration~~ for the weight of goods moved and the distance involved. In any instance, the amount of reimbursement for moving household effects may not exceed the amount required to move household effects with a weight of 15,000 pounds at the maximum rates for transporting household effects established by the ~~office of the commissioner of transportation department of administration~~. The amount of reimbursement for transporting the employe and his or her immediate family to the new place of residence may not exceed the cost of automobile travel at the rate determined under s. 20.916 (4).

SECTION 577. 20.923 (4) (a) 5 of the statutes is repealed.

SECTION 578. 20.923 (4) (c) 1m of the statutes is created to read:

20.923 (4) (c) 1m. Cost containment commission: staff director.

SECTION 578m. 20.923 (4) (c) 4m of the statutes is renumbered 20.923 (4) (d) 7m.

SECTION 579. 20.923 (4) (d) 4 of the statutes is created to read:

20.923 (4) (d) 4. Cost containment commission: chairperson and members.

SECTION 580. 20.923 (4) (e) 11 of the statutes is repealed.

SECTION 581p. 20.924 (1) (em) of the statutes is created to read:

20.924 (1) (em) May substitute any available source of funding in whole or in part for borrowing authority under s. 20.866 (2) (s) to (zm) and (zz) that is authorized to be used to fund a project enumerated under the authorized state building program.

SECTION 583. 23.09 (2) (d) 14 of the statutes is created to read:

23.09 (2) (d) 14. For habitat restoration areas.

SECTION 583m. 23.09 (2r) of the statutes is renumbered 23.09 (2r) (intro.) and amended to read:

23.09 (2r) STEWARDSHIP PROGRAM; LAND ACQUISITION. (intro.) Except as provided in s. 23.0915 (2), the department in each fiscal year may not expend from

the appropriation under s. 20.866 (2) (tz) more than a total of \$8,600,000; under this subsection. The purposes for which these moneys may be expended are the following:

SECTION 583n. 23.09 (2r) (a) of the statutes is created to read:

23.09 (2r) (a) Land acquisition under subs. (2dm) and (2p).

SECTION 583p. 23.09 (2r) (b) of the statutes is created to read:

23.09 (2r) (b) Land acquisition for urban river grants under s. 30.277.

SECTION 583q. 23.09 (2r) (c) of the statutes is created to read:

23.09 (2r) (c) The Frank Lloyd Wright Monona terrace project as provided in s. 23.195.

SECTION 584. 23.09 (17m) (j) of the statutes is created to read:

23.09 (17m) (j) To the greatest extent practicable, the department shall encourage and utilize the Wisconsin conservation corps for appropriate projects.

SECTION 584m. 23.09 (21m) of the statutes is created to read:

23.09 (21m) ENVIRONMENTAL CLEANUP. The department may engage in environmental clean-up activities on the lands under its ownership, management, supervision or control.

SECTION 584q. 23.0915 (1) (a) of the statutes is amended to read:

23.0915 (1) (a) General land acquisition, urban river grants and the Frank Lloyd Wright Monona terrace project, \$8,600,000.

SECTION 585. 23.092 (3) of the statutes is amended to read:

23.092 (3) The department may acquire easements for habitat restoration areas by gift or devise or beginning July 1, 1990, by purchase. The department may acquire land for habitat restoration areas by gift, devise or purchase.

SECTION 586. 23.092 (5) (a) of the statutes is amended to read:

23.092 (5) (a) The department shall determine the value of land or an easement donated to the department that is within a habitat restoration area and is dedicated for purposes of habitat restoration. The ~~For an easement,~~ the valuation shall be based on the extent to which the fair market value of the land is diminished by ~~that~~ the transfer. Beginning July 1, 1990, and except as provided in par. (b), an amount of money equal to the value of the donation shall be released from the appropriation under s. 20.866 (2) (tz) to be used for habitat restoration activities for the same habitat restoration area in which any donation was made on or after August 9, 1989.

SECTION 587. 23.092 (7) of the statutes is created to read:

23.092 (7) To the greatest extent practicable, the department shall encourage and utilize the Wisconsin conservation corps for appropriate activities.

SECTION 588. 23.094 (1) of the statutes is renumbered 23.094 (1m).

SECTION 589. 23.094 (1) of the statutes is created to read:

23.094 (1) DEFINITION. In this section, "political subdivision" means city, village, town, county or public inland lake protection and rehabilitation district.

SECTION 590. 23.094 (3) (intro.) of the statutes is renumbered 23.094 (3) and amended to read:

23.094 (3) (title) STATE EASEMENTS. For a stream identified as a priority stream under sub. (2), the department may acquire a permanent stream bank easement from the owner of land adjacent to the priority stream by gift or devise or beginning July 1, 1990, by purchase. Whenever possible, the easement shall include the land within at least 66 feet from either side of the stream.

(3r) (title) RESTRICTION ON LAND AND EASEMENTS. A stream bank easement acquired under this section or under s. 23.096 shall prohibit all of the following and all of the following are prohibited on land acquired under this section or under s. 23.096:

SECTION 591. 23.094 (3) (a) of the statutes is renumbered 23.094 (3r) (a).

SECTION 592. 23.094 (3) (b) of the statutes is renumbered 23.094 (3r) (b).

SECTION 593. 23.094 (3) (c) of the statutes is renumbered 23.094 (3r) (c).

SECTION 594. 23.094 (3g) of the statutes is created to read:

23.094 (3g) ACQUISITION BY POLITICAL SUBDIVISION. A political subdivision may acquire by gift, devise or purchase land adjacent to a stream identified as a priority stream under sub. (2) or acquire by gift, devise or purchase a permanent stream bank easement from the owner of the land. The department may make grants to political subdivisions to purchase these lands and easements. Whenever possible, the land or easement shall include the land within at least 66 feet from either side of the stream.

SECTION 595. 23.094 (4) (a) of the statutes is amended to read:

23.094 (4) (a) The department shall determine the value of land or an easement donated to the department for purposes of this section and for stream bank protection under s. 23.096. For an easement, the valuation shall be based on the extent to which the fair market value of the land is diminished by the transfer. Beginning July 1, 1990, and except as provided in par. (b), an amount of money equal to the value of the donation shall be released from the appropriation under s. 20.866 (2) (tz) to be used ~~for stream protection activities under this section to acquire easements and land under this section and s. 23.096~~ for the same stream for which any donation was made on or after August 9, 1989.

SECTION 596. 23.094 (5) of the statutes is amended to read:

23.094 (5) OTHER REQUIREMENTS. ~~As~~ A stream bank easement acquired under this section or s. 23.096 may require the landowner to seed the land subject to the easement at seeding rates determined by the department in order to establish and maintain perennial cover of either a grass-legume mixture or native grass for the term of the easement, or to plant trees on the land subject to the easement.

SECTION 597. 23.094 (6) of the statutes is amended to read:

23.094 (6) FENCING. Beginning July 1, 1990, the department shall pay the cost of purchasing and installing any fencing the department determines to be necessary to protect a priority stream identified under this section for which land or an easement has been acquired on or after August 9, 1989, under this section or s. 23.096.

SECTION 598. 23.094 (8) of the statutes is amended to read:

23.094 (8) APPROPRIATION. The costs of acquiring easements and land under this section or s. 23.096 shall be paid from the appropriation under s. 20.866 (2) (tz). Except as provided in s. 23.0915 (2), the department may not expend more than \$1,000,000 for fisheries, for ~~stream bank~~ the acquisition of land and easements by the department under this section, for grants under sub. (3g) and for grants for this purpose under s. 23.096 in each fiscal year. Of this amount, the department may not expend more than \$300,000 in each fiscal year for grants under sub. (3g) to cities, villages, towns and counties.

SECTION 600. 23.33 (9) (a) of the statutes is amended to read:

23.33 (9) (a) *Administration and enforcement.* The department may utilize up to 50% of the moneys received under sub. (2) for the purposes specified under s. 20.370 (3) (as), (4) (fu) and ~~(4) (iu)~~ (iu) and (8) (ds) including costs associated with registration, enforcement, safety education, accident reports and analysis, law enforcement aids to counties, aids administration and other similar costs in administering and enforcing this section.

SECTION 601. 23.40 (3) (d) of the statutes is amended to read:

23.40 (3) (d) ~~The~~ Except as provided in par. (e), the department shall deposit any environmental impact statement fee in the general fund and shall designate clearly the amount of the fee related to the cost of authorized environmental consultant services and the amount of the fee related to the cost of printing and postage.

SECTION 602. 23.40 (3) (e) of the statutes is created to read:

23.40 (3) (e) The department shall credit any environmental impact statement fee for a project involving

the generation of electricity to the appropriation under s. 20.370 (3) (dh).

SECTION 608g. 23.42 (3) (b) of the statutes is amended to read:

23.42 (3) (b) The department shall determine the fee for each applicant by calculating the applicant's proportionate share of the costs incurred by the state in a fiscal year in reviewing or evaluating applications or notifications of intent under this section. The department shall calculate the proportionate share for an applicant by dividing the amount of horsepower, as authorized by the commission, of the applicant's power project by the total amount of horsepower, as authorized by the commission, of all power projects being reviewed or evaluated under this section during the fiscal year.

SECTION 613. 23.50 (1) of the statutes is amended to read:

23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit court to recover forfeitures, penalty assessments, jail assessments, applicable weapons assessments, applicable environmental assessments, applicable wild animal protection assessments, applicable natural resources assessments, applicable fishing shelter removal assessments, applicable snowmobile registration restitution payments and applicable natural resources restitution payments for violations of ss. 77.09, 134.60, 144.422 (2), (2m) (c) and (2r), 147.021, 159.07, 159.08, 159.81, 167.10 (3) and 167.31 (2), subch. VI of ch. 77, this chapter and chs. 26 to 31 and of ch. 350, and any administrative rules promulgated thereunder and violations of local ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

SECTION 624. 23.65 (1) of the statutes is amended to read:

23.65 (1) When it appears to the district attorney that a violation of s. 134.60, 144.422 (2), (2m) (c) or (2r), 147.021, 159.07, 159.08 or 159.81, this chapter or ch. 26, 27, 28, 29, 30, 31 or 350, or any administrative rule promulgated pursuant thereto, has been committed the district attorney may proceed by complaint and summons.

SECTION 636d. 24.04 (1) of the statutes is amended to read:

24.04 (1) RECEIPTS. The board shall collect from purchasers of land a fee of \$5 for every certificate and \$5 for every patent issued by it. The board shall pay the moneys collected, together with all moneys for expenses of advertising, damages and costs received either by redemption or resale of any public lands forfeited after being sold by the state, into the state treasury to the credit of the common school fund. ~~The chief clerk~~ executive secretary of the board may take the acknowledgments of the board to all certificates and patents, and no fees may be charged therefor.

SECTION 636f. 24.08 (3) of the statutes is amended to read:

24.08 (3) APPRAISAL. The appraisal shall be made from actual view and at cash value. It shall be in writing and be verified by the affidavit of the appraiser who shall testify that the appraisal is just and was made as required by law. The appraisal shall be filed with the ~~chief clerk~~ executive secretary of the board and recorded.

SECTION 636h. 24.16 of the statutes is amended to read:

24.16 Applications for private sale. Every person making application for the purchase at private sale of any such lands shall file in the office of the board an application in writing, describing the lot or tract which the person proposes to purchase by the proper number of the section, township and range, and the subdivision of the section, with the person's name subscribed thereto. The board shall, if the land applied for may then be sold, enter on books kept for that purpose a note of such application, specifying the day when made, the name of the applicant, and the description of the land applied for, and shall also give to such applicant a memorandum, stating such application and describing the lot or tract applied for, and stating the price at which the same may be sold and the amount to be paid at the time of the sale, which memorandum shall be signed by the ~~chief clerk~~ executive secretary of the board.

SECTION 636j. 24.54 (1) of the statutes is amended to read:

24.54 (1) The department of justice administration shall provide an office for the board. The board shall conveniently arrange and preserve ~~therein in that office~~ all records, books, reports, surveys, maps, field notes, plats and other papers pertaining to the public lands ~~heretofore, now, or hereafter~~ owned by the state, including all such as public lands that have been or shall be received from the United States or any officer thereof. ~~It of the United States.~~ The board may perfect ~~such~~ the records, books, reports, surveys, maps, field notes, plats and other papers when incomplete, and cause ~~fair copies thereof of those documents~~ to be made when from injury, loss, use or accident it shall become necessary; ~~and any such.~~ Any copy, when certified to be a correct copy by the ~~chief clerk of the land office under the chief clerk's executive secretary of the board under the executive secretary's signature and the official seal of said the office to have been made for any of the causes herein specified, and to be a correct copy thereof in this subsection,~~ shall have the same force and effect in all courts and places as the original; ~~and any.~~ Any copy from ~~said the~~ original records, books, reports, surveys, maps, field notes, plats or other papers, or from any record or paper required by law to be kept in ~~its~~ the office, or any copy from ~~said a~~ certified copy ~~thereof of one of those documents,~~ when certified by the ~~chief clerk of the state land office~~ executive secretary of the board or any ~~one member~~ of the board of commissioners of public lands

under the official seal of the board, shall be received in evidence with the same effect as the original.

SECTION 636m. 24.55 of the statutes is amended to read:

24.55 (title) Executive secretary; deputy; staff; appointments; duties; oath. The board shall appoint ~~under the classified service a chief clerk and an assistant chief clerk who~~ an executive secretary outside the classified service. ~~The executive secretary shall appoint a deputy who~~ shall, during the absence of the ~~chief clerk executive secretary,~~ have all of the authority given by law to the ~~chief clerk, and such other clerks as provided in s. 20.922.~~ Such appointments shall be filed in the office of the secretary of state. ~~Every such clerk executive secretary.~~ The executive secretary and deputy shall take and file the official oath.

SECTION 636p. 24.56 of the statutes is amended to read:

24.56 Not to buy lands. The board, and all ~~clerks and other~~ persons employed by it or about any of its respective offices, are prohibited from purchasing any of the public lands, directly or indirectly, either in their own name or in the name of any other person in trust for them or either of them; and for every tract or parcel of land purchased in violation hereof each such person offending shall forfeit not more than \$250.

SECTION 636r. 24.58 of the statutes is amended to read:

24.58 Appraisers. The board may select employes of the department to appraise lands or perform other services in field and forest. The board shall reimburse the department under a contract with the department for the performance of public land management services.

SECTION 636v. 24.61 (4) of the statutes is created to read:

24.61 (4) LOAN LIMITATIONS. Notwithstanding sub. (3), the board may not loan moneys to a county unless the governing body of the county demonstrates to the board's satisfaction that s. 67.045 (1) (a), (b), (c), (d), (e) or (f) applies.

SECTION 637m. 25.14 (3) of the statutes is amended to read:

25.14 (3) The department of administration, upon consultation with the investment board, shall distribute all earnings, profits or losses of the state investment fund to each participating fund in the same ratio as each such fund's average daily balance within the state investment fund bears to the total average daily balance of all participating funds, except as provided in s. 14.58 (19) ~~and,~~ except that the department of administration shall credit to the appropriation account under s. 20.585 (1) (js) an amount equal to the amount assessed under s. 25.19 (2) from the earnings or profits of the funds against which an assessment is made and except that the department of administration shall credit to the appropriation account under s. 20.585 (1) (jt) an amount equal to the amount assessed

under s. 25.19 (3) from the earnings or profits of the funds against which an assessment is made. Such distribution shall be made at such times as the department of administration may determine, but must be made at least semiannually in each complete fiscal year of operation.

SECTION 637q. 25.17 (1) (at) of the statutes is repealed.

SECTION 637t. 25.17 (1) (ks) of the statutes is amended to read:

25.17 (1) (ks) Petroleum ~~storage environmental cleanup inspection~~ fund (s. 25.47);

SECTION 638. 25.17 (51) of the statutes is amended to read:

25.17 (51) Have Annually, have the legislative audit bureau conduct a financial audit to include financial statements and an evaluation of accounting controls and accounting records of the board ~~at least every 2 years.~~ The board shall reimburse the legislative audit bureau for the cost of audits required to be performed under this subsection.

SECTION 638m. 25.19 (title) of the statutes is amended to read:

25.19 (title) Treasurer; bond; deposit of securities; cash management.

SECTION 638p. 25.19 (3) and (4) of the statutes are created to read:

25.19 (3) The state treasurer shall, at the direction of the depository selection board under s. 34.045 (1) (b), allocate bank service costs to the funds incurring those costs.

(4) The state treasurer shall provide advice to state agencies concerning efficient cash management practices.

SECTION 639. 25.36 of the statutes is amended to read:

25.36 Veterans trust fund. All moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used exclusively for veterans and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on and repayment of veterans trust fund stabilization loans; and all gifts of money received by the board of veterans affairs for the purposes of this fund.

SECTION 640. 25.40 (1) (a) (intro.) of the statutes is amended to read:

25.40 (1) (a) (intro.) All collections of the department of transportation ~~or the office of the commissioner of transportation~~ and all moneys transferred under s. 84.59 (3) except all of the following:

SECTION 642g. 25.40 (1) (d) of the statutes is repealed.

SECTION 643. 25.40 (1) (ij) of the statutes is created to read:

25.40 (1) (ij) All moneys forwarded by county and municipal treasurers from repaired salvage vehicle examination fees, as provided in s. 342.07 (3) (b).

SECTION 644. 25.40 (1) (ir) of the statutes is repealed.

SECTION 645. 25.40 (2) of the statutes is repealed and recreated to read:

25.40 (2) (a) Payments from the transportation fund shall be made only on the order of the secretary of transportation, from which order the secretary of administration shall draw a warrant in favor of the payee and charge the same to the transportation fund.

(b) The provisions of this subsection do not apply to appropriations authorized by s. 25.17 or to appropriations made by any of the following:

- 1g. Section 20.115 (1) (q).
4. Section 20.255 (2) (r).
5. Section 20.255 (2) (u).
6. Section 20.285 (1) (x).
7. Section 20.292 (1) (r).
8. Section 20.292 (1) (u).
9. Section 20.292 (1) (v).
- 9m. Section 20.370 (1) (mr).
10. Section 20.370 (2) (cq).
11. Section 20.370 (3) (ay).
12. Section 20.370 (4) (dr).
13. Section 20.399 (1) (r).
14. Section 20.435 (1) (rg).
15. Section 20.435 (1) (rm).
16. Section 20.455 (2) (q).
17. Section 20.465 (1) (q).
18. Section 20.465 (3) (q).
19. Section 20.465 (3) (s).
20. Section 20.485 (2) (sm).
21. Section 20.566 (1) (u).
22. Section 20.566 (2) (q).
23. Section 20.855 (4) (q).
24. Section 20.855 (4) (s).
25. Section 20.855 (4) (t).
26. Section 20.855 (4) (u).

SECTION 647. 25.40 (2) (b) 2e of the statutes is created to read:

25.40 (2) (b) 2e. Section 20.155 (1) (x).

SECTION 648. 25.40 (2) (b) 20g of the statutes is created to read:

25.40 (2) (b) 20g. Section 20.505 (4) (q).

SECTION 649. 25.46 (1) of the statutes is repealed.

SECTION 649c. 25.46 (1e) and (1g) of the statutes are created to read:

25.46 (1e) The moneys transferred under s. 20.370 (2) (mu) for environmental repair.

(lg) The moneys transferred under s. 20.370 (2) (mw) for groundwater management.

SECTION 651e. 25.46 (19) of the statutes is repealed.

SECTION 652. 25.465 (1) of the statutes is amended to read:

25.465 (1) The fees imposed under s. 94.64 (3) ~~(b)~~ (c), (3m) (b) and (4) (a) and (d).

SECTION 653. 25.465 (9) of the statutes is created to read:

25.465 (9) The amounts collected under s. 94.73 (5) (e) and (8).

SECTION 653k. 25.47 of the statutes is amended to read:

25.47 (title) Petroleum inspection fund. There is established a separate nonlapsible trust fund designated as the petroleum storage environmental cleanup inspection fund, to consist of the amount distributed under s. 168.12 (1) (a) of the fees imposed under s. 168.12 (1) and the net recoveries under s. 101.143 (5) (c).

SECTION 654. 25.50 (3) (b) of the statutes is amended to read:

25.50 (3) (b) On the dates specified and to the extent to which they are available, subject to s. 16.53 (10), funds payable to local governments under ss. 79.03, 79.04, 79.05, 79.058, 79.06, 79.08 and 79.10 shall be considered local funds and, pursuant to the instructions of local officials, may be paid into the separate accounts of all local governments established in the local government pooled-investment fund and, pursuant to the instructions of local officials, to the extent to which they are available, be disbursed or invested.

SECTION 655. 25.75 (3) (e) of the statutes is created to read:

25.75 (3) (e) *Lottery credit state administration expenses.* From the appropriation under s. 20.566 (2) (r), lottery proceeds shall be used to offset department of revenue expenses in administering the lottery credit.

SECTION 656b. 25.85 of the statutes is repealed.

SECTION 657. 26.20 (3) of the statutes is amended to read:

26.20 (3) **LOCOMOTIVE INSPECTOR; POWERS.** Any locomotive inspector designated by the department shall have the power to reject from service immediately any locomotive, donkey, traction, or portable engine which, in the opinion of the ~~said~~ inspector, is deficient in adequate design, construction, or maintenance of the fire protective devices designated in sub. (2), and any such locomotive, donkey, traction, or portable engine so rejected from service shall not be returned to service until such defects have been remedied to the satisfaction of ~~said~~ the locomotive inspector. In case of disagreement between ~~said~~ the inspector and the owner of the locomotive, donkey, traction, or portable engine so rejected from service as to the efficiency or proper maintenance of said protective devices, then the owner of ~~said~~ the locomotive, donkey, traction, or portable engine may appeal to the

~~office of the commissioner of transportation public service commission~~ for a decision of said matter, but pending such decision the ~~said~~ locomotive, donkey, traction, or portable engine shall not be returned to service.

SECTION 658. 26.20 (10) of the statutes is amended to read:

26.20 (10) (title) **APPEAL TO PUBLIC SERVICE COMMISSION.** In case the department and any person operating any locomotive, donkey, or threshing engine, or any engine, boiler, or locomotive cannot agree as to the most practicable device or devices for preventing the escape of sparks, cinders, or fire from smokestacks, ash pans or fire boxes, then the same shall be determined by the ~~office of the commissioner of transportation public service commission~~.

SECTION 659. 27.01 (6) (L) of the statutes is created to read:

27.01 (6) (L) The state park in the town of Belmont, Lafayette county, as "First Capitol State Park", except that this paragraph does not apply after February 28, 1994, if the state park has been transferred to the historical society under 1993 Wisconsin Act (this act), section 9142 (1e);

SECTION 660. 27.01 (7) (f) 3 of the statutes is amended to read:

27.01 (7) (f) 3. The fee for a daily vehicle admission sticker for a motor bus ~~is an amount calculated by multiplying 50 cents by the number of persons in the motor bus, except persons who hold a senior citizen recreation card issued under s. 29.095 or a conservation patron license issued under s. 29.1475, for any motor bus which that~~ has Wisconsin registration plates is twice the amount of the fee specified in subd. 2.

SECTION 661. 27.01 (7) (g) 3 of the statutes is amended to read:

27.01 (7) (g) 3. The fee for a daily vehicle admission sticker for a motor bus ~~is an amount calculated by multiplying \$1 by the number of persons in the motor bus, except persons who hold a senior citizen recreation card issued under s. 29.095 or a conservation patron license issued under s. 29.1475, for any motor bus which that~~ has a registration plate or plates from another state is twice the amount specified in subd. 2.

SECTION 665. 28.02 (1) of the statutes is amended to read:

28.02 (1) **DEFINED.** State forests lands include all lands granted to the state by an act of congress entitled, "An act granting lands to the state of Wisconsin for forestry purposes," approved June 27, 1906; ~~all lands granted to the state by an act of congress entitled, "An act granting unsurveyed and unattached islands to the state of Wisconsin for forestry purposes," approved August 22, 1912;~~ all lands donated to the state by the Nebagamon Lumber Company for forestry purposes; all lands acquired pursuant to chapter 450, laws of 1903, chapter 264, laws of 1905, chapter 638, laws of 1911, and chapter 639, laws of

1911, or under ss. 1494-41 to 1494-62, 1915 stats., and all lands subsequently acquired for forestry purposes. Unless an island is designated as state forest land by the department, state forest lands do not include lands granted to the state by an act of congress entitled, "An act granting unsurveyed and unattached islands to the state of Wisconsin for forestry purposes," approved August 22, 1912. The department may designate as state forest lands any lands within state forest boundaries which were purchased with other conservation funds and where forestry would not conflict with a more intensive use.

SECTION 666g. 28.035 (3) (a) of the statutes is amended to read:

28.035 (3) (a) The written lease entered into between the Wisconsin state department of the American Legion and the department of natural resources dated June 15, 1944, which leases Camp American Legion for a period of 10 years commencing June 1, 1944, shall continue in full force for an additional 10 years, and may be renewed for additional 10-year periods thereafter, notwithstanding the expiration of the term expressed therein, so long as the Wisconsin state department of the American Legion or any of the American Legion posts organized under s. 188.08 maintains on such property structures which were constructed prior to May 31, 1956, at the expense of the Wisconsin state department of the American Legion or any such post, for the purpose of the rehabilitation, restoration or recreation of veterans and their dependents of the Spanish-American war, the Philippine insurrection, the Mexican border service, World Wars I and II, the Korean conflict, the Vietnam war and Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34.

SECTION 667. 28.06 (2m) of the statutes is created to read:

28.06 (2m) SURCHARGE. A person who purchases a seedling under sub. (2) shall pay, in addition to the price of the seedling charged under sub. (2), a surcharge of one cent for each seedling purchased. All surcharges collected under this subsection shall be deposited in the conservation fund.

SECTION 668. 28.11 (5m) of the statutes is created to read:

28.11 (5m) GRANTS FOR COUNTY FOREST ADMINISTRATORS. The department may make grants, from the appropriation under s. 20.370 (4) (av), to counties having lands entered under sub. (4) to fund up to 50% of the salary of one professional forester in the position of county forest administrator or assistant county forest administrator. The department may not make a grant under this subsection for a year for which the department has not approved the annual work plan that was approved by the county board under sub. (5) (b).

SECTION 669. 28.11 (8) (b) 1 of the statutes is amended to read:

28.11 (8) (b) 1. A county having established and maintaining a county forest under this section is eligible to receive from the state from the appropriation appropriations under s. 20.370 (4) (at) and (aw) an annual payment as a noninterest bearing loan to be used for the purchase, development, preservation and maintenance of the county forest lands and the payment shall be credited to a county account to be known as the county forestry aid fund. A county board may, by a resolution adopted during the year and transmitted to the department by December 31, request to receive a payment of not more than 50 cents for each acre of land entered and designated as "county forest land". The department shall review the request and approve the request if the request is found to be consistent with the comprehensive county forest land use plan. If any lands purchased from the fund are sold, the county shall restore the purchase price to the county forestry aid fund. The department shall pay to the county the amount due to it on or before March 31 of each year, based on the acreage of the lands as of the preceding June 30. If the amount amounts in the appropriation appropriations under s. 20.370 (4) (at) is and (aw) are not sufficient to pay all of the amounts approved by the department under this subdivision, the department shall pay eligible counties on a prorated basis.

SECTION 670. 28.11 (8) (b) 2 of the statutes is amended to read:

28.11 (8) (b) 2. ~~From the appropriation under s. 20.370 (4) (at) the~~ The department may allot additional interest free forestry aid loans on a project basis to individual counties to permit the counties to undertake meritorious and economically productive forestry operations, including land acquisitions. These additional aids may not be used for the construction of recreational facilities or for fish and game management projects. Application shall be made in the manner and on forms prescribed by the department and specify the purpose for which the additional aids will be used. The department shall make an investigation as it deems necessary to satisfy itself that the project is feasible, desirable and consistent with the comprehensive plan. If the department so finds, it may make allotments in such amounts as it determines to be reasonable and proper and charge the allotments to the forestry fund account of the county. These allotments shall be credited by the county to the county forestry aid fund. After determining the loans as required under subd. 1, the department shall make the remainder of the amounts ~~in the schedule for the appropriation~~ appropriated under s. 20.370 (4) (at) and (aw) for that fiscal year available for loans under this subdivision. The department shall also make loans under this subdivision from the appropriations under s. 20.370 (4) (ax) and (ay).

SECTION 671. 28.11 (9) (a) of the statutes is amended to read:

28.11 (9) (a) Except as provided under pars. (b) and (c), on timber cut from lands entered as "county forest lands" the county shall pay a severance share of not less than 20% of the actual stumpage sales value of the timber. A higher rate of payment may be applied when agreed upon by the department and the county. When cutting is done by the county and timber is not sold or is sold as cut forest products the severance share shall be 20% of the severance tax schedule in effect under s. 77.06 (2). ~~Of the~~

(ag) The severance share paid by a county to the state the entire amount shall be restored to the appropriation made by s. 20.370 (4) (at) and credited to the forestry fund account of the county; and shall be divided into 2 payments as follows:

SECTION 672. 28.11 (9) (ag) 1 of the statutes is created to read:

28.11 (9) (ag) 1. An acreage loan severance share payment that is equal to the product of multiplying the amount of the severance share paid by the county by the percentage of the balance due in the forestry fund account of the county that is attributable to loans made under sub. (8) (b) 1.

SECTION 673. 28.11 (9) (ag) 2 of the statutes is created to read:

28.11 (9) (ag) 2. A project loan severance share payment that is equal to the product of multiplying the amount of the severance share paid by the county by the percentage of the balance due that is attributable to loans made under sub. (8) (b) 2.

SECTION 674. 28.11 (9) (am) of the statutes is created to read:

28.11 (9) (am) The acreage loan severance share payments shall be deposited in the conservation fund and credited to the appropriation under s. 20.370 (4) (aw), and the project loan severance share payments shall be deposited in the conservation fund and credited to the appropriation under s. 20.370 (4) (ay).

SECTION 675. 28.11 (9) (ar) of the statutes is created to read:

28.11 (9) (ar) 1. Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered balances in the appropriations under s. 20.370 (4) (aw), (ax) and (ay) exceeds \$400,000 on June 30 of any fiscal year, the amount in excess of \$400,000 shall lapse from the appropriation under s. 20.370 (4) (aw) to the conservation fund, except as provided in subd. 2.

2. Notwithstanding s. 20.001 (3) (c), if the amount in the appropriation under s. 20.370 (4) (aw) is insufficient for the amount that must lapse under subd. 1, the remainder that is necessary for the lapse shall lapse from the appropriation under s. 20.370 (4) (ay).

SECTION 676. 29.055 of the statutes is renumbered 23.38, and 23.38 (title) and (1), as renumbered, are amended to read:

23.38 (title) Natural resources law violation hotline.
(1) The department shall maintain a ~~toll-free~~ toll-free telephone number at department headquarters ~~during normal business hours~~ to receive reports of violations

~~of this chapter any statute or administrative rule that the department enforces or administers.~~ The department shall relay these reports to the appropriate warden or officer for investigation and enforcement action. The department shall publicize the ~~toll-free~~ toll-free telephone number as widely as possible in the state.

SECTION 677. 29.092 (3) (g) of the statutes is repealed.

SECTION 678. 29.093 (3) (title) of the statutes is amended to read:

29.093 (3) (title) FISHING LICENSES AND AUTHORIZATIONS; STAMPS.

SECTION 679. 29.093 (3) (a) of the statutes is amended to read:

29.093 (3) (a) *Generally.* Except as provided under pars. (b) to (f), a fishing license and an authorization under s. 29.156 is valid from April 1 or the date of issuance, whichever is later, until March 31 of the following year.

SECTION 679g. 29.1025 (1) (a) of the statutes is amended to read:

29.1025 (1) (a) Except as provided in pars. (b) ~~and (e) to (d)~~, no person may hunt pheasant unless he or she has a valid conservation patron license, or has a valid pheasant hunting stamp affixed by the stamp's adhesive to the person's hunting license which authorizes the hunting of small game or to the person's sports license.

SECTION 679r. 29.1025 (1) (d) of the statutes is created to read:

29.1025 (1) (d) Any person hunting pheasant outside of a pheasant management zone, as established by the department, is exempt from the requirements under par. (a).

SECTION 680. 29.145 (1) (a) of the statutes is amended to read:

29.145 (1) (a) *Requirement.* Except as provided under pars. (b) and (c) ~~or s. and ss.~~ 29.155 (1) and 29.156 and except as specifically provided otherwise by another section of this chapter, no resident may fish in the waters of this state unless a valid resident fishing license is issued to the person subject to s. 29.09 by the department or by a county clerk or unless the person is issued a valid license, permit or card which authorizes fishing or entitles the holder to the rights and privileges of a fishing license.

SECTION 681. 29.145 (1) (b) (title) of the statutes is amended to read:

29.145 (1) (b) (title) *Exception; residents under 16 years of age and certain senior citizens.*

SECTION 682. 29.145 (1) (b) 1 of the statutes is amended to read:

29.145 (1) (b) 1. No fishing license is required for any resident under the age of 16 years ~~or any physically or mentally handicapped individual committed to the north, south or central centers for the developmentally disabled, during the period of the individ-~~

ual's commitment, to fish for fish subject to all other provisions of law.

SECTION 683. 29.145 (1b) of the statutes is repealed.

SECTION 684. 29.149 (3) of the statutes is amended to read:

29.149 (3) ISSUANCE. The department or a county clerk shall issue an inland waters trout stamp subject to s. 29.09 to each person holding or applying for a fishing license under s. 29.09 (12) (a), 29.14 (2) to (6), 29.145 ~~(1b)~~ (1c) to (2) or 29.146 or a sports license under s. 29.147 if the person uses or intends to use the license for trout fishing in inland trout waters of the state. The trout stamp shall be designed and produced by the department as provided under s. 29.09 (13).

SECTION 685. 29.15 (3) of the statutes is amended to read:

29.15 (3) ISSUANCE. The Great Lakes trout and salmon stamp shall be issued subject to s. 29.09 by the department or a county clerk to any person holding or applying for a fishing license under s. 29.09 (12) (a), 29.14 (2) to (7), 29.145 ~~(1b)~~ (1c) to (2), 29.146 or a sports license under s. 29.147. The department shall design and produce Great Lakes trout and salmon stamps as provided under s. 29.09 (13).

SECTION 686. 29.156 of the statutes is created to read:

29.156 Authorizations for certain patients and institutionalized persons to fish. The department shall issue an authorization without charge to a county hospital, state or federal mental hospital, state correctional institution or nonprofit institution located in this state for rehabilitation purposes upon request of the superintendent of the institution. The authorization permits a resident of the hospital or institution who is supervised by an employe of the hospital or institution to fish for fish subject to all other provisions of law.

SECTION 686m. 29.525 of the statutes is created to read:

29.525 Fish rearing grant program. (1) ESTABLISHMENT OF PROGRAM. The department shall establish and administer a program to provide grants to restore unused or underutilized fish rearing ponds that exist on the effective date of this subsection [revisor inserts date], and that may be restored at a reasonable cost.

(2) ELIGIBILITY REQUIREMENTS. A recipient of a grant under this section must be an owner of a fish rearing pond or a group that has entered into an agreement with such an owner to use the owner's pond for fish rearing.

(3) USE OF GRANT MONEYS. (a) A recipient of a grant under this section shall use the grant for the repair or construction of dikes, dams, levees or other water retaining structures; the replacement or repair of pumps or other related equipment; or any other associated costs that are necessary for the restoration

of the fish rearing pond for which the grant was provided.

(b) A fish rearing pond restored with a grant under this section shall be used only for the rearing of wall-eye or muskellunge or both.

(4) COOPERATION BY THE DEPARTMENT. The department shall cooperate with the recipient of a grant under this section in the restoration of the fish rearing pond for which the grant was provided.

SECTION 688. 29.581 (2) of the statutes is amended to read:

29.581 (2) AUTHORIZATION. A person holding a venison retailer permit issued under this section may purchase venison that is a product of a commercial deer farm licensed under s. 29.58 only from an establishment licensed under s. 97.42 or from a meat broker or meat distributor registered under ~~rules promulgated under s. 97.42 (2) (d)~~ and may possess, transport and sell to consumers only such venison.

SECTION 689. 29.599 (4) (a) of the statutes is amended to read:

29.599 (4) (a) *Costs reimbursed.* Except as provided under par. (c), the department may pay each participating county or municipality up to 100% of the county's or municipality's actual costs that are directly attributable to providing additional law enforcement services during the spearfishing season. The department shall make any aid payments from the appropriations under s. 20.370 (4) (ga) ~~and (gm)~~ by September 30 of the calendar year in which the county or municipality files an application under sub. (2) (c). The department may not make an aid payment unless the payment is approved by the secretary of administration.

SECTION 690. 29.599 (4) (c) of the statutes is amended to read:

29.599 (4) (c) *Prorated payments allowed.* If the total amount of reimbursable costs under par. (a) exceeds the amount available for payments under s. 20.370 (4) (ga) ~~and (gm)~~, the department may prorate payments to participating counties and municipalities.

SECTION 691. 30.277 (7) of the statutes is created to read:

30.277 (7) USE OF WISCONSIN CONSERVATION CORPS. To the greatest extent practicable, the department shall encourage and utilize the Wisconsin conservation corps for appropriate projects.

SECTION 692. 30.33 (1) of the statutes is amended to read:

30.33 (1) BOARD TO HAVE POWERS OF RAILROAD CORPORATION. Any municipality operating a public harbor through a board of harbor commissioners may, through such board, construct, maintain or operate railway facilities or a harbor belt line connecting various harbor facilities with one another or with other railroads within the municipality or its vicinity. The board of harbor commissioners is granted all the rights, powers and privileges conferred upon railroad

corporations by s. 190.02, except such rights, powers and privileges as are conferred upon railroad corporations by s. 190.02 (9). Such facilities or belt line may be constructed, maintained or operated partly outside the corporate limits of the municipality. In constructing, maintaining or operating such facilities or belt line, the board of harbor commissioners has the powers and privileges of railroad corporations and shall be subject to the same restrictions as railroad corporations and to the supervision of the ~~office of the commissioner of transportation public service commission~~, except as to the system of accounting and the payment of wages to employes.

SECTION 693. 30.33 (2) of the statutes is amended to read:

30.33 (2) MUNICIPALITY MAY ORGANIZE HARBOR RAILWAY CORPORATION. Any municipality mentioned in sub. (1) may, with the consent of its board of harbor commissioners, organize a railroad corporation for the purpose of constructing, maintaining or operating a harbor belt line or may subscribe for stock in an existing railroad corporation organized for such purpose. If the municipality decides to organize a railroad corporation for such purpose, the governing body thereof may, by resolution, authorize the chief executive officer or presiding officer of such municipality to act, together with 4 citizens to be designated by the officer, as incorporators of such company. Such incorporators shall proceed to incorporate the railroad corporation in accordance with chs. 190 to 192, so far as applicable. Such harbor railroad corporation is subject to the supervisory and regulatory powers of the ~~office of the commissioner of transportation public service commission~~ to the same extent as other railroad corporations. The municipality may subscribe to the stock of such harbor railroad corporation and may pay for such stock out of any funds it may lawfully have available for that purpose, including the proceeds of harbor improvement bonds.

Vetoed in Part SECTION 694b. 30.53 (3) of the statutes is amended to read:

30.53 (3) ASSIGNMENT. An assignment of a manufacturer's or importer's certificate of origin shall be printed on the reverse side of the manufacturer's or importer's certificate of origin in the form prescribed by the secretary. The assignment form shall include the name and address of the transferee, a certification that the boat is new and a warranty that the title at the time of delivery is subject only to the liens and encumbrances that are set forth and described in full in the assignment. ~~Nothing in this subsection requires the transferee to apply for a certificate of title under s. 30.534.~~

SECTION 694c. 30.531 (title), (1) and (2) of the statutes are repealed.

SECTION 694d. 30.531 (3) (title) of the statutes is renumbered 30.53 (5) (title).

SECTION 694e. 30.531 (3) (a) of the statutes is renumbered 30.53 (5) (a) and amended to read:

~~30.53 (5) (a) Boats exempt from registration requirements. A boat is exempt from both the certificate of origin and certificate of title requirements of this chapter if it is exempt under s. 30.51 (2) (a) from the certificate of number and registration requirements or exempt under s. 30.51 (2) (b) from the certificate of number requirements of this chapter.~~

~~SECTION 694f. 30.531 (3) (b) of the statutes is renumbered 30.53 (5) (b) and amended to read:~~

~~30.53 (5) (b) Boats under 16 feet. A boat is exempt from both the certificate of origin and certificate of title requirements of this chapter if it is less than 16 feet in length.~~

~~SECTION 694g. 30.531 (3) (bn) of the statutes is renumbered 30.53 (5) (c) and amended to read:~~

~~30.53 (5) (c) Boats voluntarily registered. A boat issued a registration card pursuant to s. 30.52 (1) (b) (m) is exempt from both the certificate of origin and certificate of title requirements of this chapter.~~

~~SECTION 694h. 30.531 (3) (c) of the statutes is repealed.~~

~~SECTION 694i. 30.533 of the statutes is repealed.~~

~~SECTION 694j. 30.535 of the statutes is repealed.~~

~~SECTION 694k. 30.537 of the statutes is repealed.~~

~~SECTION 694m. 30.539 of the statutes is repealed.~~

~~SECTION 694p. 30.54 of the statutes is repealed.~~

~~SECTION 694r. 30.541 of the statutes is repealed.~~

~~SECTION 694t. 30.544 of the statutes is amended to read:~~

~~30.544 Inspection of boats purchased out-of-state. For purposes of enforcement, conservation wardens or local law enforcement officials, after presenting appropriate credentials to the owner of a boat which was purchased outside of this state and which is subject to the certificate of title requirements of this chapter, shall inspect the boat's engine serial number or hull identification number.~~

~~SECTION 694v. 30.547 of the statutes is amended to read:~~

~~30.547 Penalty. Any person who intentionally falsifies an application for a certificate of title or a certificate of title issued under s. 30.537 (1) or 30.541 (4) or who intentionally alters a hull identification number or engine serial number shall be fined not more than \$5,000 or imprisoned for not more than 5 years or both.~~

~~SECTION 694x. 30.549 (title) of the statutes is amended to read:~~

~~30.549 (title) Transfer of ownership of boats with a certificate of number or registration.~~

~~SECTION 694z. 30.549 (1) (a) of the statutes is amended to read:~~

~~30.549 (1) (a) If the owner of a boat covered by a valid certificate of title and a valid or expired certificate of number or registration issued by this state transfers all or any part of the owner's interest in the boat, other than by the creation of a security interest, the owner shall give the certificate of number card or~~

Vetoed in Part

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in Part

~~the registration card to the new owner and shall deliver the certificate of title to the new owner as provided under s. 30.541 (1).~~

~~SECTION 695b. 30.549 (2) (a) of the statutes is amended to read:~~

~~30.549 (2) (a) Transfer of the ownership of a boat terminates the certificate of title and the certificate of number or registration for the boat except in the case of a transfer of a part interest which does not affect the transferor's right to operate the boat. The transferee shall make application for a new certificate of title and a new certificate of number or registration within 10 days after the date of purchase as prescribed by the department. Upon receipt of the application accompanied by the required fee, the department shall issue a new certificate of title and a new certificate of number card or registration card for the boat.~~

~~SECTION 695f. 30.55 (1) of the statutes is amended to read:~~

~~30.55 (1) DESTRUCTION OR ABANDONMENT. If a boat covered by a certificate of title and certificate of number or registration issued by this state is destroyed or abandoned, the owner shall notify the department of that fact within 15 days after the destruction or abandonment and shall at the same time return the certificate of title and certificate of number card or registration card to the department for cancellation.~~

~~SECTION 695h. 30.55 (2) of the statutes is amended to read:~~

~~30.55 (2) CHANGE OF ADDRESS. If a person, after applying for a certificate of title and certificate of number or registration or after receiving a certificate of title and certificate of number card or a registration card, moves from the address given in the application or the card, he or she, within 15 days after moving, shall notify the department in writing of both the old and new address and of any identification numbers awarded under this chapter.~~

~~SECTION 695j. 30.553 of the statutes is repealed.~~

~~SECTION 695m. 30.57 of the statutes is repealed.~~

~~SECTION 695p. 30.571 of the statutes is repealed.~~

~~SECTION 695r. 30.572 of the statutes is repealed.~~

~~SECTION 695t. 30.573 of the statutes is repealed.~~

~~SECTION 695v. 30.574 of the statutes is repealed.~~

~~SECTION 695x. 30.575 of the statutes is repealed.~~

~~SECTION 695z. 30.576 of the statutes is repealed.~~

~~SECTION 696b. 30.577 of the statutes is repealed.~~

~~SECTION 696d. 30.578 of the statutes is repealed.~~

SECTION 697. 30.93 (1) (b) to (d) of the statutes are amended to read:

30.93 (1) (b) "Fox river locks and facilities" means structures, appurtenances and real property on or near the Fox river, including locks, dams and related structures and facilities under the ownership or control of the federal government on April 1, 1984 navigational system" has the meaning designated under s. 30.94 (1) (b).

(c) "Long-term agreement" means any agreement which involves the continuation of leasing obligations by this state for, or the continuation of responsibility for the management and operation by this state of, any the Fox river locks and facilities navigational system beyond October 15, 1985.

(d) "Short-term agreement" means any agreement which does not involve the retention of ownership rights by this state of, the continuation of leasing obligations by this state for, or the continuation of responsibility for the management and operation by this state of, any Fox river locks and facilities, as defined in s. 30.93 (1) (b), 1991 stats., beyond October 15, 1985, and which does not in any other way obligate or restrict the state on or after October 15, 1985.

SECTION 698. 30.93 (2) (a) 1 and 2, (b) and (c) of the statutes are amended to read:

30.93 (2) (a) 1. The leasing by the state of the Fox river locks and facilities navigational system.

2. The assumption by the state of responsibility for the management or operation of the Fox river locks and facilities navigational system.

(b) *Short-term agreements.* Prior to October 16, 1985, the commission is authorized to enter into only short-term agreements with the federal government concerning Fox river locks and facilities, as defined in s. 30.93 (1) (b), 1991 stats.

(c) *Long-term agreements.* On and after October 16, 1985, the commission is authorized to enter into long-term agreements with the federal government concerning the Fox river locks and facilities navigational system.

SECTION 699. 30.93 (3) (title), (a) and (b) of the statutes are amended to read:

30.93 (3) (title) AUTHORITY OVER THE FOX RIVER NAVIGATIONAL SYSTEM. (a) *Authority in general.* If an agreement is entered into with the federal government, the commission may assume responsibility for the management and operation of the Fox river locks and facilities navigational system.

(b) *Authority to contract; Wisconsin conservation corps.* The commission may contract with public agencies, public or private organizations, businesses or individuals to carry out management or operation responsibilities for the Fox river locks and facilities navigational system. The commission may contract with the department of health and social services or other state agency to carry out management or operation responsibilities for the Fox river locks and facilities navigational system. The commission may act as a Wisconsin conservation corps project sponsor and may enter into agreements with the Wisconsin conservation corps board to carry out management or operation responsibilities for the Fox river locks and facilities navigational system.

SECTION 700. 30.93 (4) (a) of the statutes is amended to read:

30.93 (4) (a) *Requirement.* The commission shall charge user fees for services it provides to the operators of boats using the Fox river locks and facilities navigation system.

SECTION 701. 30.93 (5) of the statutes is amended to read:

30.93 (5) CONTRIBUTIONS; FEDERAL ASSISTANCE. The commission shall encourage and may accept contributions and gifts for the management, operation and maintenance of the Fox river locks and facilities navigation system. The commission may apply for federal assistance for the management, operation and maintenance of the Fox river locks and facilities navigation system.

SECTION 702. 30.94 (6m) (a) (intro.) and 2 of the statutes are consolidated, renumbered 30.94 (6m) and amended to read:

30.94 (6m) STATE AID. Notwithstanding s. 30.92 (4) (a), the department shall provide ~~\$125,000 in state aid in each fiscal year funds~~ from the appropriation under s. 20.370 (4) ~~(bu) (dq)~~ to the commission for the management and, operation, restoration and repair of the Fox river navigational system if ~~all of the following apply:~~ 2. Brown county, Calumet county, Fond du Lac county, Outagamie county and Winnebago county contribute matching funds for the management and operation of the Fox river navigational system.

SECTION 703. 30.94 (6m) (a) 1 of the statutes is repealed.

SECTION 704. 30.94 (6m) (b) and (c) of the statutes are repealed.

SECTION 705. 30.94 (8) of the statutes is amended to read:

30.94 (8) APPLICABILITY. ~~This section does~~ Subsections (2) to (7m) do not apply until the day after the date on which the governor certifies to the revisor of statutes and the secretary of state that the state has received federal funds for the restoration and repair of the Fox river navigational system.

SECTION 706. 30.95 of the statutes is created to read:

30.95 Portage levee. (1) The department shall provide a grant of \$600,000 in fiscal year 1993-94 and of \$600,000 in fiscal year 1994-95 from the appropriation under s. 20.370 (4) (bu) to the city of Portage for the renovation and repair of the Portage levee. The grant under this section may not exceed \$1,200,000.

(2) For purposes of s. 30.92 (4) (b) 6, moneys expended from the appropriation under s. 20.370 (4) (bu) for the grant under sub. (1) shall be considered as amounts expended for inland water projects.

SECTION 709m. 31.385 (2) (d) of the statutes is amended to read:

31.385 (2) (d) The financial assistance shall be paid from the ~~appropriation~~ appropriations under s. 20.866 (2) ~~(tL) and (tx)~~, except as provided in 1991 Wisconsin Act 39, section 9142 (10d).

SECTION 713m. 34.045 (1) (b) of the statutes is amended to read:

34.045 (1) (b) Establish procedures by which state agencies and departments pay for services through compensating balances or fees, or a combination of both methods. In the case of the state treasurer's accounts, direct the state treasurer to maintain compensating balances, or direct the investment board to ~~pay charges~~ bank service costs as allocated by the state treasurer under s. 25.19 (3) directly from the income account of the state investment fund, or by a combination of such methods.

SECTION 715. 35.50 (2) of the statutes is amended to read:

35.50 (2) Unless otherwise required by law, each edition of the Blue Book and the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be substantially the same in printing and binding as the previous edition of the same publication. Unless otherwise determined by the chief of the legislative reference bureau, each edition of the Laws of Wisconsin shall be substantially the same in format, printing and binding as the previous edition of the same publication. Unless otherwise determined by the revisor of statutes, each edition of the statutes, ~~the Laws of Wisconsin~~ and the Wisconsin administrative code and register shall be substantially the same in format, printing and binding as the previous edition of the same publication.

SECTION 716. 35.56 (1) of the statutes is renumbered 35.56 (1) (intro.) and amended to read:

35.56 (1) (intro.) As a basis for bids for public printing in classes 1, 2, 3 and 4, the department shall, before advertising for bids and after consultation with agencies, establish base prices and specifications for 2-year periods unless otherwise determined by the department, except that as:

(a) As a basis for printing of the statutes, ~~the Laws of Wisconsin~~ and the Wisconsin administrative code and register, the department shall, before advertising for bids and after consultation with the revisor, establish base prices for 2-year periods and establish specifications subject to approval by the revisor for 2-year periods.

SECTION 717. 35.56 (1) (b) of the statutes is created to read:

35.56 (1) (b) As a basis for printing of the Laws of Wisconsin, the department shall, before advertising for bids and after consultation with the chief of the legislative reference bureau, establish base prices for 2-year periods and establish specifications subject to approval by the chief for 2-year periods.

SECTION 718. 35.84 (figure) column B line 43 of the statutes is amended to read:

35.84 (figure) Column B Statutes, Soft Covers; s. 35.18

43. Public Defender Board 305 340

SECTION 719. 35.84 (figure) column C line 43 of the statutes is amended to read:

35.84 (figure) Column C Annotations; s. 35.23
 43. Public Defender Board 37 41
 SECTION 720. 35.84 (figure) column D line 43 of the statutes is amended to read:
 35.84 (figure) Column D Laws of Wisconsin; s. 35.15
 43. Public Defender Board 37 41
 SECTION 721. 35.84 (figure) column J line 43 of the statutes is amended to read:
 35.84 (figure) Column J Opinions of Attorney General; s. 35.28; s. 165.015 (1)
 43. Public Defender Board 37 41
 SECTION 722. 35.84 (figure) column K line 43 of the statutes is amended to read:
 35.84 (figure) Column K Supreme Court Reports; s. 35.28; s. 751.11
 43. Public Defender Board 37 41
 SECTION 723. 35.84 (figure) line 21 of the statutes is created to read:
 35.84 (figure) 21. Retirement Research Committee. Column B Statutes, Soft Covers 1
 Column C Annotations 1
 Column D Laws of Wisconsin 1
 SECTION 726m. 36.11 (1) (b) of the statutes is amended to read:
 36.11 (1) (b) The board may purchase, have custody of, hold, control, possess, lease, grant easements and enjoy any lands, buildings, books, records and all other property of any nature which may be necessary and required for the purposes, objects and uses of the system authorized by law, except that the board shall not permit a facility that would be privately owned or operated to be constructed on state-owned land without obtaining prior approval of the building commission under s. 13.48 (12). The board may sell or dispose of such property as provided by law, or any part thereof when in its judgment it is for the best interests of the system and the state, except that purchases and sales of real property shall be subject to the approval of the building commission.
 SECTION 727. 36.11 (3) (d) of the statutes is amended to read:
 36.11 (3) (d) 1. Except as provided in subd. 2, the board shall require that a ~~\$10~~ \$25 fee accompany each application for admittance from persons seeking admittance to any school within the system as new freshmen or as transfer students from outside the system. The board may exempt from the fee under this subdivision, on the basis of financial need, a maximum of 5% of the applications in any school year.
 2. The board shall require that a ~~\$20~~ \$35 fee accompany each application for admittance to a graduate school, law school or medical school within the system.
 SECTION 728. 36.11 (23m) of the statutes is created to read:

36.11 (23m) COMPLIANCE WITH ENVIRONMENTAL LAWS. The board shall designate 2 positions, funded from the appropriation under s. 20.285 (3) (a), to coordinate system compliance with state and federal laws relating to the environment.
 SECTION 731p. 36.25 (7) of the statutes is amended to read:
 36.25 (7) SOIL AND WATER CONSERVATION. The board is responsible for research and educational programs regarding soil and water conservation. The board shall cooperate with the land and water conservation board, the department of agriculture, trade and consumer protection and the counties in carrying out its soil and water conservation programs. The board shall prepare annually a written program of planned educational activities in soil and water conservation.
 SECTION 732m. 36.25 (14) (title) of the statutes is amended to read:
 36.25 (14) (title) GRADUATE STUDENT FINANCIAL AID.
 SECTION 734. 36.25 (25) (c) of the statutes is amended to read:
 36.25 (25) (c) Annually Biennially by November ~~1~~ 15, the board shall submit a report to the joint committee on finance specifying the projects funded under this subsection in the previous fiscal ~~year~~ biennium, the duration of the funded projects and the relationship of the funded projects to this state's economy.
 SECTION 735. 36.25 (27) of the statutes is amended to read:
 36.25 (27) INTEGRATED AGRICULTURE PROGRAM. The board shall establish an integrated agriculture program and shall report to the joint committee on finance on the progress of the program annually biennially by November ~~1~~ 15.
 SECTION 736m. 36.25 (29r) of the statutes is created to read:
 36.25 (29r) STUDY ON THE REINTRODUCTION OF ELK.
 (a) The board shall direct the university of Wisconsin-Stevens Point to conduct a study to determine the feasibility of reintroducing elk into the northern part of the state and to formulate a management plan for the reintroduction of elk if the conclusions of the study demonstrate that the reintroduction is feasible.
 (b) The university of Wisconsin-Stevens Point shall conduct the study by monitoring the behavior of an experimental herd that the university shall bring into the state. The university shall also assess the herd's compatibility with other resources in the area where the study is conducted.
 SECTION 737. 36.25 (30) (b) of the statutes is amended to read:
 36.25 (30) (b) Consult with the department of development concerning requirements for audit assessment summaries under s. 560.19 (5) (c) and for implementation summaries under s. 560.19 (5) (d).
 SECTION 737m. 36.25 (35) of the statutes is created to read:

36.25 (35) AMERICAN INDIAN HEALTH PLAN. In cooperation with the medical college of Wisconsin, inc., and the state board of vocational, technical and adult education, the board shall assist the council on American Indian health in developing and updating those elements of the state American Indian health plan under s. 46.35 (2) (a) that relate to the recruitment and training of health care providers and to research regarding health issues of American Indians.

SECTION 739. 36.27 (2) (a) 2 of the statutes is amended to read:

36.27 (2) (a) 2. Any minor student ~~whose, if one or both of the student's parents have been bona fide residents of the this state for at least 12 months next preceding the beginning of any semester or session for which such the student registers at a university or center.~~

SECTION 740. 36.27 (2) (a) 3 of the statutes is amended to read:

36.27 (2) (a) 3. Any ~~minor student, or adult student who is a dependent of his or her parents or guardian under 26 USC 152 (a), whose natural parents are divorced or legally separated,~~ if one or both of the student's parents have been bona fide residents of this state for at least 12 months next preceding the beginning of any semester or session for which the student registers at a university or center.

SECTION 741. 36.27 (2) (a) 4 of the statutes is amended to read:

36.27 (2) (a) 4. Any minor student ~~who is an orphan and who has resided substantially in this state during the years of minority and at least 12 months next preceding the beginning of any semester or session for which such student registers at a university or center or whose legal guardian has been a bona fide resident for 12 months next preceding the beginning of any semester or session for which such student registers at a university or center.~~

SECTION 742. 36.27 (2) (a) 5 of the statutes is amended to read:

36.27 (2) (a) 5. Any minor student under guardianship in this state pursuant to ch. 48 or 880 ~~who has resided substantially in this state during the years of minority and whose legal guardian has been a bona fide resident of this state for at least 12 months next preceding the beginning of any semester or session for which such student registers at a university or center.~~

SECTION 743. 36.27 (2) (b) 1 of the statutes is amended to read:

36.27 (2) (b) 1. Nonresident members of the armed forces and persons engaged in alternative service who are stationed in this state on active duty and their spouses and children are entitled to the exemption under par. (a) during the period that such persons are stationed in this state.

SECTION 744. 36.27 (2) (e) of the statutes is amended to read:

36.27 (2) (e) In determining bona fide residence at the time of the beginning of any semester or session

and for the preceding 12 months the intent of the person to establish and maintain a permanent home in Wisconsin is determinative. In addition to representations by the student, intent may be demonstrated or disproved by factors including, but not limited to, timely filing of a Wisconsin income tax returns, eligibility to vote return of a type that only full-year Wisconsin residents may file, voter registration in Wisconsin, motor vehicle registration in Wisconsin, possession of a Wisconsin operator's license, place of employment, and self-support, involvement in community activities in Wisconsin, physical presence in Wisconsin for at least 12 months preceding the beginning of the semester or session for which the student registers, and, if the student is not a U.S. citizen, possession of a visa that permits indefinite residence in the United States. Notwithstanding par. (a), a student who enters and remains in this state principally to obtain an education is presumed to continue to reside outside this state and such presumption continues in effect until rebutted by clear and convincing evidence of bona fide residence.

SECTION 745. 36.27 (2m) of the statutes is amended to read:

36.27 (2m) APPEALS. Any body designated by the board to ~~hear appeals regarding~~ determine nonresident tuition exemptions under sub. (2) may require a student who has been granted such an exemption to submit information from which the body may determine the student's ~~continuing~~ eligibility for the exemption, the student's eligibility for a different exemption or the student's residency status.

SECTION 750. 36.27 (4) (a) of the statutes is amended to read:

36.27 (4) (a) In the 1991-92 1993-94 and 1992-93 1994-95 academic years, the board may annually exempt from nonresident tuition, but not from incidental or other fees, up to 200 students enrolled at the university of Wisconsin-Parkside as juniors or seniors in programs identified by that institution as having surplus capacity and up to 150 students enrolled at the university of Wisconsin-Superior in programs identified by that institution as having surplus capacity.

SECTION 751. 36.27 (4) (c) of the statutes is created to read:

36.27 (4) (c) The board shall charge a student who is exempt from nonresident tuition under par. (a) an amount equal to the higher of the following:

1. The resident tuition charged at the institution in which the student is enrolled.

2. The resident tuition charged by the public university system of the student's state of residence at the institution that grants a bachelor's or higher degree and that is closest to the student's permanent residence.

SECTION 751m. 36.27 (4) (cm) of the statutes is created to read:

36.27 (4) (cm) The board shall deposit in the general fund as general purpose revenue — earned all tui-

tion revenues paid under par. (c) 2 that exceed the amount described under par. (c) 1.

SECTION 752. 36.27 (4) (d) of the statutes is created to read:

36.27 (4) (d) The university of Wisconsin-Parkside and the university of Wisconsin-Superior shall give preference in admissions to residents of this state over nonresidents who would be exempt from nonresident tuition under par. (a).

SECTION 752m. 36.27 (4) (e) of the statutes is created to read:

36.27 (4) (e) Annually by August 1, the board shall submit to the secretary of administration for his or her approval the proposed tuition level for each student who is exempt from nonresident tuition under par. (a).

SECTION 753. 36.275 of the statutes is repealed.

SECTION 756. 36.34 (2) (c) of the statutes is amended to read:

36.34 (2) (c) No award may be made under par. (am) for periods beginning after June 30, 1994 1995.

SECTION 757m. 36.42 of the statutes is repealed and recreated to read:

Vetoed
in Part

~~36.42 Minority doctoral student loans. Notwithstanding s. 36.42, 1991 stats., the board shall terminate on July 1, 1994, any obligation to repay a loan awarded under this section.~~

SECTION 759. 38.04 (11) (a) of the statutes is renumbered 38.04 (11) (a) 1.

SECTION 760. 38.04 (11) (a) 2 of the statutes is created to read:

38.04 (11) (a) 2. In consultation with the state superintendent of public instruction, the board shall establish, by rule, a uniform format for district boards to use in reporting the number of pupils attending district schools under ss. 118.15 (1) (b) 2 and (d) and 118.37 and in reporting pupil participation in technical preparation programs under s. 118.34, including the number of courses taken for advanced standing in the district's associate degree program and for vocational, technical and adult education credit. The format shall be identical to the format established by the state superintendent under s. 115.28 (38).

Vetoed
in Part

~~SECTION 760k. 38.04 (23) (intro.) of the statutes is amended to read:~~

~~38.04 (23) WORKPLACE LITERACY RESOURCE CENTER. (Intro.) From the appropriation. The board shall use the funds appropriated under s. 20.292 (1) (bm), the board shall to operate a workplace literacy resource center. The board shall operate the resource center with federally funded positions. The workplace literacy resource center shall do all of the following:~~

SECTION 760m. 38.04 (25) of the statutes is created to read:

38.04 (25) AMERICAN INDIAN HEALTH PLAN. In cooperation with the medical college of Wisconsin, inc., and the board of regents of the university of Wisconsin system, the board shall assist the council on

American Indian health in developing and updating those elements of the state American Indian health plan under s. 46.35 (2) (a) that relate to the recruitment and training of health care providers.

SECTION 761. 38.04 (26) of the statutes is created to read:

38.04 (26) TECHNICAL PREPARATION PROGRAMS. In consultation with the state superintendent of public instruction, the board shall approve courses for technical preparation programs under s. 118.34. By July 1, 1994, and annually thereafter by July 1, the board shall publish a list of the approved courses that indicates the schools in which each course is taught and the credit equivalency available in each district for each course.

SECTION 763. 38.24 (1m) (b) of the statutes is amended to read:

38.24 (1m) (b) *Postsecondary and vocational-adult programs.* Uniform fees based on not less than 14% of the combined estimated statewide operational cost of postsecondary, exclusive of collegiate transfer, and vocational-adult programs. The board shall maintain statewide uniformity in the program fees charged for postsecondary and vocational-adult credits. Students 62 years old and over shall be exempted from program fees under this paragraph in vocational-adult programs. Students enrolled in adult high school, adult basic education and English as a 2nd language courses shall be exempted from program fees under this paragraph. The board shall establish fees under this paragraph as if students exempt from fees under sub. (4) were not exempt.

SECTION 764. 38.24 (1m) (c) of the statutes is amended to read:

38.24 (1m) (c) *Materials fees.* Establish uniform fees against all students, including tuition exempted students under par. (b), to cover the cost of consumable materials in addition to program fees. The board shall establish fees under this paragraph as if students exempt from fees under sub. (4) were not exempt.

SECTION 765. 38.24 (4) of the statutes is created to read:

38.24 (4) FEE EXEMPTIONS. A graduate of an associate degree program or vocational diploma program who is a resident of this state is exempt from the fees under sub. (1m) (b) and (c) for up to 6 credits within the same occupational program for which the degree or diploma was awarded if the graduate applies for the exemption within 6 months of graduation and any of the following apply:

(a) Within 90 days after his or her initial employment, the graduate's employer certifies to the district board that the graduate lacks entry-level job skills and specifies in writing the specific areas in which the graduate's skills are deficient.

(b) The graduate certifies that all of the following apply:

1. The graduate has not secured employment in the occupational field in which he or she received the degree or diploma.

2. The graduate has actively pursued employment in that occupational field.

3. The graduate has not refused employment in that occupational field or in a related field.

4. The graduate has actively sought the assistance of the district placement office.

SECTION 767. 38.27 (2) (a) of the statutes is amended to read:

38.27 (2) (a) Any district board or combination of district boards may apply to the board for a grant to accomplish the purposes identified by the board under sub. (1).

SECTION 768. 38.27 (2) (b) of the statutes is amended to read:

38.27 (2) (b) The board shall review the applications submitted under par. (a) according to procedures and criteria established by the board. Prior to awarding a grant for the purpose of sub. (1) (e), the board shall consider the principle of comparable budgetary support for similar programs and ensure that the program being considered for a grant is efficient and cost-effective. The board shall notify the district board applicant whether the district board's application has been approved and, if approved, of the amount and the conditions of the grant to be awarded.

SECTION 769. 38.27 (2) (c) of the statutes is amended to read:

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

SECTION 770. 38.27 (2) (cm) of the statutes is created to read:

38.27 (2) (cm) For grants awarded to combinations of district boards for projects that support regional or statewide activities, the board shall determine the percentage of total project cost that the grant may fund.

SECTION 772. 38.27 (2) (f) of the statutes is amended to read:

38.27 (2) (f) A district board receiving funds The recipient of a grant under sub. (1) (g) shall give preference, in assisting business and industry, to small and medium-sized businesses.

SECTION 775. 38.27 (3) (a) of the statutes is amended to read:

38.27 (3) (a) Each district board receiving recipient of a grant under this section shall, by September 1 of the fiscal year following receipt of the grant, file a report with the board. The report shall evaluate the district board's recipient's performance in attaining

the goals specified in the application submitted under sub. (2).

SECTION 776. 38.28 (1m) (a) 1 of the statutes is amended to read:

38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a vocational, technical and adult education district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under sub. subs. (6) and (7), all receipts under s. 38.12 (9), all receipts under s. 38.14 (3) and (9), all receipts under s. 46.32, all receipts under s. 118.15 (2) (a), all receipts under s. 118.37, all receipts under s. 146.55 (5), all receipts from grants awarded under ss. 38.04 (8), 38.14 (11), 38.26, 38.27 and 38.38, all fees collected under s. 38.24 and driver education and chauffeur training aids.

SECTION 777. 38.28 (7) of the statutes is created to read:

38.28 (7) (a) In coordination with the department of public instruction, the board shall pay the following amounts to each district board from the appropriation under s. 20.292 (1) (cm) for the development and implementation of technical preparation programs in each high school:

1. In the 1993-94 school year, \$40,000.
2. In the 1994-95 school year, an amount determined as follows:

a. Divide the number of technical preparation courses approved by the board under s. 38.04 (26) that have been successfully completed by high school pupils within the district in the 1994 fall semester either for advanced standing in the district's associate degree program or for vocational, technical and adult education credit, by the total number of such courses statewide.

b. Multiply the quotient under subd. 2. a. by the amount appropriated under s. 20.292 (1) (cm) in the 1994-95 school year.

(b) The district board shall ensure that the use of the funds received under par. (a) is determined by the consortium established under s. 118.34 (2) (b).

~~SECTION 777m. 38.35 (3) of the statutes is amended to read:~~ **Vetoed in Part**

~~38.35 (3) The board shall ensure that grants awarded under sub. (1) are not used to fund permanent positions or to supplant other funds available for positions or programs relating to the prevention of intervention in or education about alcohol and other drug abuse.~~

SECTION 778m. 39.11 (16m) of the statutes is created to read:

39.11 (16m) Give priority in the development of instructional television programs to programs specific to this state.

SECTION 779. 39.145 (title) of the statutes is amended to read:

39.145 (title) Distance education projects.

SECTION 780. 39.145 (1) of the statutes is amended to read:

39.145 (1) (a) A school board, the board of control of a cooperative educational service agency, a vocational, technical and adult education district board or an institution or center within the university of Wisconsin system may individually or in any combination request ~~the executive director of the educational communications board to fund the construction of instructional television fixed service facilities, or to upgrade existing one-way video networks to 2-way networks in counties with a population greater than 112,000 but not more than 120,000 to assist in funding the development of a distance education project using fiber optics or other appropriate technologies.~~

(b) The request shall describe how the services provided by the ~~instructional television fixed service system~~ distance education project will be used in cooperation with other educational institutions within the coverage area of the system's facilities.

SECTION 781. 39.145 (2) (a) of the statutes is renumbered 39.145 (2) (a) (intro.) and amended to read:

39.145 (2) (a) (intro.) ~~The executive director educational communications board shall give first preference in funding projects under this section to an applicant that complies with the sites designated in the educational communications board's plan for the instructional television fixed service system and provides the required one-third matching fund contribution from its own budget. Those projects that meet all of the following criteria:~~

SECTION 782. 39.145 (2) (a) 1 to 7 of the statutes are created to read:

39.145 (2) (a) 1. Promote cooperation with other educational institutions.

2. Provide institutional program delivery plans.

3. Demonstrate connectivity to other instructional telecommunications systems.

4. Use technologies consistent with the technology architecture specified in the statewide information technology plan.

5. Demonstrate need.

6. Provide sound business plans.

7. Provide extensive local financial support.

SECTION 783. 39.145 (2) (b) to (d) of the statutes are repealed.

SECTION 784. 39.145 (3) (b) of the statutes is amended to read:

39.145 (3) (b) No project may be funded unless there is a matching fund contribution from the applicant of at least ~~one-third~~ 50% of the cost of the project. Private funds and in-kind contributions may be used to meet the matching fund requirement.

SECTION 785. 39.145 (3) (c) (intro.) of the statutes is amended to read:

39.145 (3) (c) (intro.) No project may be funded unless the ~~executive director~~ educational communications board determines that all of the following conditions have been met:

SECTION 786. 39.145 (3) (c) 3 of the statutes is amended to read:

39.145 (3) (c) 3. There is a local commitment to maintain the project beyond the funded period, ~~if the executive director determines that such a commitment is appropriate.~~

SECTION 787. 39.145 (3) (c) 4 of the statutes is amended to read:

39.145 (3) (c) 4. The applicant authorizes the ~~executive director~~ educational communications board to disseminate information about the results of the project.

SECTION 788. 39.145 (4) of the statutes is amended to read:

39.145 (4) By August 1 following the fiscal year for which a project is funded, the applicant shall submit a report to the ~~executive director~~ educational communications board evaluating the effectiveness of the funded project. The report shall include an accounting of all expenditures made on behalf of the project.

SECTION 790. 39.34 of the statutes is repealed and recreated to read:

39.34 Medical student loan program. Notwithstanding s. 39.34, 1991 stats., the board shall terminate on the effective date of this section [revisor inserts date], any obligation to repay a loan awarded under this section.

SECTION 791. 39.35 of the statutes is repealed and recreated to read:

39.35 Repayment of scholarships for teachers in educationally disadvantaged areas. Notwithstanding s. 39.35, 1969 stats., and s. 39.35, 1991 stats., the board shall terminate on the effective date of this section [revisor inserts date], any obligation to repay a student aid award made under this section.

SECTION 792. 39.36 of the statutes is repealed and recreated to read:

39.36 Repayment of stipends for teachers of the handicapped. Notwithstanding s. 39.36, 1969 stats., s. 39.37 (3) (b), 1969 stats., and s. 39.36, 1991 stats., the board shall terminate on the effective date of this section [revisor inserts date], any obligation to repay a stipend awarded under this section.

SECTION 794. 39.41 (1m) (g) of the statutes is amended to read:

39.41 (1m) (g) Notwithstanding par. (a), if a high school of at least 80 pupils closes or merges in the 1991-92 school year or in any school year thereafter, the school board of the school district operating the high school or the governing body of the private high school shall, for each of the 2 school years following the closure or merger, designate the same number of

both scholars from among the pupils enrolled in the high school at the time of closure or merger as the number of scholars designated for that high school in the school year the high school closed or merged. Any seniors designated under this paragraph shall, ~~subject to sub. (4) (e),~~ be eligible for an original scholarship under this section.

SECTION 798. 39.41 (4) (c) of the statutes is repealed.

SECTION 799. 39.41 (7) of the statutes is amended to read:

39.41 (7) By ~~February 1, 1994~~ August 1, 1993, and annually thereafter, the board shall submit a report to the joint committee on finance evaluating the success of the program under this section. The report shall specify the number and amount of the scholarships awarded in the current fiscal year and the institutions of higher education chosen by the scholarship recipients.

SECTION 801. 39.43 of the statutes is repealed.

SECTION 808. 40.02 (54) (g) of the statutes is created to read:

40.02 (54) (g) The world dairy center authority.

SECTION 808g. 40.02 (55) (intro.) of the statutes is amended to read:

40.02 (55) (intro.) "Teacher" means any employe engaged in the exercise of any educational function for compensation in the public schools, including charter schools as defined in s. 115.001 (1), or the university in instructing or controlling pupils or students, or in administering, directing, organizing or supervising any educational activity, but does not include any employe determined to be an auxiliary instructional employe under s. 115.29 (3). "Teacher" includes the following:

SECTION 808r. 40.02 (55) (a) of the statutes is amended to read:

40.02 (55) (a) Any person employed as a librarian by any school board in a library in any school under its jurisdiction, including a charter school as defined in s. 115.001 (1), whose qualifications as a librarian are at least equal to the minimum librarian qualifications prescribed by the state superintendent of public instruction.

SECTION 809. 40.03 (2) (s) of the statutes is created to read:

40.03 (2) (s) Shall reimburse the legislative audit bureau for the cost of audits required to be performed under s. 13.94 (1) (dc) and (dd).

SECTION 810. 40.03 (6) (j) of the statutes is amended to read:

40.03 (6) (j) May contract with the office of health care information in the office of the commissioner of insurance and may contract with other public or private entities for data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance to state employes.

SECTION 815m. 43.24 (1) (a) 2 and 3 of the statutes are amended to read:

43.24 (1) (a) 2. For each square mile of territory within a system, \$6 \$7 in the 1993-94 fiscal year and \$8 in each fiscal year thereafter in a single-county system, and \$18 \$19 in the 1993-94 fiscal year and \$20 in each fiscal year thereafter in a system containing 2 or more counties.

3. ~~In 1986 an amount equal to 6%, in 1987 an amount equal to 5% and in 1988 and thereafter an An~~ amount equal to 4%, of the total operating expenditures for public library services in territory within the system from local and county sources in the calendar year ending in the fiscal year immediately preceding the fiscal year for which aids are to be paid.

SECTION 815r. 43.24 (6) of the statutes is repealed.

SECTION 816. 44.20 (1) of the statutes, as affected by 1991 Wisconsin Act 39, is amended to read:

44.20 (1) The historical society shall operate and maintain the historic sites known as Stonefield Village, Pendarvis, Villa Louis, Old Wade House, Madeline Island, ~~First Capitol~~ and Old World Wisconsin and, if the First Capitol state park has been transferred to the historical society under 1993 Wisconsin Act ... (this act), section 9142 (1e), First Capitol.

SECTION 818. 44.53 (1) (f) of the statutes is amended to read:

44.53 (1) (f) Plan and implement, when funds are available in the appropriations under s. 20.215 (1) (b) and (o), a program of contracts with or grants-in-aid to groups or, in appropriate cases, individuals of exceptional talent engaged in or concerned with the arts. ~~Annually, the board shall award a grant of \$50,000 to the Florentine opera company and shall award a grant of \$50,000 to the Wisconsin chamber orchestra to support concerts on the square.~~ No grantee may receive any funds distributed as grants-in-aid under this paragraph unless the grantee provides at least ~~10%~~ 50% of the estimated total cost of the project, either in the form of moneys or in-kind contributions of equivalent value, to be funded under this paragraph.

SECTION 819. 44.53 (1) (j) of the statutes is repealed.

SECTION 820g. 44.53 (2) (c) of the statutes is amended to read:

44.53 (2) (c) Award an operational grant to an organization if the sum of all operational grants awarded in the current year does not exceed ~~15%~~ 50% of the sum of all grants awarded to organizations under the board's general grants program and community arts program from the appropriations under s. 20.215 (1) (b) and (o) in the current year.

SECTION 820gm. 45.01 of the statutes is amended to read:

45.01 Wisconsin veterans museum; space for. The department of administration shall provide suitable

space for the purpose of a memorial hall, designated as the Wisconsin veterans museum, dedicated to the men and women of Wisconsin who served in the armed forces of the United States in the civil war of 1861 to 1865 or in any subsequent wars, as enumerated in s. 45.35 (5) (a) to (g), or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34, and the department of veterans affairs shall operate and conduct the Wisconsin veterans museum.

SECTION 820m. 45.16 of the statutes is amended to read:

45.16 Burial allowance. Each county veterans' service officer shall cause to be interred in a decent and respectable manner in any cemetery in this state, other than those used exclusively for the burial of paupers, the body of any person who served in any war of the United States, in the Korean conflict, in the Vietnam war, under section 1 of executive order 10957, dated August 10, 1961, or had service that entitled the person to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal or who served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34 and who was discharged under honorable conditions after 90 days or more of active service, in the U.S. armed forces, or if having served less than 90 days was honorably discharged for disability incurred in line of duty and who was living in the county at the time of death, and who dies not leaving sufficient means to defray the necessary expenses of a decent burial, or under financial circumstances that would distress the person's family to pay the expenses of the burial, and the body of a spouse or surviving spouse of the person who dies not leaving such means or under the same financial circumstances and who was living in the county at the time of death, at an expense to the county of not more than \$300 in addition to the burial allowance payable under laws administered by the U.S. department of veterans affairs.

SECTION 821. 45.28 of the statutes is repealed.

SECTION 821g. 45.34 (title) of the statutes is amended to read:

45.34 (title) Lebanon, Grenada, Middle East crisis, Panama and Somalia.

SECTION 821m. 45.34 (4) of the statutes is created to read:

45.34 (4) **SERVICE IN SOMALIA.** A person shall be considered to have served in Somalia if the person was on active duty in the U.S. armed services in Somalia or in territorial waters adjacent to Somalia under honorable conditions between December 9, 1992, and the ending date of Operation Restore Hope, as established by the department of veterans affairs by rule.

SECTION 822. 45.35 (3) (a) of the statutes is renumbered 45.35 (3).

SECTION 823. 45.35 (3) (b) of the statutes is repealed.

SECTION 823g. 45.35 (5) (intro.) of the statutes is amended to read:

45.35 (5) **VETERAN DEFINED; BENEFIT.** (intro.) "Veteran" as used in this chapter, except in s. 45.37 and unless otherwise modified, means any person who served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces, except service on active duty for training purposes, served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34 or whose service entitled the veteran to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal or any person who served for 90 days or more during a war period as enumerated under pars. (a) to (g) or under section 1 of executive order 10957 dated August 10, 1961, or if having served less than 90 days was honorably discharged for a service-connected disability or for a disability subsequently adjudicated to have been service connected or died in service, who is either a resident of and living in this state at the time of making application or is deceased, and whose selective service local board, if any, and home of record at time of entry or reentry into active service as shown on the veteran's report of separation from the U.S. armed forces for a qualifying period were in this state or who was either a resident of this state at the time of entry or reentry into active duty or has been a resident of this state for at least 10 years next preceding the veteran's application or death. If the person had more than one qualifying term of service, at least one term of service must have been under honorable conditions or have been terminated by an honorable discharge for the purpose of establishing eligibility under this section and s. 45.37 (1a). Veterans who are otherwise eligible and who are serving on active duty in the U.S. armed forces need not be living in this state on date of application to qualify for benefits from the department. The benefits available to veterans are also available to the unremarried surviving spouses and minor or dependent children of deceased veterans if the unremarried surviving spouses or minor or dependent children are residents of and living in this state at the time of making application. Any person whose service on active duty with the U.S. armed forces or in forces incorporated as part of the U.S. armed forces makes the person eligible for general U.S. department of veterans affairs benefits shall be deemed to have served under honorable conditions for the purpose of this subsection and s. 45.37 (1a). The following are designated as war periods:

SECTION 824. 45.35 (8) (b) 5 of the statutes is repealed.

SECTION 825. 45.351 (1) (intro.) and (b) of the statutes are consolidated, renumbered 45.351 (1) and amended to read:

45.351 (1) (title) SUBSISTENCE GRANTS. The department may grant subsistence aid to any veteran or dependents ~~such temporary emergency aid, in the form of either health care aid or subsistence aid, as it deems to any dependent of a veteran in an amount that the department determines is~~ advisable to prevent want or distress, ~~subject to the following limitations:~~ (b) 1. Subsistence. The department may grant subsistence aid may be provided: a. On on a month-to-month basis. b. For or for a 3-month period. The department may grant subsistence aid for a 3-month period if the veteran or dependent whose incapacity is the basis for the aid will be incapacitated for more than 3 months and if earned or unearned income or aid from sources other than those listed in the application will not be available in the 3-month period. 2. Subsistence aid is limited to a maximum of 3 months in a 12-month period unless the department determines that the need for subsistence aid in excess of this maximum time period is caused by the aid recipient's relapse.

SECTION 826. 45.351 (1) (a) of the statutes is repealed.

SECTION 827. 45.351 (1m) of the statutes is repealed.

SECTION 827d. 45.351 (2) (b) 2. a. of the statutes is amended to read:

45.351 (2) (b) 2. a. For loans approved before ~~August 15, 1991, \$30,000~~ the effective date of this subd. 2.a. [revisor inserts date], \$32,800.

SECTION 827g. 45.351 (2) (b) 2. b. of the statutes is amended to read:

45.351 (2) (b) 2. b. For loans approved during the period beginning on ~~August 15, 1991~~ the effective date of this subd. 2. b. [revisor inserts date], and ending on ~~June 30, 1992, \$31,000~~ 1994, \$34,600.

SECTION 827m. 45.351 (2) (b) 2. cm. of the statutes is amended to read:

45.351 (2) (b) 2. cm. For loans approved beginning ~~July 1, 1992, \$32,800~~ 1994, \$36,600.

SECTION 828. 45.351 (2) (e) of the statutes is amended to read:

45.351 (2) (e) An applicant for a loan under this subsection shall apply ~~to a lender authorized by the department through a county veterans' service office~~ on forms approved by the department. The applicant, and, if the applicant is married and not separated or in the process of obtaining a divorce, the applicant's spouse, shall complete and sign the application.

SECTION 829. 45.354 of the statutes is repealed.

SECTION 830. 45.356 of the statutes is created to read:

45.356 Veterans trust fund stabilization loans. (1) It is determined that the loan program established under this section is a special purpose credit program for an

economically disadvantaged class of persons for the purposes of the federal equal credit opportunity act, 15 USC 1691-1691f.

(1m) In this section:

(a) "Department" means the department of veterans affairs.

(b) "Veteran" has the meaning given in s. 45.71 (16) (a).

(2) The department may lend a veteran not more than \$15,000 for the purchase of a mobile home, business or business property, the repair of or addition to his or her home or business property, the construction of a garage, the education of the veteran or his or her spouse or children, the payment of medical or funeral expenses or the consolidation of debt. The department may prescribe loan conditions, but the term of the loan may not exceed 10 years.

(3) The department may lend not more than \$15,000 to a veteran's surviving spouse, whether remarried or not, or to the parent of a deceased veteran's children for the education of the minor or dependent children of the veteran if the surviving spouse or parent is a resident of and living in this state on the date of application.

(4) The department shall administer this program as a fiduciary for the purpose of maximizing the asset and income base of the veterans trust fund. The department may execute necessary instruments, collect interest and principal, compromise indebtedness, sue and be sued, post bonds and write off indebtedness that it considers uncollectible. If a loan under this subsection is secured by a real estate mortgage, the department may exercise the rights of owners and mortgagees generally and the rights and powers set forth in s. 45.72. The department shall pay all interest and principal repaid on the loan into the veterans trust fund.

(5) The department may charge loan expenses incurred under this section to a loan applicant. The department shall pay all expenses received under this subsection into the veterans trust fund.

(6) No person may receive a loan under this section if the department receives a certification under s. 46.255 (7) that the person is delinquent in child support or maintenance payments.

(7) The department shall promulgate rules for the distribution of loans under this section that include all of the following:

(a) Underwriting criteria.

(b) Application procedures.

(c) Other provisions that the department determines are necessary to ensure efficient administration of this section.

SECTION 831. 45.357 of the statutes is created to read:

45.357 Veterans rehabilitation program. The department of veterans affairs shall administer a rehabilitation program to provide assistance to veterans, as defined under s. 45.37 (1a). The department shall

provide assistance to a veteran whose need for services is based upon homelessness, incarceration or other circumstances designated by the department by rule. The department shall designate the assistance available under this section, which may include assistance in receiving medical care, dental care, education, employment and transitional housing.

SECTION 831g. 45.37 (1a) of the statutes is amended to read:

45.37 (1a) DEFINITION OF VETERAN. "Veteran" as used in this section means any person who served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces who was entitled to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal or who served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34 or any person who served for at least one day during a war period, as defined in s. 45.35 (5) (a) to (g) or under section 1 of executive order 10957, dated August 10, 1961, and who was officially reported missing in action, killed in action or who died in service, or who was discharged under honorable conditions therefrom after 90 days or more of active service, or if having served less than 90 days was honorably discharged for a service-connected disability or for a disability subsequently adjudicated to have been service connected, or who died as a result of service-connected disability.

SECTION 832. 45.37 (2) (h) of the statutes is created to read:

45.37 (2) (h) *Care needs.* Has care needs which the home is able to provide within the resources allocated for the care of members of the home.

SECTION 833. 45.37 (4) (a) of the statutes is amended to read:

45.37 (4) (a) *Order of eligibility of veterans.* Applications from veterans except in cases where there is an immediate need for physical care or economic assistance shall be passed upon in order of priority in point of time of commencement of the military service upon which the privilege of membership in the home is based upon the date of receipt of the application by the home. Establishment of the priority date of the application may be deferred to the date that the home is able to verify its ability to provide appropriate care to the applicant or to assure that the appropriate care setting is available within the home.

SECTION 834. 45.37 (5) (intro.) of the statutes is amended to read:

45.37 (5) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SPOUSE OF A VETERAN. (intro.) A spouse of an eligible veteran is eligible only if the spouse meets the requirements of sub. (2) (d) to (f) (h) and if:

SECTION 835. 45.37 (6) (intro.) of the statutes is amended to read:

45.37 (6) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SURVIVING SPOUSE. (intro.) The surviving spouse of a veteran who was a resident of this state at the time of the veteran's death, is eligible if the surviving spouse meets the requirements of sub. (2) (d) to (f) (h) and if the surviving spouse:

SECTION 836. 45.37 (7) (intro.) of the statutes is amended to read:

45.37 (7) ADDITIONAL ELIGIBILITY REQUIREMENTS OF PARENTS. (intro.) The parent of a veteran who was a resident of this state at the time of the veteran's death or, the parent of a living veteran who is eligible for membership, is eligible if the parent meets the requirements of sub. (2) (d) to (f) (h) and if the parent:

SECTION 837. 45.396 (7) (a) 1 of the statutes is amended to read:

45.396 (7) (a) 1. For applications for grants received during the period beginning on ~~August 15, 1991~~ the effective date of this subdivision [revisor inserts date], and ending on June 30, ~~1992, \$31,000 1994, \$45,000.~~

SECTION 838. 45.396 (7) (a) 2 of the statutes is amended to read:

45.396 (7) (a) 2. For applications for grants received beginning on July 1, ~~1992, \$32,800 1994, \$47,500.~~

SECTION 839. 45.397 (2) (a) of the statutes is amended to read:

45.397 (2) (a) The veteran is enrolled or accepted for enrollment in an institution of higher education, as defined in s. 39.32 (1) (a), in the state or is engaged in a structured on-the-job training program certified by the department of industry, labor and human relations, the department of health and social services or the U.S. department of veterans affairs.

SECTION 840. 45.397 (4) of the statutes is amended to read:

45.397 (4) ANNUAL EXPENDITURE. The total amount of grants made under this section may not exceed ~~\$140,000 \$250,000 in any fiscal year, beginning with the 1991-92 1993-94 and \$350,000 in fiscal year 1994-95.~~

SECTION 840d. 45.42 (1) of the statutes is amended to read:

45.42 (1) The department may compile a record of the burial places within the state of persons who served in the U.S. armed forces in time of war as defined in s. 45.35 (5) (a) to (g) or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34, or under section 1 of executive order 10957, dated August 10, 1961, or whose service entitled them to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expedition-

ary medal or the marine corps expeditionary medal. The record, so far as practicable, may indicate the name of each person; the service in which engaged; the appropriate designation of armed forces unit; the rank and period of service; the name and location of the cemetery or other place in which the body is interred; the location of the grave in the cemetery or other place; and the character of headstone or other marker, if any, at the grave.

SECTION 840g. 45.42 (2) of the statutes is amended to read:

45.42 (2) The department may have blank forms prepared whereby the information required for the record may be transmitted to it and may distribute the forms to county veterans' service officers. The county veterans' service officer within whose county and cemetery or burial place is located in which are interred the bodies of persons who served in the U.S. armed forces in time of war as defined in s. 45.35 (5) (a) to (g) or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34 or under section 1 of executive order 10957, dated August 10, 1961, or whose service entitled them to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal shall submit the facts required for such record to the department on the forms provided by it, if so requested by the department.

SECTION 840j. 45.43 (1) (a) of the statutes is amended to read:

45.43 (1) (a) Except as provided under par. (b), the county board shall elect a county veterans' service officer who shall be a Wisconsin resident who served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces, except service on active duty for training purposes, for 90 days or more in time of war as set forth in s. 45.35 (5) (a) to (g) or, if having served less than 90 days, was honorably discharged for a service-connected disability or for a disability subsequently adjudicated to have been service-connected; who served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34; who served under section 1 of executive order 10957 dated August 10, 1961; or whose service entitled the veteran to receive the armed forces expeditionary medal established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal.

SECTION 840m. 45.43 (6) (b) of the statutes is amended to read:

45.43 (6) (b) Except as provided under par. (c), the county board may appoint assistant county veterans' service officers who shall be Wisconsin residents who served on active duty under honorable conditions in

the U.S. armed forces or in forces incorporated as part of the U.S. armed forces, except service on active duty for training purposes, for 90 days or more in time of war as set forth in s. 45.35 (5) (a) to (g) or, if having served less than 90 days, was honorably discharged for a service-connected disability or for a disability subsequently adjudicated to have been service-connected; who served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34; who served under section 1 of executive order 10957 dated August 10, 1961; or whose service entitled the veteran to receive the armed forces expeditionary medal established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal.

SECTION 841. 45.43 (7) (d) of the statutes is repealed.

SECTION 842. 45.55 of the statutes is repealed.

SECTION 842m. 45.71 (16) (a) (intro.) of the statutes is amended to read:

45.71 (16) (a) (intro.) Any person who served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and who is entitled to receive the armed forces expeditionary medal, established by executive order 10977 on December 4, 1961, the Vietnam service medal established by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary medal or who served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34 or any person who served for 90 days or more during a war period as enumerated under subs. 1 to 9 or under section 1 of executive order 10957, dated August 10, 1961, or if having served less than 90 days was honorably discharged for a service-connected disability or for a disability subsequently adjudicated to have been service-connected or died in service, or who served on active duty for more than 6 months during the period between February 1, 1955, and August 4, 1964, and was honorably discharged, and who has been a resident of this state for at least 5 years next preceding an application or death or who was a resident of this state at the time of enlistment or induction into service and is either a resident of and living in this state at the time of making application or is deceased. If the person had more than one qualifying term of service, at least one term of service must have been under honorable conditions or have been terminated by an honorable discharge. Veterans who are otherwise eligible and who are serving on active duty in the U.S. armed forces need not be living in this state on date of application to qualify for a loan under this chapter. The following are designated as war periods:

SECTION 843. 45.74 (1) (a) of the statutes is amended to read:

45.74 (1) (a) The amount of ~~\$39,000~~ \$42,600 for loan applications approved before ~~August 15, 1991~~

the effective date of this paragraph [revisor inserts date].

SECTION 844. 45.74 (1) (c) of the statutes is amended to read:

45.74 (1) (c) The amount of ~~\$40,300~~ \$45,000 for loan applications approved during the period beginning on ~~August 15, 1991, the effective date of this paragraph [revisor inserts date],~~ and ending on June 30, ~~1992~~ 1994.

SECTION 845. 45.74 (1) (d) of the statutes is amended to read:

45.74 (1) (d) The amount of ~~\$42,600~~ \$47,500 for loan applications approved ~~on or after July 1, 1992~~ June 30, 1994.

SECTION 846. 45.79 (7) (c) of the statutes is renumbered 45.79 (7) (c) (intro.) and amended to read:

45.79 (7) (c) (intro.) After meeting all expenses and providing for reserves under par. (a) 3, balances in the veterans mortgage loan repayment fund, upon prior approval of the building commission, may be used ~~to~~ for the following purposes:

1. To fund loans under this section to persons not disqualified from eligibility under s. 45.74 who first served on active duty with the U.S. armed forces on or after January 1, 1977, or who completed their service on active duty with the U.S. armed forces more than 30 years before the date of the loan application.

2. To fund home improvement loans under s. 45.76 (1) (c).

3. To purchase loans or otherwise advance moneys for the payment of obligations arising from loans funded under sub. (6) (c) or.

4. To pay the balances owing on guaranteed loans after the assumptions of the loans or the closings of the sales of residences under sub. (10) (c).

(7m) (title) USE OF SURPLUSES. Surpluses may be used under sub. (10) (c) only if there are no unrestricted fund balances available for that purpose in the funds created under sub. (9). Section 20.001 (3) (e) shall not be construed to prohibit this action.

SECTION 848. 45.85 (intro.) and (3) of the statutes are consolidated, renumbered 45.85 and amended to read:

45.85 Disregard of agent orange litigation payment. Notwithstanding any other provision of this chapter, the department or authorized lender shall not consider any payment received by a veteran or a veteran's dependent from the settlement approved by the U.S. district court in the case of In re "Agent Orange" Product Liability Litigation, 618 F. Supp. 623 (D.C.N.Y. 1985), as income or assets for purposes of determining eligibility for ~~any of the following: (3) Primary primary mortgage loans under s. 45.79.~~

SECTION 849. 45.85 (1) of the statutes is repealed.

SECTION 850. 46.011 (1m) of the statutes is created to read:

46.011 (1m) "Institution for mental diseases" has the meaning given in 42 CFR 435.1009.

SECTION 850m. 46.025 of the statutes is amended to read:

46.025 Division of youth services. The division of youth services shall exercise the powers and perform the duties of the department that relate to juvenile correctional services and institutions, juvenile offender review, aftercare, corrective sanctions and youth aids.

SECTION 851. 46.03 (7) (cm) 1 of the statutes is renumbered 46.03 (7) (cm).

SECTION 852. 46.03 (7) (cm) 2 of the statutes is repealed.

SECTION 852c. 46.03 (7) (e) of the statutes is amended to read:

46.03 (7) (e) Administer the juvenile offender review program in the division of youth services in the department. The program shall be responsible for decisions regarding case planning and the release of juvenile offenders from juvenile correctional institutions to aftercare and corrective sanctions placements.

SECTION 853. 46.03 (7m) of the statutes is amended to read:

46.03 (7m) FOSTER CARE. For the federal fiscal years commencing October 1, ~~1992~~ 1994, and October 1, ~~1993~~ 1995, ensure that there are no more than 2,200 children in foster care placements for more than 24 months, consistent with the best interests of each child. Services provided in connection with this requirement shall comply with the requirements under P.L. 96-272.

SECTION 854. 46.03 (16) of the statutes is repealed.

SECTION 857. 46.03 (18) (f) of the statutes is amended to read:

46.03 (18) (f) Notwithstanding par. (a), any person who submits to an assessment or driver safety plan under s. 23.33 (13) (e), 30.80 (6) (d), 343.16 (5) (a), 343.30 (1q), 343.305 (10) or 350.11 (3) (d) shall pay a reasonable fee therefor to the appropriate county department under s. 51.42 or traffic safety school under s. 345.60. ~~The A county may allow the person may to pay the assessment fee in 1, 2, 3 or 4 equal instalments.~~ The fee for the driver safety plan may be reduced or waived if the person is unable to pay the complete fee, but no fee for assessment or attendance at a traffic safety school under s. 345.60 may be reduced or waived. Nonpayment of the fee is non-compliance with the court order that required completion of an assessment and driver safety plan.

SECTION 858b. 46.03 (38) (a) of the statutes is renumbered 46.03 (38) and amended to read:

46.03 (38) Request proposals from persons in this state for studies of the effectiveness of various program changes, referred to as welfare reform, to the aid to families with dependent children program and the medical assistance program, including ~~the work expe-~~

rience and job training program under s. 49.50 (7j), community work experience programs under s. 49.50 (7m), the requirement under s. 49.50 (7) (f) that certain recipients of aid to families with dependent children with children under age 6 participate in training programs, the requirement under s. 49.50 (7) (g) that certain teenage recipients of aid to families with dependent children remain in school, the modification of the earned income disregard under s. 49.19 (5) (am) and the extension of medical assistance benefits under ss. 49.46 (1) (co) and 49.47 (4) (am). The studies shall evaluate the effectiveness of the various efforts, including their cost-effectiveness, in helping individuals gain independence through the securing of jobs, the availability of health insurance coverage and providing financial incentives and in identifying barriers to independence.

SECTION 858d. 46.03 (38) (b) of the statutes is repealed.

SECTION 859. 46.03 (41) of the statutes is created to read:

46.03 (41) CONSOLIDATION OF ALLOCATED TRIBAL FUNDS. The department may consolidate funds appropriated under s. 20.435 that are authorized or required to be allocated to federally recognized American Indian tribes or bands into a single distribution for each tribe or band in each fiscal year.

Vetoed in Part SECTION 860b. 46.031 (1) (a) of the statutes is numbered 46.031 (1) (a) (intro.) and amended to read:

Vetoed in Part 46.031 (1) (a) (intro.) Each county department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 shall submit its proposed final budget for services directly provided or purchased to the department by September 30 December 31 annually. **Vetoed in Part** The final budget shall be submitted on a uniform budget reporting form that the department shall develop and distribute for use and that shall include at least all of the following:

SECTION 860c. 46.031 (1) (a) 1 to 3 of the statutes are created to read:

46.031 (1) (a) 1. Uniform definitions of target populations and of programs and services that a county provides or purchases using funds allocated and distributed under s. 46.40.

2. Planned expenditures for the programs and services specified in subd. 1 that are separately identified by at least the following sources of funding:

- a. State-distributed funds
- b. Funds obtained from levy of county property tax
- c. Client and 3rd party fees
- d. Other funds.

3. Estimates of the number of clients to be served under each program or service that the county plans to provide or purchase using funds allocated and distributed under s. 46.40.

SECTION 861. 46.032 of the statutes is amended to read:

46.032 Income maintenance administration. County departments under ss. 46.215, 46.22 and 46.23 shall annually enter into a contract with the department detailing the reasonable cost of administering the income maintenance programs under ss. 49.046, 49.19, 49.45 to 49.47 and 49.50 (7) (e) and (7g) and the food stamp program under 7 USC 2011 to 2029 when so appointed by the department. Contracts created under this section control the distribution of payments under s. 20.435 (4) (de) and (nL) in accordance with the reimbursement method established under s. 49.52 (1) (ad). The department may reduce its payment to any county under s. 20.435 (4) (de) and (nL) if federal reimbursement is withheld due to audits, quality control samples or program reviews.

SECTION 868. 46.04 (1) (c) of the statutes is created to read:

46.04 (1) (c) "Mental illness" has the meaning given in s. 51.01 (13).

SECTION 869. 46.04 (2) of the statutes is amended to read:

46.04 (2) PROGRAM. From the appropriations under s. 20.435 (2) (a) and (gk), the department shall establish at the Winnebago mental health institute a program of inpatient assessment and treatment to be known as the "Anchorage program", which is designed primarily to meet the needs of adolescents who are drug dependent, who evidence drug-related behavior which may be dangerous to the adolescent or to others and who have a history of drug dependency and resistance to less restrictive forms of treatment, but which also may be used by the department to provide inpatient assessment and treatment of adolescents who have mental illness, who evidence mental illness-related behavior that may be dangerous to the adolescent or to others and who have a history of mental illness and resistance to less restrictive forms of treatment. A county department under s. 51.42 may refer an adolescent for assessment or treatment under this section and shall approve all admissions to the program under this section of adolescents committed under s. 51.20 or 51.45 or admitted under s. 51.13. Transfers under s. 51.35 (3) or 51.37 (5) may also be made to the program under this section.

SECTION 870. 46.047 of the statutes is created to read:

46.047 State-operated residential facilities and support services. The department may establish and operate noninstitutional residential facilities for persons who are relocated from any center for the developmentally disabled, as defined in s. 51.01 (3), and may provide necessary support services for the persons.

SECTION 872. 46.07 of the statutes is amended to read:

46.07 Property of patients or residents. All money including wages and other property delivered to an officer or employe of any institution for the benefit of a patient or resident shall forthwith be delivered to the steward, who shall enter the same upon the steward's

books to the credit of the patient or resident. The property shall be used only under the direction and with the approval of the superintendent and for the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046 or the benefit of the patient or resident. If the money remains uncalled for for one year after the patient's or resident's death or departure from the institution, the superintendent shall deposit the same in the general fund. If any patient or resident leaves property, other than money, uncalled for at an institution for one year, the superintendent shall sell the property, and the proceeds shall be deposited in the general fund. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (c).

SECTION 873m. 46.10 (2) of the statutes is amended to read:

46.10 (2) Except as provided in sub. (2m), any person, including but not limited to a person admitted, committed or placed under s. 975.01, 1977 stats., s. 975.02, 1977 stats., and s. 975.17, 1977 stats., and ss. 48.34 (4m), 51.10, 51.13, 51.15, 51.20, 51.35 (3), 51.37 (5), 51.45 (10), (11), (12) and (13), 55.05, 55.06, 971.14 (2) and (5), 971.17 (1) and 975.06, receiving care, maintenance, services and supplies provided by any institution in this state including university of Wisconsin hospital and clinics, in which the state is chargeable with all or part of the person's care, maintenance, services and supplies, ~~and~~ any person receiving care and services from a county department established under s. 51.42 or 51.437 or from a facility established under s. 49.175, and any person receiving treatment and services from a public or private agency under s. 971.17 (3) (d) or (4) (e) and the person's property and estate, including the homestead, and the spouse of the person, and the spouse's property and estate, including the homestead, and, in the case of a minor child, the parents of the person, and their property and estates, including their homestead, and, in the case of a foreign child described in s. 48.839 (1) who became dependent on public funds for his or her primary support before an order granting his or her adoption, the resident of this state appointed guardian of the child by a foreign court who brought the child into this state for the purpose of adoption, and his or her property and estate, including his or her homestead, shall be liable for the cost of the care, maintenance, services and supplies in accordance with the fee schedule established by the department under s. 46.03 (18). If a spouse, widow or minor, or an incapacitated person may be lawfully dependent upon the property for their support, the court shall release all or such part of the property and estate from the charges that may be necessary to provide for those persons. The department shall make every reasonable effort to notify the liable

persons as soon as possible after the beginning of the maintenance, but the notice or the receipt thereof is not a condition of liability.

SECTION 875. 46.10 (4) of the statutes is renumbered 46.10 (4) (a) and amended to read:

46.10 (4) (a) ~~Upon the failure of any~~ If a person liable under sub. (2) fails to make payment or enter into or comply with an agreement for payment, the department may bring an action to enforce the liability or may apply to the circuit court of the county in which the patient or liable person resides for an order to compel payment issue an order to compel payment of the liability. Any person aggrieved by an order issued by the department under this paragraph may appeal the order as a contested case under ch. 227.

SECTION 876. 46.10 (4) (b) of the statutes is created to read:

46.10 (4) (b) If judgment is rendered in an action brought under par. (a) for any balance that is 90 or more days past due, interest at the rate of 12% per year shall be computed by the clerk and added to the liable person's costs. That interest shall begin on the date on which payment was due and shall end on the day before the date of any interest that is computed under s. 814.04 (4).

SECTION 877. 46.10 (4) (c) of the statutes is created to read:

46.10 (4) (c) If the department issues an order to compel payment under par. (a), interest at the rate of 12% per year shall be computed by the department and added at the time of payment to the person's liability. That interest shall begin on the date on which payment was due and shall end on the day before the date of final payment.

SECTION 877m. 46.10 (8m) (b) 2 of the statutes is amended to read:

46.10 (8m) (b) 2. Paragraph (a) 2 and 4 does not apply to services provided under s. 51.06 (1) (d) that are billed under s. 51.437 (4rm) (c) 2m and does not apply to treatment and services provided under s. 51.42 (3) (aw) 1. d.

SECTION 878. 46.10 (9) of the statutes is amended to read:

46.10 (9) Any person who wilfully testifies falsely as to any material matter in an investigation or proceeding under this section shall be guilty of perjury. Banks, employers, insurers, savings banks, savings and loan associations, brokers and fiduciaries, upon request of the department, shall furnish in writing and duly certified, full information regarding the property, earnings or income or any funds deposited to the credit of or owing to any person liable under sub. (2). Such certified statement shall be admissible in evidence in any action or proceeding to compel payment under this section, and shall be evidence of the facts therein stated, provided a copy of such statement be served upon the party sought to be charged not less than 3 days before the hearing.

SECTION 882. 46.215 (1) (j) of the statutes is amended to read:

46.215 (1) (j) To make payments in such manner as the department of health and social services may determine for training of recipients, former recipients and potential recipients of aid in programs established under ~~s. ss. 49.193 and 49.50~~ (7).

SECTION 883. 46.215 (1) (o) of the statutes is repealed.

SECTION 884. 46.215 (3) of the statutes is amended to read:

46.215 (3) PROGRAM BUDGETS. The county department of social services shall submit a ~~proposed final~~ budget under s. 46.031 (1) for authorized services.

SECTION 885. 46.22 (1) (am) of the statutes is amended to read:

46.22 (1) (am) *Funding for multicounties.* State social services funding under s. 20.435 (7) (b) is not available to counties which establish a multicounty department of social services until the counties have drafted a contractual agreement, approved by the secretary, setting forth the plans for direct sponsorship and have drafted a ~~proposed~~ budget under par. (b) 8.

SECTION 886. 46.22 (1) (b) 6 of the statutes is amended to read:

46.22 (1) (b) 6. To make payments in such manner as the department of health and social services may determine for training of recipients, former recipients and potential recipients of aid in programs established under ~~s. ss. 49.193 and 49.50~~ (7).

SECTION 887. 46.22 (1) (b) 8 of the statutes is amended to read:

46.22 (1) (b) 8. To submit a ~~proposed final~~ budget in accordance with s. 46.031 (1) for services authorized in this section, except for the administration of and cost of aid granted under ss. 49.02, 49.19 and 49.45 to 49.47.

SECTION 888. 46.22 (1) (b) 11 of the statutes is repealed.

SECTION 889. 46.22 (2g) (d) of the statutes is amended to read:

46.22 (2g) (d) Prepare, with the assistance of the county social services director under sub. (3m) (b) 5, a proposed budget for submission to the county executive or county administrator and a final budget for submission to the department of health and social services in accordance with s. 46.031 (1) for authorized services.

SECTION 890. 46.22 (3m) (b) 5 of the statutes is amended to read:

46.22 (3m) (b) 5. Assist the county social services board in the preparation of the ~~proposed budget budgets~~ required under sub. (2g) (d).

SECTION 891. 46.23 (5) (n) of the statutes is amended to read:

46.23 (5) (n) Shall submit a ~~proposed final~~ budget in accordance with s. 46.031 (1) for authorized services. Notwithstanding the categorization of or limits

specified for funds allocated under s. 49.52 (1) (d) or 51.423 (2), with the approval of the department of health and social services the county human services board may expend these funds consistent with any service provided under s. 49.52 (1) (d) or 51.42.

SECTION 892. 46.23 (5m) (c) of the statutes is amended to read:

46.23 (5m) (c) Prepare, with the assistance of the county human services director under sub. (6m) (e), a proposed budget for submission to the county executive or county administrator and a final budget for submission to the department of health and social services in accordance with s. 46.031 (1) for authorized services.

SECTION 893. 46.23 (6m) (e) of the statutes is amended to read:

46.23 (6m) (e) Assist the county human services board under sub. (5m) (c) in the preparation of the ~~proposed budget budgets~~ required under sub. (5m) (c).

SECTION 894. 46.238 (2) of the statutes is amended to read:

46.238 (2) This section does not apply after June 30, ~~1993 1995~~.

SECTION 896. 46.25 (12) of the statutes is renumbered 46.25 (12) (a), and 46.25 (12) (a) (intro.), as renumbered, is amended to read:

46.25 (12) (a) (intro.) ~~From the appropriations~~ Except as provided in par. (b), from the appropriation under s. 20.435 (4) (ch) ~~and (nL)~~, the department shall, if sufficient funds are available, pay a county \$100 for an action to establish paternity in which all of the following conditions are met:

SECTION 897. 46.25 (12) (b) of the statutes is created to read:

46.25 (12) (b) From the appropriation under s. 20.435 (4) (ch), the department shall, if sufficient funds are available, pay \$300 to a county that administers the parental responsibility pilot program under s. 49.25 for an action to establish paternity that meets the conditions in par. (a) 1 to 3.

SECTION 899. 46.25 (14) of the statutes is created to read:

46.25 (14) From the appropriation under s. 20.435 (4) (ci), the department shall provide funds to counties for administrative costs of identifying and making retroactive child support payments.

SECTION 900. 46.253 (title) of the statutes is amended to read:

46.253 (title) Work experience and job training program for noncustodial parents.

SECTION 901. 46.253 (2) of the statutes is amended to read:

46.253 (2) The department may contract with any county to ~~establish a community administer~~ administer a work experience and job training program for parents who are not custodial parents and who fail to pay child support or to meet their children's needs for support as a result of unemployment or underemployment.

The program may provide the kinds of work experience and job training services available from the program under s. 49.193. The department shall fund the program from the appropriation under s. 20.435 (4) (df).

SECTION 902. 46.253 (3) (a) to (e) of the statutes are amended to read:

46.253 (3) (a) Except as provided in par. (f), a person ordered to register under s. 767.295 (2) (a) shall participate in a community work experience and job training program if a job placement is services are available.

(b) A person may not be required to work participate for more than 32 hours per week in the program under this section.

(c) A person may not be required to work participate for more than 16 weeks during each 12-month period in a program under this section.

(d) If a person is required by a governmental entity to participate in another work or training program, the maximum number of hours in a week which the person may not be required to work participate in a program under this section equals in a week for more than 32 hours minus the number of hours he or she is required to participate in the other work or training program in that week.

(e) If a person is employed, the maximum number of hours in a week which the person may not be required to work participate in a program under this section equals in a week for more than 80% of the difference between 40 hours and the number of hours actually worked in the unsubsidized job during that week.

SECTION 903. 46.253 (5) of the statutes is amended to read:

46.253 (5) A person participating in a community work experience in a county as part of the program under this section in a county is considered an employe of that county for purposes of worker's compensation benefits only.

SECTION 904. 46.255 (4m) (b) of the statutes is amended to read:

46.255 (4m) (b) The department may provide a certification that it receives under sub. (2) or (2m) to the department of administration. Upon receipt of the certification, the department of administration shall determine whether the obligor is a vendor or is receiving any other payments from this state, except for wages, retirement benefits or assistance under s. 45.352, 1971 stats., ~~or s. 45.28 or 45.351 (1), this chapter or ch. 49 or 108.~~ If the department of administration determines that the obligor is a vendor or is receiving payments from this state, except for wages, retirement benefits or assistance under s. 45.352, 1971 stats., ~~or s. 45.28 or 45.351 (1), this chapter or ch. 49 or 108,~~ it shall begin to withhold the amount certified from those payments and shall notify the obligor that the state intends to reduce any payments due the obli-

gor by the amount the obligor is delinquent under the support or maintenance order or by the amount due under s. 46.10 (4). The notice shall provide that within 20 days after receipt of the notice the obligor may request a hearing before the circuit court rendering the order. An obligor may, within 20 days after receiving notice, request a hearing under this paragraph. Within 10 days after receiving a request for hearing under this paragraph, the court shall set the matter for hearing. The family court commissioner may conduct the hearing. Pending further order by the court or family court commissioner, the clerk of court may not disburse the payments withheld from the obligor. The sole issues at the hearing are whether the obligor owes the amount certified and, if not and it is a support or maintenance order, whether the money withheld shall be paid to the obligor or held for future support or maintenance.

SECTION 905. 46.255 (7) of the statutes is amended to read:

46.255 (7) The department may provide a certification under sub. (1) to a state agency or authority under s. 21.49 (2) (e), 36.11 (6) (b), 36.25 (14), 36.34 (1), 39.30 (2) (e), 39.38 (2), 39.435 (6), 39.44 (4), 39.47 (2m), 45.351 (2) (c), 45.396 (6), 45.74 (6), ~~45.356 (6), 144.25 (8) (L), 145.245 (5m) (b), 234.04 (2), 234.49 (1) (c), 234.59 (3) (c), 234.65 (3) (f), 234.90 (3) (d) or (3g) (c), 234.905 (3) (d) or 949.08 (2) (g).~~

SECTION 906. 46.258 (1) of the statutes is amended to read:

46.258 (1) ~~The department shall fund a child support order revision program from From the appropriation under s. 20.435 (4) (ga). The program may expend \$151,000 in fiscal year 1991-92 and \$245,200 in fiscal year 1992-93 to, the department shall award grants to counties for programs to revise child support orders. The Each county receiving a grant shall review child support orders awarded to persons whose children receive benefits under s. 49.19 and to persons whose children do not receive benefits under s. 49.19 and shall initiate actions to revise the orders based on that review. The Each county receiving a grant shall review child support orders awarded to persons whose children receive benefits under s. 49.19 and child support orders awarded to persons whose children do not receive benefits under s. 49.19 in proportion to the number of those 2 categories of orders in the county's child support case load. Before a county may initiate an action to revise a child support order under this subsection for a person whose children do not receive benefits under s. 49.19, the custodial parent of the children must voluntarily consent to the revision. The program specified under this subsection shall begin on August 9, 1989, and end on June 30, 1993.~~

SECTION 906j. 46.258 (2) (a) (intro.) of the statutes is amended to read:

46.258 (2) (a) (intro.) From the appropriation under s. 20.435 (4) (g), the department shall provide

state incentive payments, in a total amount of not less than \$259,000 in each fiscal year ~~1992-93~~, to counties that meet the child support collection and child support administrative efficiency criteria, according to ~~an allocation~~ a distribution formula determined by the department that does all of the following:

SECTION 907. 46.26 (2) (c) of the statutes is amended to read:

46.26 (2) (c) All funds to counties under this section shall be used to purchase or provide juvenile delinquency-related services under ch. 48, except that no funds to counties under this section may be used for purposes of land purchase, building construction or maintenance of buildings under ss. 46.17 and 46.175, for reimbursement of costs under s. 48.209, for city lockups or for reimbursement of care costs in temporary shelter care under s. 48.22. Funds to counties under this section may be used for reimbursement of costs of program services, other than basic care and supervision costs, in juvenile secure detention facilities.

SECTION 908. 46.26 (3) (c) of the statutes is amended to read:

46.26 (3) (c) Within Subject to pars. (dd), (de) and (dg), within the limits of the appropriations under s. 20.435 (3) (cd) and (oo), the department of health and social services shall allocate funds to each county for services under this section.

SECTION 909. 46.26 (3) (d) of the statutes is amended to read:

46.26 (3) (d) ~~In~~ Subject to pars. (dd), (de) and (dg), in addition to the funds allocated under par. (c), the department of health and social services shall allocate funds to counties under sub. (4) (b) 2 and shall consider each county's proportionate use of applicable services of the department of health and social services under ss. 48.34 and 48.366 or the department of corrections under s. 48.366 during previous calendar years.

SECTION 910. 46.26 (3) (dd) of the statutes is created to read:

46.26 (3) (dd) Notwithstanding pars. (c) and (d), for any county that had juvenile correctional institution expenditures in calendar years 1989, 1990 or 1991, the department, except as provided in par. (de), shall reduce that county's allocation under this section for calendar year 1995 by an amount calculated as follows:

1. By dividing that county's average annual juvenile correctional institution expenditures for calendar years 1989 to 1991 by the statewide average annual juvenile correctional institution expenditures for calendar years 1989 to 1991.

2. By multiplying the percentage obtained under subd. 1 by the total estimated statewide juvenile correctional institution expenditures for calendar year 1994 for children placed in juvenile correctional institutions based on the violations specified in sub. (4) (cm), as projected by the department.

SECTION 910g. 46.26 (3) (de) of the statutes is created to read:

46.26 (3) (de) Notwithstanding par. (dd), the department may not reduce a county's allocation under this section for calendar year 1995 by an amount that is greater than the estimated amount of the costs specified in sub. (4) (cm) that the county would be liable for but for sub. (4) (cm).

SECTION 911. 46.26 (3) (dg) of the statutes is created to read:

46.26 (3) (dg) If a county's allocation under this section for calendar year 1995 is reduced under par. (dd), that county's base allocation under this section for all calendar years after 1995 shall reflect that reduction.

SECTION 912. 46.26 (4) (a) of the statutes is amended to read:

46.26 (4) (a) Except as provided in par. (c), the department of health and social services shall bill counties or deduct from the allocations under s. 20.435 (3) (cd) for the costs of care, services and supplies purchased or provided by the department of health and social services for each person receiving services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections for each person receiving services under s. 48.366. The department of health and social services may not bill a county for or deduct from a county's allocation the cost of care, services and supplies provided to a person subject to an order under s. 48.366 after the person reaches 19 years of age. Payment shall be due within 60 days of the billing date. If any payment has not been received within 60 days, the department of health and social services may withhold aid payments in the amount due from the appropriation under s. 20.435 (3) (cd) or (7) (b).

SECTION 913. 46.26 (4) (a) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

46.26 (4) (a) Except as provided in pars. (c) and (cm), the department of health and social services shall bill counties or deduct from the allocations under s. 20.435 (3) (cd) for the costs of care, services and supplies purchased or provided by the department of health and social services for each person receiving services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections for each person receiving services under s. 48.366. The department of health and social services may not bill a county for or deduct from a county's allocation the cost of care, services and supplies provided to a person subject to an order under s. 48.366 after the person reaches 19 years of age. Payment shall be due within 60 days of the billing date. If any payment has not been received within 60 days, the department of health and social services may withhold aid payments in the amount due from the appropriation under s. 20.435 (3) (cd) or (7) (b).

SECTION 914. 46.26 (4) (b) 1 of the statutes is amended to read:

46.26 (4) (b) 1. Assessment of costs under par. (a) shall be made periodically on the basis of a per person per day cost estimate adjusted at least annually by the department. Except as provided in ~~par.~~ pars. (bm) and (c), liability shall apply to county departments under s. 46.21, 46.22 or 46.23 in the county of the court exercising jurisdiction under ch. 48 for each person receiving services from the department of health and social services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections under s. 48.366. ~~In~~ Except as provided in pars. (bm) and (c), in multicounty court jurisdictions, the county of residency within the jurisdiction shall be liable for costs under this subsection. Assessment of costs under par. (a) shall also be made according to the general placement type or level of care provided, as defined by the department, and prorated according to the ratio of the amount designated under sub. (3) (c) and (d) to the total applicable estimated costs of care, services and supplies provided by the department of health and social services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections under s. 48.366.

SECTION 915. 46.26 (4) (b) 1 of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

46.26 (4) (b) 1. Assessment of costs under par. (a) shall be made periodically on the basis of a per person per day cost estimate adjusted at least annually by the department. Except as provided in pars. (bm), (c) and (cm), liability shall apply to county departments under s. 46.21, 46.22 or 46.23 in the county of the court exercising jurisdiction under ch. 48 for each person receiving services from the department of health and social services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections under s. 48.366. Except as provided in pars. (bm), (c) and (cm), in multicounty court jurisdictions, the county of residency within the jurisdiction shall be liable for costs under this subsection. Assessment of costs under par. (a) shall also be made according to the general placement type or level of care provided, as defined by the department, and prorated according to the ratio of the amount designated under sub. (3) (c) and (d) to the total applicable estimated costs of care, services and supplies provided by the department of health and social services under ss. 48.34, 48.366 and 51.35 (3) or the department of corrections under s. 48.366.

SECTION 916. 46.26 (4) (bm) of the statutes is created to read:

46.26 (4) (bm) Notwithstanding par. (b) 1, the county department under s. 46.21, 46.22 or 46.23 of the county of residency of a child who has been adjudicated delinquent by a court of another county or by a court of another multicounty jurisdiction may voluntarily assume liability for the costs payable under par. (a). A county department may assume liability under this paragraph by a written agreement signed by the director of the county department that assumes liability under this paragraph and the director of the

county department that is otherwise liable under par. (b) 1.

SECTION 917. 46.26 (4) (c) of the statutes is amended to read:

46.26 (4) (c) Notwithstanding pars. (a) ~~and~~, (b) 1 and (bm), the department of health and social services shall pay, from the appropriation under s. 20.435 (3) (hm), the costs of care, services and supplies provided for each person receiving services under ss. 48.34, 48.366 and 51.35 (3) who was under the guardianship of the department pursuant to an order under ch. 48 at the time that the person was adjudicated delinquent.

SECTION 918. 46.26 (4) (cm) of the statutes is created to read:

46.26 (4) (cm) 1. Notwithstanding pars. (a), (b) 1 and (bm), the department shall transfer funds from the appropriation under s. 20.435 (3) (cg) to the appropriation under s. 20.435 (3) (hm) for the purpose of reimbursing juvenile correctional institutions for costs incurred beginning on January 1, 1995, for the care of any child who is placed in a juvenile correctional facility based on a delinquent act that is a violation of s. 940.01, 940.02, 940.03, 940.05, 940.225 (1) or 943.32 (2).

2. Notwithstanding pars. (a), (b) 1 and (bm), the department shall transfer funds from the appropriation under s. 20.435 (3) (cg) to the appropriation under s. 20.410 (1) (hx) for the purpose of reimbursing adult correctional institutions for costs incurred beginning on January 1, 1995, for the care of any person under 19 years of age who is placed in an adult correctional facility under s. 48.366 (8) based on a delinquent act that is a violation of s. 940.01, 940.02, 940.05 or 940.225 (1).

3. The per person daily reimbursement rate to juvenile and adult correctional institutions under this paragraph shall be equal to the per person daily cost assessment to counties under par. (d) 2 to 4 for care in a juvenile or adult correctional institution.

SECTION 919. 46.26 (4) (d) 2 of the statutes is amended to read:

46.26 (4) (d) 2. Beginning July 1, ~~1991~~ 1993, and ending December 31, ~~1991~~ 1993, the per person daily cost assessment to counties shall be ~~\$107.95~~ \$101.55 for care in a juvenile correctional institution, ~~\$107.95~~ \$101.55 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department of corrections by rule for maintaining a prisoner in an adult correctional institution, ~~\$119.94~~ \$131.65 for care in a child caring institution, ~~\$75.58~~ \$92.03 for care in a group home for children, ~~\$29.91~~ \$21.02 for care in a foster home, ~~\$58.37~~ for care in a treatment foster home and ~~\$11.56~~ \$11.57 for departmental aftercare services.

SECTION 920. 46.26 (4) (d) 3 of the statutes is amended to read:

46.26 (4) (d) 3. In calendar year ~~1992~~ 1994, the per person daily cost assessment to counties shall be

~~\$108.75~~ \$108.12 for care in a juvenile correctional institution, ~~\$108.75~~ \$108.12 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department of corrections by rule for maintaining a prisoner in an adult correctional institution, ~~\$124.70~~ \$141 for care in a child caring institution, ~~\$78.58~~ \$98.47 for care in a group home for children, ~~\$31.10~~ \$22.49 for care in a foster home, \$62.46 for care in a treatment foster home and ~~\$11.68~~ \$11.87 for departmental after-care services.

SECTION 920d. 46.26 (4) (d) 3 of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

46.26 (4) (d) 3. In calendar year 1994, the per person daily cost assessment to counties shall be \$108.12 for care in a juvenile correctional institution, \$108.12 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department of corrections by rule for maintaining a prisoner in an adult correctional institution, \$141 for care in a child caring institution, \$98.47 for care in a group home for children, \$22.49 for care in a foster home, \$62.46 for care in a treatment foster home, \$59.95 for departmental corrective sanctions services and \$11.87 for departmental after-care services.

SECTION 921. 46.26 (4) (d) 4 of the statutes is amended to read:

46.26 (4) (d) 4. Beginning January 1, ~~1993~~ 1995, and ending June 30, ~~1993~~ 1995, the per person daily cost assessment to counties shall be ~~\$110.11~~ \$114.42 for care in a juvenile correctional institution, ~~\$110.11~~ \$114.42 for care for children transferred from a juvenile correctional institution under s. 51.35 (3), the dollar amount set by the department of corrections by rule for maintaining a prisoner in an adult correctional institution, ~~\$127.18~~ \$145.99 for care in a child caring institution, ~~\$80.13~~ \$101.92 for care in a group home for children, ~~\$31.72~~ \$23.28 for care in a foster home, \$64.65 for care in a treatment foster home, \$59.95 for departmental corrective sanctions services and ~~\$11.85~~ \$12.17 for departmental aftercare services.

SECTION 921m. 46.26 (4) (eg) of the statutes is created to read:

46.26 (4) (eg) For corrective sanctions services under s. 48.533 (2), all payments and deductions made under this subsection and uniform fee collections under s. 46.03 (18) shall be deposited in the appropriation under s. 20.435 (3) (hr).

SECTION 922. 46.26 (7) (intro.) of the statutes is amended to read:

46.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of federal funds and of the appropriations under s. 20.435 (3) (cd) and (oo), the department shall allocate funds for community youth and family aids for the period beginning July 1, ~~1991~~ 1993, and ending June 30, ~~1993~~ 1995, as provided in

this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

SECTION 923. 46.26 (7) (a) of the statutes is amended to read:

46.26 (7) (a) For community youth and family aids under this section, amounts not to exceed ~~\$34,784,800~~ \$36,190,500 for the last 6 months of ~~1991~~, ~~\$69,569,600~~ 1993, \$72,381,000 for ~~1992~~ 1994 and ~~\$34,784,800~~ \$36,190,500 for the first 6 months of ~~1993~~ 1995.

SECTION 924. 46.26 (7) (b) 1 of the statutes is amended to read:

46.26 (7) (b) 1. For an adjustment to compensate selected counties, amounts not to exceed ~~\$4,907,800~~ \$4,991,100 for the last 6 months of ~~1991~~, ~~\$5,991,200~~ 1993, \$5,991,300 for ~~1992~~ 1994 and ~~\$1,000,200~~ for the first 6 months of ~~1993~~ 1995.

SECTION 925. 46.26 (7) (b) 2 of the statutes is amended to read:

46.26 (7) (b) 2. To determine eligibility for payments under this paragraph for fiscal year ~~1991-92~~ 1993-94, the department shall determine a percentage for each county by dividing the combined number of ~~1988~~ 1990 and ~~1989~~ 1991 assaultive and total Part I juvenile arrests in a county by the population of that county under 18 years of age. A county having a percentage exceeding 3.5% is eligible to receive these payments.

SECTION 926. 46.26 (7) (b) 3 of the statutes is amended to read:

46.26 (7) (b) 3. To determine eligibility for payments under this paragraph for fiscal year ~~1992-93~~ 1994-95, the department shall determine a percentage for each county by using the procedure under subd. 2, updating the arrest data to reflect current statistics, if available. A county having a percentage exceeding 3.5% is eligible to receive these payments.

SECTION 927. 46.26 (7) (bn) of the statutes is amended to read:

46.26 (7) (bn) For counties not eligible for payments under par. (b), amounts not to exceed \$100,000 for the last 6 months of ~~1991~~ 1993, \$200,000 for ~~1992~~ 1994 and \$100,000 for the first 6 months of ~~1993~~ 1995.

SECTION 928. 46.26 (7) (e) of the statutes is amended to read:

46.26 (7) (e) For emergencies related to community youth and family aids under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1991~~ 1993, \$250,000 for ~~1992~~ 1994 and \$125,000 for the first 6 months of ~~1993~~ 1995. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 929. 46.26 (7) (f) of the statutes is amended to read:

46.26 (7) (f) For adjustments to have allocations to compensate for increases in per person daily cost assessments, amounts not to exceed ~~\$362,300~~ \$216,400 for the last 6 months of ~~1991~~, ~~\$1,092,400~~ 1993, \$905,400 for ~~1992~~ 1994 and ~~\$758,000~~ \$1,249,700

for the first 6 months of ~~1993~~ 1995. The department shall allocate funds under this paragraph in accordance with the requirements of sub. (3) (d).

SECTION 930. 46.26 (7) (g) of the statutes is amended to read:

46.26 (7) (g) For adjustments to provide increases for community program allocations, amounts not to exceed ~~\$819,200~~ \$1,425,000 for ~~1992~~ 1994 and ~~\$647,700~~ \$1,446,400 for the first 6 months of ~~1993~~ 1995.

SECTION 931. 46.26 (8) (a) of the statutes is amended to read:

46.26 (8) (a) From the amount of the allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last 6 months of ~~1994~~ 1993, \$1,333,400 in ~~1992~~ 1994 and \$666,700 in the first 6 months of ~~1993~~ 1995 for alcohol and other drug abuse treatment programs.

SECTION 932. 46.26 (8) (b) of the statutes is amended to read:

46.26 (8) (b) From the amount of the allocations specified in sub. (7) (b) 1, the department shall allocate \$333,300 in the last 6 months of ~~1994~~ 1993, \$666,600 in ~~1992~~ 1994 and \$333,300 in the first 6 months of ~~1993~~ 1995 for alcohol and other drug abuse treatment programs.

SECTION 934. 46.266 of the statutes is repealed and recreated to read:

46.266 Treatment funds for mentally ill persons. (1) Notwithstanding s. 49.45 (6m) (ag) and except as provided in sub. (3), if before July 1, 1989, the federal health care financing administration or the department found a skilled nursing facility or intermediate care facility in this state that provides care to medical assistance recipients for which the facility receives reimbursement under s. 49.45 (6m) to be an institution for mental diseases, the department shall allocate funds from the appropriation under s. 20.435 (7) (be) for distribution under this section to a county department under s. 51.42 for the care, in the community or in a facility found to be an institution for mental diseases, of the following persons:

(a) A person who resided in the facility on the date of the finding whose care in the facility is disallowed for federal financial participation.

(b) A person who is aged 21 to 64, who has a primary diagnosis of mental illness, who would meet the level of care requirements for medical assistance reimbursement in a skilled nursing facility or intermediate care facility but for a finding that the facility is an institution for mental diseases, and for whom services would be provided in place of a person specified in par. (a) who discontinues services.

(c) A person who is provided services in the community under this subsection, who was relocated from a nursing home found to be an institution for mental diseases and who reenters, within 6 months following his or her first receipt of services under this subsection,

a nursing home that was, before July 1, 1989, found to be an institution for mental diseases.

(2) Funds distributed under sub. (1) shall be all of the following:

(a) The amount of \$10,914,700 in each fiscal year, subject to all of the following conditions:

1. Funding for treatment in an institution for mental diseases may not exceed 90% of the daily medical assistance reimbursement rate under s. 49.45 (6m) of the facility.

2. Funding for community care, for persons who were relocated by a county department to the community from an institution for mental diseases before January 1, 1993, may not exceed 60% of the daily medical assistance reimbursement rate under s. 49.45 (6m) of the facility.

3. Funding for community care, for persons who were relocated by a county department to the community from an institution for mental diseases after December 31, 1992, may not exceed 90% of the daily medical assistance reimbursement rate under s. 49.45 (6m) of the facility, if the facility closes a bed under sub. (8) (a).

4. Funding for community care, for persons who were relocated by a county department to the community from an institution for mental diseases after December 31, 1992, may not exceed 60% of the daily medical assistance reimbursement rate under s. 49.45 (6m) of the facility, if the requirement to close a bed under sub. (8) (a) is waived by the department under sub. (8) (b) or if sub. (9) applies.

5. Funding for services in the community is not authorized under s. 46.277 for the person or for a person receiving care under s. 46.40 and for whom care under s. 46.277 might be substituted.

6. If funding for treatment in institutions for mental diseases and for community care under this section is insufficient to reimburse all eligible costs, the department shall prorate the funds.

7. Funding under this paragraph shall be reduced by the amount of any funds provided as reimbursement to a skilled nursing facility or intermediate care facility under this paragraph after the date of a finding, if any, by the federal health care financing administration that the facility is no longer an institution for mental diseases and is eligible for reimbursement under s. 49.45 (6m).

(b) Funds, calculated according to a method specified by the department, equivalent to the state share of the average daily medical assistance payment for noninstitutional medical services for residents of skilled nursing facilities or intermediate care facilities found to be institutions for mental diseases whose care has been disallowed for federal financial participation.

(3) The total number of beds in skilled nursing facilities or intermediate care facilities that are funded at any one time under subs. (1) and (2) may not exceed the number of beds available for the persons specified

in sub. (1) (a), minus the number of beds reduced under sub. (8) (a), plus the number of beds added for persons who are specified under sub. (1) (c).

(4) The county department under s. 51.42 to which funding shall be provided under sub. (1) is one of the following:

(a) The county department in the county of residence of the person whose care in the facility has been disallowed for federal financial participation.

(b) If the department is unable to determine the county of residence under par. (a), the county department of the county in which is located the facility where the person resided on the date of the finding by the federal health care financing administration or the department.

(5) The board under s. 51.42 (5) or, in a county with a county administrator or a county executive, the director under s. 51.42 (6m) shall use funds provided under this section to contribute to the cost of the person's continued care in an institution for mental diseases or in the community.

(6) No skilled nursing facility or intermediate care facility that has residents who are 21 to 64 years of age and have primary diagnoses of mental illness may receive funds under this section unless the skilled nursing facility or intermediate care facility has received distinct part or separate licensure under s. 50.03 (1m).

(7) The department is not required to decrease the statewide nursing home bed limit under s. 150.31 to account for nursing home beds closed under this section and, notwithstanding subch. II of ch. 150, may redistribute the nursing home beds made available by the provision of services under this section if the department promulgates rules establishing a method by which the beds will be redistributed.

(8) (a) Except as provided in sub. (9), if a county department relocates a person from a nursing home to the community under sub. (1), the nursing home shall terminate use of the bed occupied by the individual as part of a plan submitted by the nursing home and approved by the department.

(b) The department may waive the requirement under par. (a) for relocations that are part of a plan submitted by the nursing home and approved by the department that the department expects will result in all of the following:

1. A finding by the federal health care financing administration that the nursing home is no longer an institution for mental diseases.

2. Licensure of the nursing home as a nursing home under s. 50.03.

3. Certification by the department of the nursing home as a provider of medical assistance.

(9) If approved by the department, a nursing home may, instead of closing a bed, agree to receive a permanent limitation on the facility's payment under s. 49.45 (6m) for each person relocated under this section. The department shall promulgate rules to administer this subsection.

SECTION 935. 46.268 (title) and (1) (intro.) of the statutes are amended to read:

46.268 (title) Relocation services for individuals with mental illness. (1) (intro.) Notwithstanding s. 49.45 (6m) (ag), ~~the department may, for the period beginning on July 1, 1991, and ending on June 30, 1993, transfer or credit funds from the appropriation under s. 20.435 (1) (b) to the appropriation under s. 20.435 (7) (be); (7) (be), the department shall distribute not more than \$830,000 in each fiscal year in order to provide funding of community services for an eligible individual, if all of the following apply:~~

SECTION 936. 46.268 (1) (a) 1 of the statutes is amended to read:

46.268 (1) (a) 1. Has mental illness, as defined in s. 49.45 (6c) (a) 7 $\frac{1}{2}$.

SECTION 937. 46.268 (1) (a) 2 of the statutes is amended to read:

46.268 (1) (a) 2. Is otherwise eligible for medical assistance $\frac{1}{2}$.

SECTION 938. 46.268 (1) (a) 3 of the statutes is amended to read:

46.268 (1) (a) 3. Is determined under s. 49.45 (6c) (d) 1 to be in need of active treatment but ~~not to require facility care; whose treatment needs can be served in the community.~~

SECTION 939. 46.268 (1) (a) 4 of the statutes is repealed.

SECTION 940. 46.268 (1) (a) 5 of the statutes is repealed.

SECTION 941. 46.268 (1) (c) of the statutes is renumbered 46.268 (1) (c) 1 and amended to read:

46.268 (1) (c) 1. The amount of funds for ~~the~~ an individual who was relocated by a county department to the community from a facility before January 1, 1993, does not exceed 60% of the daily medical assistance reimbursement rate of the facility under s. 49.45 (6m).

SECTION 942. 46.268 (1) (c) 2 of the statutes is created to read:

46.268 (1) (c) 2. The amount of funds for an individual who was relocated by a county department to the community from a facility after December 31, 1992, does not exceed 90% of the daily medical assistance reimbursement rate of the facility under s. 49.45 (6m).

SECTION 943. 46.27 (3) (e) (intro.) of the statutes is amended to read:

46.27 (3) (e) (intro.) ~~After~~ Except as provided in sub. (3g), after implementing the program for 12 months and within the limits of state and federal funds allocated under sub. (7), provide noninstitutional community alternatives for a significant number of persons in each of the groups listed in sub. (4) (a) 1 and eligible under sub. (6). The department shall determine what constitutes a "significant number of persons" for each participating county, based on county size and on the statewide proportion of per-

sons from each group receiving medical assistance in a nursing home, ~~except that the department shall, beginning on January 1, 1990, for the groups specified under sub. (4) (a) 1. a., b. and d., increase by 10% the determination of what constitutes a "significant number of persons" for each group and, beginning on January 1, 1994, shall annually adjust each determination to reflect changes in the state population of eligible persons and to reflect purposes for which increased funds, if any, are appropriated by the legislature for the program.~~ If a county fails to meet the "significant number of persons" requirement under this paragraph, all of the following apply:

SECTION 943g. 46.27 (3g) of the statutes is created to read:

46.27 (3g) WAIVER OF REQUIREMENTS. The department may waive requirements under sub. (3) (e) for a county if the county is able to demonstrate one of the following:

(a) That the county has disproportionately lengthy waiting lists for services under sub. (7) or under sub. (11) for one or more of the groups listed in sub. (4) (a) 1.

(b) That demographic or other data indicate that the county's population is significantly at variance with the statewide proportion of persons from each group listed in sub. (4) (a) 1 receiving medical assistance in a nursing home.

Vetoed in Part SECTION 943m. 46.27 (4) (d) of the statutes is created to read:

46.27 (4) (d). The planning committee shall, if requested by the department, provide to the department a statement, as specified in s. 150.35 (3).

SECTION 944. 46.27 (5) (d) of the statutes is repealed and recreated to read:

46.27 (5) (d) Determine, under sub. (6u), the cost-sharing obligations, if any, for all persons who meet the criteria specified in sub. (6) (b) and are applying for or receiving long-term community support services that are funded under sub. (7) or (11).

SECTION 945. 46.27 (5) (f) of the statutes is repealed.

SECTION 946. 46.27 (5) (g) of the statutes is repealed.

SECTION 947. 46.27 (6r) (b) 1m of the statutes is amended to read:

46.27 (6r) (b) 1m. The person meets the requirement requirements under s. 49.45 (6g) (a) 1, 2 or 3 46.266 (1) (a), (b) or (c) for receipt of care in an institution for mental diseases.

SECTION 948. 46.27 (6u) of the statutes is created to read:

46.27 (6u) FINANCIAL ELIGIBILITY AND COST-SHARING REQUIREMENTS. (a) In this subsection, "resources" has the meaning given in s. 49.45 (17) (a) 2.

(b) The county department or aging unit selected to administer the program shall require all persons applying for long-term community support services

that are funded under sub. (7) or (11) and, annually, all persons receiving the services to provide the following information:

1. For persons applying for or receiving services under sub. (7), a declaration of income and resources, on a form prescribed by the department. The declaration shall include any resources that the person applying for or receiving the services, or his or her spouse, has, after the effective date of this subdivision [revisor inserts date], transferred to another for less than fair market value at any time within the 30 months immediately before the date of the declaration.

2. For persons applying for or receiving services under sub. (11), a declaration of income, on a form prescribed by the department.

(c) From the information obtained under par. (b), the county department or aging unit shall:

1. Determine the financial eligibility of the applicant or recipient of services to receive assistance for long-term community support services under the program. A person is financially eligible under this subdivision if he or she is one of the following:

a. Eligible for medical assistance under s. 49.46, 49.468 or 49.47.

b. A person whom the county department or aging unit finds is likely to become medically indigent within 6 months by spending excess income or resources for medical or remedial care.

2. For a person who is determined to be financially eligible under subd. 1 calculate, by use of the uniform fee system under s. 46.03 (18), the amount of cost sharing required for receipt of long-term community support services provided under sub. (5) (b). The county department or aging unit shall require payment by the person of at least 50% of the amount calculated under this subdivision.

3. Bill persons not determined under subd. 1 to be financially eligible for the full cost of long-term community support services received.

4. Use funds received under subds. 2 and 3 to pay for long-term community support services for persons who are eligible under sub. (6) (b).

(d) In determining financial eligibility under par. (c) 1 and in calculating the amount under par. (c) 2, the county department or aging unit shall include as the resources for any person, except those persons who are eligible for medical assistance under s. 49.46, 49.468 or 49.47, any portion of resources that the person or the person's spouse has, after the effective date of this paragraph [revisor inserts date], transferred to another as specified in par. (b), unless one of the following conditions applies:

1. The transferred resource has no current value.

2. The county department or aging unit determines that undue hardship would result to the person or to his or her family from a denial of financial eligibility or from including all or a portion of a transferred

resource in the calculation of the amount of cost sharing required.

SECTION 949. 46.27 (11) (d) of the statutes is created to read:

46.27 (11) (d) Section 49.45 (37) applies to this subsection.

SECTION 950. 46.271 (1) (intro.) of the statutes is amended to read:

46.271 (1) (intro.) From the appropriation under s. 20.435 (7) (bd), the department shall allocate award \$100,000 in each fiscal year ~~1991-92 and \$100,000 in fiscal year 1992-93~~ to applying county departments under s. 46.215, 46.22, 46.23, 51.42 or 51.437 or to an aging unit under the conditions specified in sub. (3) to establish pilot projects for home and community-based long-term support services. Funds ~~allocated~~ awarded to the pilot projects shall be used to do any of the following:

SECTION 951. 46.271 (1) (a) of the statutes is amended to read:

46.271 (1) (a) Provide administration for projects that serve individuals who are discharged from hospitals and meet one of the eligibility requirements under s. 46.27 (6r) (b) 1 to 4.

SECTION 952. 46.271 (2) (c) of the statutes is repealed.

SECTION 953. 46.275 (2) (d) of the statutes is amended to read:

46.275 (2) (d) Review Unless s. 49.45 (37) applies, review and approve or disapprove each plan of care developed under sub. (3) (c) 2.

SECTION 954. 46.275 (3) (c) 2 of the statutes is amended to read:

46.275 (3) (c) 2. The services are provided to each recipient under a written plan of care designed for that recipient and, unless s. 49.45 (37) applies, approved by the department.

SECTION 955. 46.277 (2) (d) of the statutes is amended to read:

46.277 (2) (d) Review Unless s. 49.45 (37) applies, review and approve or disapprove each plan of care developed by the county department under sub. (3).

SECTION 956. 46.278 (2) of the statutes is renumbered 46.278 (2) (a).

SECTION 957. 46.278 (2) (b) of the statutes is created to read:

46.278 (2) (b) Section 49.45 (37) applies to this subsection.

SECTION 958. 46.278 (3) (intro.) of the statutes is amended to read:

46.278 (3) **WAIVER; EXTENSION; DUTIES.** (intro.) If the department receives a waiver requested under sub. (2) (a), it may request a 3-year extension of the waiver under 42 USC 1396n (c) and shall perform the following duties:

SECTION 958g. 46.278 (6) (d) of the statutes is created to read:

46.278 (6) (d) If a county makes available nonfederal funds equal to the state share of service costs under the waiver received under sub. (3), the department may, from the appropriation under s. 20.435 (1) (o), provide reimbursement for services that the county provides under this section to persons who are in addition to those who may be served under this section with funds from the appropriation under s. 20.435 (1) (b).

SECTION 958m. 46.31 (4) of the statutes is amended to read:

46.31 (4) This section does not apply after ~~December 31, 1994~~ June 30, 1995.

SECTION 959. 46.34 of the statutes is created to read:

46.34 Emission standards for hazardous air contaminants. The department may assist the department of natural resources in the development of emission standards for hazardous air contaminants under s. 144.375 (5) (b).

SECTION 959m. 46.35 of the statutes is created to read:

46.35 Council on American Indian health. (1) **DEFINITION.** In this section, "American Indian health" means all aspects of the physical and mental health of American Indians residing in this state, including alcohol and other drug abuse evaluation and treatment, audiology, dentistry and dental hygiene, community health nursing, general internal medicine, laboratory and X-ray services, mental health care, optometry, physical therapy, pharmacy, podiatry and social services.

(2) **DUTIES.** The council on American Indian health shall do all of the following:

(a) Develop, periodically update and recommend to the department a state plan for the improvement of health care services to American Indians in this state. The council shall consult with tribal governments and health programs, the federal Indian health service, the department and other entities involved in American Indian health to seek their comments and suggestions regarding the plan and to coordinate the plan with plans developed by those entities. The plan shall address all of the following:

1. The availability of comprehensive health care services for all American Indians in this state.

2. Access for American Indians and tribal governments to state and county health care programs, including, where appropriate, tribal administration of such programs.

3. Intergovernmental coordination of health care programs affecting American Indians, including coordination among tribal, county, state and federal governments.

4. The development and coordination of programs to address health care issues of particular concern to American Indians.

5. Recruitment and training of health care providers to meet the specialized health needs of American

Indians, including the recruitment and training of American Indians from this state and other individuals with a particular commitment to serving American Indian communities.

6. Research regarding health care issues of particular concern to American Indians.

7. Any other topic identified by the council.

(b) Advise the officers and entities specified in sub. (4) regarding funding, policies, programs and operations of those entities and other matters with respect to American Indian health.

(c) Recommend legislation relating to American Indian health.

(d) Seek the collaboration of private, state and federal agencies in funding and conducting a comprehensive assessment of the health care needs of American Indians in this state.

(e) Consider all questions and matters regarding American Indian health arising within the council or brought to the council for review.

(f) Submit annually to the legislature under s. 13.172 (2) and to the American Indian study committee under s. 13.83 (3) a report concerning the council's recommendations under par. (c).

(g) Meet at least 4 times annually.

(3) POWERS. The council on American Indian health may do any of the following:

(a) Form committees for the consideration of specific topics within the charge of the council.

(b) Request reports or other information from state agencies regarding issues affecting American Indian health.

(c) Hold public hearings to gather information regarding issues affecting American Indian health.

(d) Request assistance or information and solicit policy recommendations from tribal governments and health programs, the federal Indian health service, the department and other entities involved in American Indian health.

(e) Conduct public forums or other educational programs to inform policymakers and administrators of state and county health programs and the general public about the health care needs of American Indians.

(4) LIAISON WITH STATE AGENCIES. All of the following shall maintain liaison with and periodically report to the council on American Indian health concerning progress in achieving the objectives of the state plan developed under sub. (2) (a):

(a) The state superintendent of public instruction.

(b) The secretary of transportation.

(c) The secretary of health and social services.

(d) The university of Wisconsin-Madison medical school.

(e) The state board of vocational, technical and adult education.

SECTION 960. 46.40 (1) of the statutes is repealed and recreated to read:

46.40 (1) DISTRIBUTION LIMITS. Within the limits of available federal funds and of the appropriations under s. 20.435 (7) (b) and (o), the department shall distribute funds for community social, mental health, developmental disabilities and alcohol and other drug abuse services to county departments under ss. 46.215, 46.22, 46.23, 51.42 and 51.437, to county aging units and to private nonprofit organizations as authorized under s. 46.98 (2) (a), as provided in subs. (2) to (12).

SECTION 961. 46.40 (2) of the statutes is created to read:

46.40 (2) BASIC COUNTY ALLOCATION. For social services under s. 49.52 (1) (d) and services under s. 51.423 (2), the department shall distribute not more than \$121,552,100 for the last 6 months of 1993, not more than \$245,438,400 for 1994 and not more than \$126,756,700 for the first 6 months of 1995.

SECTION 962. 46.40 (3) of the statutes is created to read:

46.40 (3) CONSOLIDATED ALLOCATION FOR SERVICES TO CHILDREN AND FAMILIES. For services to children and families, including child abuse and neglect services under s. 46.51, family-based and other child welfare services under s. 48.985 (2) and family preservation services under 1993 Wisconsin Act ... (this act), section 9126 (15d), the department shall distribute not more than \$4,926,200 for the last 6 months of 1993, not more than \$10,598,500 for 1994 and not more than \$5,372,300 for the first 6 months of 1995.

SECTION 962dg. 46.40 (3) of the statutes, as created by 1993 Wisconsin Act ... (this act), is renumbered 46.40 (3) (a).

SECTION 962g. 46.40 (3) (b) of the statutes is created to read:

46.40 (3) (b) 1. Subject to s. 46.98 (3) (bg), for child care services under s. 46.98 (4g) to assist families in stress and to preserve family units, the department shall distribute, for 1994 and the first 6 months of 1995, the amounts transferred to this distribution under sub. (4) (a).

2. If any amounts that are distributed for child care services under subd. 1 are not spent or encumbered as of December 31 of any year, the department shall transfer those amounts to the appropriations under s. 20.435 (6) (jg) and (n) as provided in sub. (4) (c).

~~3. The department shall claim additional federal reimbursement under 42 USC 601 to 617 and 670 to 679a for child care services to assist families in stress and to preserve family units that are paid for with funds distributed under this subsection and, if the department receives any additional federal reimbursement for those child care services, the department shall distribute that additional federal reimbursement for child care services to assist families in stress and to preserve family units. A county department under s. 46.215, 46.22 or 46.23 or a private nonprofit organiza-~~

Vetoed
in Part

Vetoed in Part Non as described in s. 46.98 (2) (a) that receives funding under this subsection for child care services to assist families in stress and to preserve family units shall report to the department the amounts that it expends for those child care services.

SECTION 963. 46.40 (3m) of the statutes is created to read:

46.40 (3m) SUPPORTIVE HOME CARE. For supportive home care services, the department shall distribute not more than \$6,582,800 for the last 6 months of 1993, not more than \$13,165,600 for 1994 and not more than \$6,582,800 for the first 6 months of 1995.

SECTION 964d. 46.40 (4) of the statutes is repealed and recreated to read:

46.40 (4) CHILD CARE SERVICES. (a) For distribution for child care services under s. 46.98 (2m), (3) and (4g), the department shall allocate not more than \$13,991,100 for the last 6 months of 1993, not more than \$28,048,600 for 1994 and not more than \$14,057,400 for the first 6 months of 1995. From the amounts specified in this paragraph for 1994 and the first 6 months of 1995, the department shall transfer to the distribution under sub. (3) for child care services under s. 46.98 (4g) amounts that the department shall determine based on the amount expended in 1992 by county departments under s. 46.215, 46.22 and 46.23 and by nonprofit organizations as described in s. 46.98 (2) (a) for child care services to assist families in stress and to preserve family units.

(b) If any amounts that are allocated under par. (a) for child care services under s. 46.98 (3) are not spent or encumbered as of December 31 of any year by the county department under s. 46.215, 46.22 or 46.23 or nonprofit organization as described in s. 46.98 (2) (a) to which those amounts were allocated, the department, at the request of that county department or nonprofit organization, may permit that county department or nonprofit organization to carry forward for expenditure for child care services under s. 46.98 (2m) and (3) in the next year up to 50% of the amounts that were allocated to, and unspent or unencumbered by, that county department or nonprofit organization.

(c) If any amounts remain of the funds from the appropriation under s. 20.435 (7) (b) that are allocated for child care services under par. (a) after the department has permitted an amount to be carried forward under par. (b), the department shall, on December 31 of any year, transfer those remaining amounts to the appropriation under s. 20.435 (6) (jg). If any amounts remain of the funds from the appropriation under s. 20.435 (7) (o) that are allocated for child care services under par. (a) after the department has permitted an amount to be carried forward under par. (b), the department shall, on December 31 of any year, transfer those remaining amounts to the appropriation under s. 20.435 (6) (n).

(d) If the department receives any additional federal reimbursement for child care provided for per-

sons under s. 49.193 or 49.50 and paid for with funds allocated under par. (a), the department shall distribute those funds for the purposes specified in sub. (3) and s. 46.98 (2m) and (3).

SECTION 970. 46.40 (5) of the statutes is repealed and recreated to read:

46.40 (5) COMMUNITY SUPPORT PROGRAMS. For community support programs for the chronically mentally ill under s. 51.421, the department shall distribute not more than \$955,200 for the last 6 months of 1993, not more than \$1,910,400 for 1994 and not more than \$955,200 for the first 6 months of 1995.

SECTION 971. 46.40 (6) of the statutes is created to read:

46.40 (6) COMMUNITY-BASED PROGRAMS FOR THE DEVELOPMENTALLY DISABLED. (a) For community-based programs for the developmentally disabled, the department shall distribute not more than \$756,500 for the last 6 months of 1993, not more than \$1,513,000 for 1994 and not more than \$756,500 for the first 6 months of 1995.

(b) In addition to the amounts under par. (a), the department shall distribute for community-based programs for the developmentally disabled not more than \$550,700 for the last 6 months of 1993, not more than \$1,101,400 for 1994 and not more than \$550,700 for the first 6 months of 1995, based on the number of individuals on the waiting list for services for the developmentally disabled in each county.

SECTION 972. 46.40 (7) of the statutes is created to read:

46.40 (7) FAMILY SUPPORT PROGRAMS. For family support programs for the families of disabled children under s. 46.985, the department shall distribute not more than \$1,506,600 for the last 6 months of 1993, not more than \$4,339,800 for 1994 and not more than \$2,169,900 for the first 6 months of 1995.

SECTION 973. 46.40 (8) of the statutes is created to read:

46.40 (8) ALZHEIMER'S FAMILY AND CAREGIVER SUPPORT. For services to persons with Alzheimer's disease and their caregivers under s. 46.87, the department shall distribute not more than \$938,500 for the last 6 months of 1993, not more than \$1,877,000 for 1994 and not more than \$938,500 for the first 6 months of 1995.

SECTION 974. 46.40 (9) of the statutes is created to read:

46.40 (9) EMERGENCIES. For emergencies, the department may distribute not more than \$125,000 for the last 6 months of 1993, not more than \$250,000 for 1994 and not more than \$125,000 for the first 6 months of 1995.

SECTION 975. 46.40 (10) of the statutes is created to read:

46.40 (10) ALCOHOL, DRUG ABUSE AND MENTAL HEALTH. (a) For alcohol and drug abuse services funded through moneys received under 42 USC 300x to 300x-9, the department shall distribute not more

than \$1,641,700 for the last 6 months of 1993, not more than \$3,283,500 for 1994 and not more than \$1,641,800 for the first 6 months of 1995.

(am) In addition to the amounts distributed under par. (a), for alcohol and other drug abuse services for youth funded through moneys received under 42 USC 300x to 300x-9, the department shall distribute not more than \$225,000 in the last 6 months of 1993, not more than \$450,000 in 1994 and not more than \$225,000 for the first 6 months of 1995.

(b) For mental health services funded through moneys received under 42 USC 300x to 300x-9, the department shall distribute not more than \$1,038,700 for the last 6 months of 1993, not more than \$2,077,300 for 1994 and not more than \$1,038,600 for the first 6 months of 1995.

SECTION 977. 46.40 (12) of the statutes is created to read:

46.40 (12) ALCOHOL AND OTHER DRUG ABUSE PROGRAMS. For the expansion of existing or the creation of new alcohol and other drug abuse programs, the department shall distribute not more than \$2,720,300 in the last 6 months of 1993, not more than \$5,440,600 for 1994 and not more than \$2,720,300 for the first 6 months of 1995. The department may distribute funds to a county under this subsection only if the county submits to the department a plan for the use of the funds. Annually, the department shall distribute funds to a county in the same proportion as the county's proportion is of the total expenditures by counties of funds from all sources for alcohol and other drug abuse services, as reported to the department for the most recent year available. A county may not use funds distributed under this subsection to reduce its expenditures from other sources for alcohol and other drug abuse services below the level of the year before the year for which the funds are distributed.

SECTION 978. 46.45 (intro.) of the statutes is amended to read:

46.45 Carry-over of community aids funds. (intro.) Funds allocated by the department under ss. 46.87 (3) (c) 4 and (4), 46.98 (2) (a) 2, 49.52 (1) (d) and 51.423 (2) but not spent or encumbered by counties, governing bodies of federally recognized American Indian tribes or private nonprofit organizations by December 31 of each year and funds recovered under ss. 49.52 (2) (b) and 51.423 (15) and deposited in the appropriation under s. 20.435 (7) (b) lapse to the general fund on the succeeding January 1 unless carried forward to the next calendar year under s. 20.435 (7) (b) or as follows:

SECTION 979. 46.45 (1) of the statutes is amended to read:

46.45 (1) The department shall carry forward funds allocated for child day care under ~~ss. s.~~ 46.98 (2) (a) 2 ~~and 49.52 (1) (d)~~ as provided under s. 20.435 (6) ~~(j)~~ and (n) and (7) (e).

SECTION 980. 46.45 (3) (a) of the statutes is amended to read:

46.45 (3) (a) Except as provided in par. (b), at the request of a county, tribal governing body or private nonprofit organization, the department shall carry forward up to 3% of the total amount allocated to the county, tribal governing body or nonprofit organization for a calendar year, except for funds allocated for day child care under ss. s. 46.98 (2) (a) 2 and 49.52 (1) (d) and funds allocated under s. 46.40 (1) for services to delinquent children, for use by the county, tribal governing body or nonprofit organization in the following calendar year. The department may not carry forward more than 25% of the amount allocated distributed to a county, tribal governing body or nonprofit organization for any allocation under s. 46.40 (1). ~~The department may carry forward funds allocated under s. 46.40 (1) for services to delinquent children as provided in s. 46.26 (3) (dm) and (e) and may carry forward funds allocated for day care under ss. 46.98 (2) (a) and 49.52 (1) (d) as provided in sub. (1) (3) (a), (3m) and (5) to (12). The department may permit a county department or nonprofit organization to carry forward amounts allocated under s. 46.40 (4) (a) for child care services under s. 46.98 (3), as provided in s. 46.40 (4) (b).~~ All funds carried forward for a tribal governing body or nonprofit organization ~~and~~ all federal child welfare funds, under 42 USC 620 to 626, ~~and~~ federal alcohol, drug abuse and mental health block grant funds, under 42 USC 300x to 300x-9, ~~and~~ all child care funds under s. 46.98 (2) (a) carried forward for a county shall be used for the purpose for which the funds were originally allocated. Except as provided under par. (am), other funds carried forward may be used for any purpose under s. 20.435 (7) (b). If a county match was required by s. 49.52 (1) (d) or 51.423 (2) when funds carried forward were originally allocated distributed, the county match requirement applies to the funds in the following calendar year.

SECTION 981. 46.48 (1) of the statutes is amended to read:

46.48 (1) GENERAL. From the appropriation under s. 20.435 (7) (bc), the department shall ~~allocate distributed~~ tribute grants for community programs as provided in this section.

SECTION 982. 46.48 (2) (title) of the statutes is renumbered 46.51 (title).

SECTION 983. 46.48 (2) (a) of the statutes is renumbered 46.51 (1) and amended to read:

46.51 (1) ~~The~~ From the amounts distributed under s. 46.40 (3) (a) for services for children and families, the department shall ~~allocate \$1,425,000 in each fiscal year distribute funds~~ to eligible counties for services related to child abuse and neglect, including child abuse and neglect prevention, investigation and treatment.

SECTION 984. 46.48 (2) (c) of the statutes is renumbered 46.51 (3) and amended to read:

46.51 (3) The department shall ~~allocate the amounts of the allocations~~ distribute the funds under ~~par. (a) sub. (1)~~ to counties that have a serious problem with child abuse and neglect according to eligibility criteria and ~~allocation~~ distribution criteria to be developed by the department.

SECTION 985. 46.48 (2) (d) of the statutes is renumbered 46.51 (4) and amended to read:

46.51 (4) A county may use the funds allocated distributed under this ~~subsection~~ section to fund additional foster parents to care for abused and neglected children and to fund additional staff positions to provide services related to child abuse and neglect.

SECTION 986. 46.48 (2) (e) of the statutes is renumbered 46.51 (5) and amended to read:

46.51 (5) A county may not use the funds allocated distributed under this ~~subsection~~ section to reduce its expenditures from other sources for services related to child abuse and neglect below the level in the year before the year for which the funds are ~~allocated distributed~~.

SECTION 987. 46.48 (2) (f) of the statutes is repealed.

SECTION 988. 46.48 (5) of the statutes is repealed.

SECTION 989. 46.48 (7) of the statutes is amended to read:

46.48 (7) SERVICES TO RESIDENTS OF CHRISTIAN LEAGUE FOR THE HANDICAPPED. The department shall ~~allocate distribute~~ \$53,800 in each fiscal year to county departments under s. 46.23, 51.42 or 51.437 of the counties that are fiscally responsible for persons who resided in the Christian league for the handicapped in Walworth county on the date that the facility gave up its status as a medical assistance provider for the purpose of providing services to those persons.

SECTION 990. 46.48 (8) of the statutes is renumbered 46.48 (3) and amended to read:

46.48 (3) FOSTER CARE PLACEMENT CONTINUATION. (a) The department shall ~~allocate distribute~~ \$497,200 in each fiscal year to counties for the purpose of supplementing payments for the care of an individual who attains age 18 after 1986 and who resided in a foster home, as defined in s. 48.02 (6), for at least 2 years immediately prior to attaining age 18 and, for at least 2 years, received exceptional foster care payments in order to avoid institutionalization, as provided under rules promulgated by the department, so that the individual may live in a family home or other noninstitutional situation after attaining age 18. No county may use funds provided under this paragraph to replace funds previously used by the county for this purpose.

(b) A county shall evaluate the proposed living arrangement of an individual under par. (a) to determine whether that living arrangement is cost-effective compared to other care reasonably available to the county including other community care as well as institutional care. If the proposed living arrangement is not cost-effective, the county may not use funds

provided distributed under par. (a) for the care of that individual in the proposed living arrangement. A county shall evaluate the cost-effectiveness of the living arrangement of an individual for whom funds are provided under par. (a) at least once every 5 years.

SECTION 991. 46.48 (9) of the statutes is repealed.

SECTION 992. 46.48 (10) of the statutes is created to read:

46.48 (10) COMPETENCY EXAMINATIONS. The department shall provide not more than \$484,300 in each fiscal year to a county with a population of 500,000 or more to fund examinations under s. 971.14 (2) in that county.

SECTION 993. 46.48 (10m) of the statutes is repealed.

SECTION 994. 46.48 (11) of the statutes is renumbered 46.48 (4) and amended to read:

46.48 (4) TREATMENT ALTERNATIVE PROGRAM. For grants under s. 46.65, the department shall ~~allocate award~~ not more than \$261,300 in each fiscal year ~~for~~ as grants to applicants that have previously received grants under s. 46.65.

SECTION 995. 46.48 (13) of the statutes is created to read:

46.48 (13) SUPPORTED EMPLOYMENT OPPORTUNITIES. The department shall distribute not more than \$30,000 in the last 6 months of 1993, not more than \$60,000 for 1994 and not more than \$30,000 for the first 6 months of 1995 for programs to provide supported employment opportunities for severely disabled persons.

SECTION 996. 46.48 (14) of the statutes is created to read:

46.48 (14) EPILEPSY SERVICES GRANTS. The department shall distribute not more than \$75,000 for the last 6 months of 1993, not more than \$150,000 for 1994 and not more than \$75,000 for the first 6 months of 1995 for grants under s. 46.57 for services to persons with epilepsy.

SECTION 996m. 46.48 (15) of the statutes is created to read:

46.48 (15) MILWAUKEE FOSTER CARE AND ADOPTION PROJECT. (a) The department shall distribute the following amounts in each fiscal year to Milwaukee county:

1. For recruiting, training and licensing new foster parents for children in Milwaukee county and for providing ongoing family reunification services for children and families in Milwaukee county, \$750,000 in each fiscal year.

2. For purchasing foster parent training from a private or educational agency, \$150,000 in each fiscal year.

3. For enhancing Milwaukee county's capacity to assess the needs of children who are in long-term foster care and children who are new to foster care, for recruiting and investigating proposed adoptive parents and for prosecuting adoption petitions, \$130,000 in each fiscal year.

(b) In addition to the amounts distributed under par. (a), if the department receives any federal moneys under 42 USC 670 to 679a in reimbursement of the amounts distributed under par. (a), the department shall distribute those moneys to Milwaukee county for the purposes specified in par. (a).

SECTION 997. 46.48 (16) (title) of the statutes is repealed.

SECTION 998. 46.48 (16) (a) of the statutes is renumbered 46.86 (2m) (a).

SECTION 999. 46.48 (16) (b) of the statutes is renumbered 46.48 (5) and amended to read:

46.48 (5) (title) ALCOHOL AND OTHER DRUG ABUSE RESIDENTIAL TREATMENT. For funding of an 8-bed at least 8 beds at a community-based residential facility in which English and Spanish are spoken, to provide treatment for alcohol and other drug abuse to residents of a 1st class city, the department may allocate distribute not more than \$248,200 for each fiscal year as a grant to the New Beginning residential treatment program that is located on 12th Street and National Avenue in the city of Milwaukee. This paragraph does not apply after June 30, 1993 1995.

SECTION 1000. 46.48 (16) (c) of the statutes is amended to read:

46.48 (16) (c) The department shall allocate distribute not more than \$79,100 in each fiscal year 1992-93 for residential long-term treatment for alcohol and other drug abuse, including treatment with respect to family relationships, antisocial behavior and employability, in a treatment facility, as defined in s. 51.01 (19), in a 1st class city.

SECTION 1001. 46.48 (16) (c) of the statutes, as affected by 1993 Wisconsin Act (this act), is renumbered 46.86 (2m) (b) and amended to read:

46.86 (2m) (b) The From the appropriation under s. 20.435 (7) (md), the department shall distribute not more than \$79,100 in each fiscal year for residential long-term treatment for alcohol and other drug abuse, including treatment with respect to family relationships, antisocial behavior and employability, in a treatment facility, as defined in s. 51.01 (19), in a 1st class city.

SECTION 1002. 46.48 (18) of the statutes is renumbered 46.48 (6) and amended to read:

46.48 (6) CAREER YOUTH DEVELOPMENT CENTER. (a) The department shall allocate \$200,000 in fiscal year 1991-92 and distribute \$110,000 in each fiscal year 1992-93 to the career youth development center in the city of Milwaukee. Of these amounts, \$90,000 shall be allocated in fiscal year 1991-92 for the construction of an inpatient substance abuse treatment facility, \$80,000 shall be allocated distributed in each fiscal year for the operation of a minority youth substance abuse treatment program and \$30,000 shall be allocated distributed in each fiscal year for drug prevention programs for high school athletes in the Milwaukee public school system.

(b) This subsection does not apply after June 30, 1993 1995.

SECTION 1003. 46.48 (19) (title) of the statutes is repealed.

SECTION 1004. 46.48 (19) (a) of the statutes is amended to read:

46.48 (19) (a) If the department has developed and submitted a plan for a pilot project to the governor as provided in par. (b), it shall allocate in fiscal year 1991-92 \$450,000 plus any amount that was required to be allocated under this paragraph but was not encumbered in fiscal year 1990-91 and The department shall allocate distribute \$900,000 in each fiscal year 1992-93 to fund a multidisciplinary prevention and treatment team in Milwaukee county for cocaine-abusing women and their children. The multidisciplinary prevention and treatment team must coordinate its activities with other prevention and treatment programs in Milwaukee county for cocaine-abusing women and their children. Residents from other counties may be served by the multidisciplinary prevention and treatment team. The department may carry forward funds allocated distributed under this paragraph, but not encumbered by December 31, for allocation distribution for the purpose under this paragraph in the following calendar year.

SECTION 1005. 46.48 (19) (a) of the statutes, as affected by 1993 Wisconsin Act (this act), is renumbered 46.86 (3m) (a) and amended to read:

46.86 (3m) (a) The From the appropriation under s. 20.435 (7) (md), the department shall distribute \$900,000 in each fiscal year to fund a multidisciplinary prevention and treatment team in Milwaukee county for cocaine-abusing women and their children. The multidisciplinary prevention and treatment team must coordinate its activities with other prevention and treatment programs in Milwaukee county for cocaine-abusing women and their children. Residents from other counties may be served by the multidisciplinary prevention and treatment team. The department may carry forward funds distributed under this paragraph, but not encumbered by December 31, for distribution for the purpose under this paragraph in the following calendar year.

SECTION 1006. 46.48 (19) (b) of the statutes is repealed.

SECTION 1007. 46.48 (19) (c) of the statutes is repealed.

SECTION 1008. 46.48 (20) of the statutes is repealed.

SECTION 1009. 46.48 (21) of the statutes is repealed.

SECTION 1010. 46.48 (22) (title) of the statutes is repealed.

SECTION 1011. 46.48 (22) of the statutes is amended to read:

46.48 (22) ALCOHOL AND OTHER DRUG ABUSE PROGRAM FOR WOMEN. The department shall allocate dis-

tribute \$35,000 for in each fiscal year 1992-93 as a grant to the ARC community services center for women and children in Dane county, to address a projected operation deficit of the center; to provide additional funding for transportation and meal expenses for chemically dependent women who receive services from the center; and to provide additional funding for staff of the center.

SECTION 1012. 46.48 (22) of the statutes, as affected by 1993 Wisconsin Act (this act), is renumbered 46.86 (5) and amended to read:

46.86 (5) ~~The~~ From the appropriation under s. 20.435 (7) (md), the department shall distribute \$35,000 in each fiscal year as a grant to the ARC community services center for women and children in Dane county, to address a projected operation deficit of the center; to provide additional funding for transportation and meal expenses for chemically dependent women who receive services from the center; and to provide additional funding for staff of the center.

SECTION 1013. 46.48 (23g) of the statutes is repealed.

SECTION 1014. 46.48 (24p) (title) of the statutes is renumbered 46.48 (8) (title).

SECTION 1015. 46.48 (24p) (a) of the statutes is renumbered 46.48 (8) (a).

SECTION 1016. 46.48 (24p) (b) of the statutes is renumbered 46.48 (8) (b) and amended to read:

46.48 (8) (b) The department shall ~~allocate award~~ \$125,000 in each fiscal year 1991-92 and 1992-93 as a grant to an organization or a group of organizations to provide a pilot program in Milwaukee county for prisoner reintegration.

SECTION 1017. 46.48 (24p) (c) of the statutes is renumbered 46.48 (8) (c).

SECTION 1018. 46.48 (24p) (d) of the statutes is renumbered 46.48 (8) (d).

SECTION 1019. 46.48 (25) of the statutes is renumbered 46.48 (9) and amended to read:

46.48 (9) POLICE ATHLETIC LEAGUE RECREATIONAL ACTIVITIES. The department shall ~~allocate award~~ \$5,000 in each of fiscal years 1991-92 and 1992-93 year as a grant to the Milwaukee police athletic league to purchase sports and recreational equipment for a gymnasium facility located at 2449 N. 36th Street in the city of Milwaukee and for a gymnasium facility located at 2544 N. 30th Street in the city of Milwaukee, and to contribute to the operating expenses of those gymnasium facilities.

SECTION 1020. 46.485 (2) (intro.) of the statutes is amended to read:

46.485 (2) (intro.) If, during the period beginning on July 1, 1990, and ending on June 30, ~~1993~~ 1995, a county in this state receives a Robert Wood Johnson Foundation grant for severely emotionally disturbed youths, the department:

SECTION 1021. 46.485 (2) (a) (intro.) of the statutes is amended to read:

46.485 (2) (a) (intro.) May transfer no more than \$585,400 in fiscal year 1990-91, \$614,700 in fiscal year 1991-92 ~~and~~, \$645,500 in fiscal year 1992-93, ~~\$677,800 in fiscal year 1993-94 and \$711,700 in fiscal year 1994-95~~ from the appropriation under s. 20.435 (1) (b) to the appropriation under s. 20.435 (7) (gb). These funds shall be used by the county to provide, for severely emotionally disturbed children, in the following order:

SECTION 1022. 46.485 (2) (a) 1 of the statutes is amended to read:

46.485 (2) (a) 1. For children who are eligible for medical assistance, the state share of medical assistance payments for mental health care and treatment provided after July 31, 1990, and before August 1, ~~1993~~ 1995, in an inpatient facility, as defined in s. 51.01 (10), except that care and treatment under s. 51.35 (3) may not be provided under this subdivision.

SECTION 1023. 46.485 (2) (b) of the statutes is amended to read:

46.485 (2) (b) Shall, from the appropriations under s. 20.435 (7) (bb) and (mb), allocate funds in fiscal ~~years 1991-92 and 1992-93~~ year 1993-94 as matching funds to the Robert Wood Johnson Foundation grant for severely emotionally disturbed youths, for the purposes specified in par. (a) 1 and 2.

SECTION 1024. 46.485 (3) of the statutes is amended to read:

46.485 (3) Of the funds transferred under sub. (2) (a) for fiscal year 1990-91, the department shall, on December 31, 1992, transfer to the appropriation under s. 20.435 (1) (b) any amount that has not been expended or encumbered by that date. Of the funds transferred under sub. (2) (a) for fiscal year 1991-92, the department shall, on December 31, 1993, transfer to the appropriation under s. 20.435 (1) (b) any amount that has not been encumbered by that date. Of the funds transferred under sub. (2) (a) for fiscal year 1992-93, the department shall, on December 31, 1994, transfer to the appropriation under s. 20.435 (1) (b) any amount that has not been encumbered by that date. Of the funds transferred under sub. (2) (a) for fiscal year 1993-94, the department shall, on December 31, 1995, transfer to the appropriation under s. 20.435 (1) (b) any amount that has not been encumbered by that date. Of the funds transferred under sub. (2) (a) for fiscal year 1994-95, the department shall, on December 31, 1996, transfer to the appropriation under s. 20.435 (1) (b) any amount that has not been encumbered by that date.

SECTION 1025. 46.49 of the statutes is renumbered 46.49 (1) and amended to read:

46.49 (1) If the department receives unanticipated federal alcohol, drug abuse and mental health block grant funds under 42 USC 300x to 300x-9, federal ~~job opportunities and basic skills~~ child care grant funds under 42 USC 603 (n), foster care and adoption assistance payments under 42 USC 670 to 676, ~~social services block grant funds under 42 USC 1397 to 1397e~~

or child care and development block grant funds under 42 USC 9858 and it proposes to allocate the unanticipated funds so that an allocation limit in s. 46.40 is exceeded, the department shall submit a plan for the proposed allocation to the secretary of administration. If the secretary of administration approves the plan, he or she shall submit it to the joint committee on finance. If the cochairpersons of the committee do not notify the ~~department secretary of administration~~ that the committee has scheduled a meeting for the purpose of reviewing the plan within 14 working days after the date of ~~the department's his or her~~ submittal, the department may implement the plan, notwithstanding any allocation limits under s. 46.40. If within 14 working days after the date of the ~~secretary's~~ submittal by the secretary of administration the cochairpersons of the committee notify ~~the department him or her~~ that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may implement the plan, notwithstanding s. 46.40, only with the approval of the committee.

SECTION 1026. 46.49 (2) of the statutes is created to read:

46.49 (2) If the department receives unanticipated federal social services block grant funds under 42 USC 1397 to 1397e, the department shall deposit the monies in the appropriation under s. 20.435 (7) (o).

SECTION 1027. 46.55 (title) of the statutes is amended to read:

46.55 (title) Grants for services to persons in treatment.

SECTION 1028. 46.55 (1) of the statutes is amended to read:

46.55 (1) The department shall award grants to county departments under s. 46.23 or 51.42 for the purpose of providing child care services for the children of persons who are receiving alcohol and other drug abuse treatment, including child care services for the children of the persons.

SECTION 1029. 46.55 (3) of the statutes is amended to read:

46.55 (3) A county department under s. 46.23 or 51.42 which receives a grant under sub. (1) shall give priority for the child care services to a child family whose family income is below 150% of the poverty line, under 42 USC 9902 (2), or who lives to a family with only one parent living in the home.

SECTION 1030. 46.55 (3m) of the statutes is amended to read:

46.55 (3m) Within the limits of available funding under s. 20.435 (7) (mb), the department shall award grants under this section in the a total amount for all grants of not more than \$250,000 in each fiscal year.

SECTION 1031. 46.57 (2) (a) of the statutes is amended to read:

46.57 (2) (a) As provided under s. ~~46.40 (5) (e) 2~~ 46.48 (14), the department shall award grants dis-

tribute funds to agencies to provide direct services or indirect services to or on behalf of persons with epilepsy, or their families or both.

SECTION 1032. 46.57 (4) (title) of the statutes is amended to read:

46.57 (4) (title) REPORTING.

SECTION 1033. 46.57 (4) (a) of the statutes is renumbered 46.57 (4).

SECTION 1034. 46.57 (4) (b) of the statutes is repealed.

SECTION 1035. 46.62 (2) of the statutes is amended to read:

46.62 (2) From the appropriation under s. 20.435 (4) (dg), the department shall allocate funds to county departments for the provision of case management services to individuals who are required to attend school under s. 49.50 (7) (g) and their families to improve the school attendance and achievement of those individuals. At least 75% of the funds that the department allocates under this subsection to provide case management services to individuals who are 13 to 19 years of age shall be allocated to a county department of a county with a population of 500,000 or more. A county department is eligible to receive funds under this section to provide case management services to individuals who are 13 to 19 years of age in a fiscal year if 35 or more individuals, 13 to 19 years of age, residing in the county were sanctioned under s. 49.50 (7) (h) or were subject to the monthly attendance requirement under s. HSS 201.195 (4) (b) 2, Wis. adm. code, in any month during the previous fiscal year.

SECTION 1036. 46.71 (3) of the statutes is amended to read:

46.71 (3) This section does not apply after June 30, ~~1993~~ 1995.

SECTION 1037m. 46.715 (1) (intro.) of the statutes is amended to read:

46.715 (1) (intro.) Within the limits of the availability of federal funds, the department shall, from the appropriation under s. 20.435 (7) (mb), allocate up to award not more than \$1,200,000 in each state fiscal year to fund programs to limit violence and abuse of controlled substances in neighborhoods, including funding for the creation of Wisconsin against drug environments centers and for the use of neighborhood organizers, culturally representative alcohol and other drug abuse trainers, community speakers and persons to monitor certain court actions, under as grants to any of the following applying entities:

SECTION 1040. 46.715 (2) of the statutes is amended to read:

46.715 (2) The department shall distribute funds allocated awarded under this section shall be allocated on the basis of the numbers of drug-related arrests in the area of the applying entity in proportion to the numbers of statewide drug-related arrests, except that the department may consider the need for a minimum level of funding for each grant.

SECTION 1041. 46.715 (3) of the statutes is amended to read:

46.715 (3) This section does not apply after June 30, 1993 ~~1995~~.

SECTION 1042m. 46.717 of the statutes is amended to read:

46.717 Alcohol and other drug abuse treatment; hearing impaired. From the appropriation under s. 20.435 (7) (md), the department shall ~~allocate \$160,000 in fiscal year 1991-92 distribute \$50,000 in fiscal year 1993-94 to fund one-time start-up costs for a pilot alcohol and other drug abuse treatment program, within an existing alcohol and other drug abuse treatment program, for hearing-impaired individuals. The department shall provide a grant to an applying organization to develop and operate the pilot program and shall evaluate the pilot program to determine its effectiveness in serving hearing-impaired alcohol or other drug abusers.~~

SECTION 1043. 46.73 (1) of the statutes is amended to read:

46.73 (1) Any hospital, as defined under s. 50.33 (2), any physician licensed under ch. 448, and any laboratory ~~required to apply to the department for a certificate of approval certified under s. 143.15 (2) 42~~ USC 263a shall report information concerning any person diagnosed as having cancer or a precancerous condition to the department as prescribed by the department under sub. (2).

SECTION 1044. 46.75 (title) of the statutes is amended to read:

46.75 (title) Food distribution grants.

SECTION 1045. 46.75 (1) (b) of the statutes is amended to read:

46.75 (1) (b) "Food distribution ~~service program~~" means a program that provides food directly to needy individuals ~~with low incomes~~ or a program that collects and distributes food to persons who provide the food directly to needy individuals ~~with low incomes~~.

SECTION 1046. 46.75 (2) (a) of the statutes is amended to read:

46.75 (2) (a) From the appropriation under s. 20.435 (4) (dn), the department shall award grants to agencies to ~~start operate~~ operate food distribution ~~services programs~~ that qualify for participation in the ~~temporary~~ emergency food assistance program under P.L. 98-8, as amended.

SECTION 1047. 46.75 (3) (intro.) of the statutes is amended to read:

46.75 (3) CRITERIA FOR AWARDING GRANTS. (intro.) In evaluating applications for grants, the department shall give priority to ~~proposed~~ proposed food distribution ~~services programs~~ that do the following:

SECTION 1048. 46.75 (3) (b) of the statutes is repealed and recreated to read:

46.75 (3) (b) Operate a program that routinely provides prepared meals to homeless persons.

SECTION 1049. 46.75 (3) (d) of the statutes is repealed.

SECTION 1050. 46.77 of the statutes is amended to read:

46.77 Food distribution administration. From the appropriation under s. 20.435 (4) ~~(dp)~~ (dn), the department shall allocate funds to eligible recipient agencies, as defined in the ~~temporary~~ emergency food assistance act, P.L. 98-8, section 201A, as amended, for the storage, transportation and distribution of commodities provided under the hunger prevention act of 1988, P.L. 100-435, as amended.

SECTION 1051. 46.80 (2m) (a) 2 of the statutes is amended to read:

46.80 (2m) (a) 2. Develop formulas for distribution within the state of funds received under 42 USC 3001 to 3030. The department need not promulgate as rules under ch. 227 the formulas developed under this subdivision.

SECTION 1052. 46.80 (5) (a) of the statutes is amended to read:

46.80 (5) (a) ~~The~~ From the appropriation under s. 20.435 (7) (dh), the department shall administer provide a state supplement to the federal congregate nutrition projects under 42 USC 3030e, in effect on April 30, 1980, ~~from the appropriation under s. 20.435 (7) (dh)~~ which will promote expansion of projects throughout the state. ~~The~~ Except as provided in par. (b), the department shall allocate these funds based on ~~the percentage of the state's population of low income persons over age 60 who reside in each county or who are members of an American Indian tribe, except that all counties receiving formulas developed by the department under sub. (2m) (a) 2. A county that receives federal funds for congregate nutrition projects on or after July 1, 1977, may not receive under this paragraph an amount that is less than the 1976-77 allocation as a result of the program expansion. This paragraph does not require that federal limitations on the use of federal congregate nutrition funds for home delivered meals apply to the state supplement.~~

SECTION 1053. 46.80 (5) (b) of the statutes is created to read:

46.80 (5) (b) The department may use up to 10% of the funds provided under par. (a) to reduce county losses, if any, as a result of changes in census data or revisions in the formula for distribution under sub. (2m) (a) 2.

SECTION 1054. 46.80 (5) (c) of the statutes is repealed.

SECTION 1055. 46.81 (2) of the statutes is amended to read:

46.81 (2) From the appropriation under s. 20.435 (7) (dj), the department shall allocate ~~\$433,800 for the last 6 months of 1991, \$1,036,400 for 1992 and \$612,000 for the first 6 months of 1993~~ \$1,224,000 in each fiscal year to aging units to provide benefit specialist services for older individuals. The department shall ensure that each aging unit receives funds and

shall take into account the proportion of the state's population of low-income older individuals who reside in a county.

SECTION 1056. 46.85 (title) of the statutes is amended to read:

46.85 (title) Programs for older individuals.

SECTION 1057. 46.85 (3m) (b) (intro.) of the statutes is amended to read:

46.85 (3m) (b) (intro.) From the appropriation under s. 20.435 (7) (dh), the department shall allocate funds, based on the percentage of the state's population of low-income persons over age 60 who reside in each county or are members of an American Indian tribe, and distribute the funds to counties and federally recognized tribal governing bodies to supplement any of the following:

SECTION 1058. 46.85 (3m) (b) 1 of the statutes is amended to read:

46.85 (3m) (b) 1. ~~Nonfederally~~ Federally and non-federally funded senior companion and retired senior volunteer programs.

SECTION 1059. 46.85 (3m) (b) 2 of the statutes is amended to read:

46.85 (3m) (b) 2. Federal projects providing supportive services under 42 USC 3030d, congregate nutrition services under 42 USC 3030e, home-delivered meals under 42 USC 3030f and 3030g, in-home services for frail older individuals under 42 USC 3030h, 3030i, 3030j and 3030k and preventive health services under 42 USC 3030m, 3030n and 3030o.

SECTION 1060. 46.85 (3m) (b) 3 of the statutes is repealed.

SECTION 1061. 46.86 (title) of the statutes is amended to read:

46.86 (title) Treatment programs.

SECTION 1062. 46.86 (1) of the statutes is renumbered 46.86 (1) (a) and amended to read:

46.86 (1) (a) From the ~~appropriations~~ appropriation under s. 20.435 (7) (cp) and ~~(ma)~~ (md), the department may award grants to counties and private nonprofit entities as ~~capacity-building funds for establishing specialized services and~~ treatment for pregnant women and mothers with alcohol and other drug abuse treatment needs; mothers who have alcohol and other drug abuse treatment needs and dependent children up to the age of 5 years; and the dependent children up to the age of 5 years of those mothers. The grants shall be awarded in accordance with the department's request-for-proposal procedures. The grants shall be used to establish community-based programs, residential family-centered treatment programs or home-based treatment programs. ~~The programs established by the program under a grant must include~~ alcohol and other drug abuse treatment services, parent education, support services for the children of the women who are enrolled in the program, vocational assistance and housing assistance. Any program

funded under this ~~subsection~~ paragraph must also provide follow-up aftercare services to each woman and her children for at least 2 years after the date on which a woman has left the program.

SECTION 1063. 46.86 (1) (b) of the statutes is created to read:

46.86 (1) (b) This subsection does not apply after June 30, 1995.

SECTION 1064. 46.86 (2) of the statutes is repealed.

SECTION 1065. 46.86 (3) of the statutes is repealed.

SECTION 1066. 46.86 (3m) (b) of the statutes is created to read:

46.86 (3m) (b) This subsection does not apply after June 30, 1995.

SECTION 1067. 46.93 (2) (intro.) of the statutes is amended to read:

46.93 (2) PURPOSE; ALLOCATION. (intro.) From the appropriation under s. 20.434 (1) ~~(a)~~ (b), the board shall ~~allocate award not more than \$593,800 in each fiscal year 1991-92 and \$725,800 in fiscal year 1992-93~~ for grants to organizations to provide adolescent pregnancy prevention programs or pregnancy services that include health care, education, counseling and vocational training. Types of services and programs that are eligible for grants include all of the following:

SECTION 1068. 46.935 (5) (a) of the statutes is amended to read:

46.935 (5) (a) From the appropriation under s. 20.434 (1) ~~(a)~~ (b), the board shall award grants to organizations that are selected by the board to participate in demonstration projects. In selecting grant recipients, the board shall give preference to organizations that serve high-need communities, that are best able to coordinate and deliver educational programs and services for adolescents and parents of adolescents and that are most responsive to the needs of the community, according to the eligibility criteria under sub. (3) and any other criteria developed by the board under sub. (2) (c).

SECTION 1070. 46.95 (2) (f) of the statutes is created to read:

46.95 (2) (f) From the appropriations under s. 20.435 (7) (cb) and (hh), the department shall do all of the following:

1. Award \$95,000 in grants in fiscal year 1994-95 to organizations for domestic abuse services that are targeted to children. In awarding the grants, the department shall use a competitive request-for-proposals process and, to the extent possible, shall ensure that the grants are equally distributed on a statewide basis.

2. Award grants of \$15,000 each in fiscal year 1993-94 and \$30,000 each in fiscal year 1994-95 to one organization that is located in a rural area and that has not previously received a grant under this section and to one organization that is located in an urban

area and that has not previously received a grant under this section.

3. To compensate for increases in the number of persons using domestic abuse services, award to organizations that received grants under this section in fiscal year 1992-93, all of the following:

a. In fiscal year 1993-94, \$249,400 more in grants than the department awarded to those organizations in fiscal year 1992-93.

b. In fiscal year 1994-95, \$498,800 more in grants than the department awarded to those organizations in fiscal year 1992-93.

4. To increase the minimum grant award to organizations that are located in a rural area and that provide domestic abuse services under sub. (1) (d) 1 to \$65,000 per year, and to increase the minimum grant award to organizations that are located in a rural area and that do not provide domestic abuse services under sub. (1) (d) 1 to \$35,000 per year, award to such organizations that received grants under this section in fiscal year 1992-93, \$92,700 more in grants in fiscal year 1993-94, and \$185,500 more in grants in fiscal year 1994-95, than the department awarded to those organizations in fiscal year 1992-93.

5. Expend \$10,300 in fiscal year 1993-94 and \$20,700 in fiscal year 1994-95 to contract with a non-state agency to do all of the following:

a. Act as liaison among local, state, federal and private housing agencies.

b. Identify capital resources for housing initiatives.

c. Coordinate and disseminate information on job training programs.

d. Circulate information on successful transitional living programs.

6. Expend \$34,800 in fiscal year 1993-94 and \$69,700 in fiscal year 1994-95 to provide ongoing training and technical assistance to do all of the following:

a. Educate organizations and advocates for victims of domestic abuse about the judicial system.

b. Organize pro bono legal services on a regional basis.

SECTION 1071. 46.95 (2) (g) of the statutes is repealed.

SECTION 1072. 46.955 (1) of the statutes is amended to read:

46.955 (1) From the appropriation under s. 20.435 (7) (cf), the department shall ~~allocate up to~~ distribute not more than \$43,000 in each fiscal year to provide alcohol and other drug abuse counseling and prevention and intervention for victims of domestic violence and their families through domestic abuse programs.

SECTION 1073. 46.955 (2) of the statutes is amended to read:

46.955 (2) This section does not apply after June 30, ~~1993~~ 1995.

SECTION 1074. 46.96 (3) of the statutes is repealed.

SECTION 1075. 46.96 (3m) of the statutes is created to read:

46.96 (3m) (a) By July 1, 1994, an independent living center that receives funds under sub. (2) shall comply with all of the following requirements:

1. The independent living center shall have a board of directors that is the principal governing body of the independent living center ~~and at least one-third of the members of the board shall be severely disabled individuals.~~ **Vetoed in Part**

2. Severely disabled individuals shall be substantially involved in policy direction and management of the independent living center and shall be employed by the independent living center.

3. The independent living center shall offer severely disabled individuals a combination of independent living services that includes, as appropriate, those services that assist severely disabled individuals to increase personal self-determination and to minimize unnecessary dependence upon others.

(b) The department shall periodically review independent living centers and identify instances of non-compliance with the requirements of par. (a), if any. If the department identifies an instance of noncompliance, the department shall direct the noncomplying independent living center to comply within a reasonable period of time, which may not be less than 60 days after the date of the directive.

SECTION 1076. 46.972 (4) of the statutes is amended to read:

46.972 (4) REPORTING. On June 30 annually, the department shall submit a copy of the report required under 42 USC 290cc-28 concerning the expenditure of funds under sub. (3) and a report on the allocation and expenditure of funds under this section sub. (2) to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2).

SECTION 1077. 46.979 (2) (intro.) of the statutes is amended to read:

46.979 (2) (intro.) Subject to ss. 16.54 (2) and 46.49 (1), the department shall, within the limits of the availability of the federal child care and development block grant funds received under 42 USC 9858, do all of the following:

SECTION 1078. 46.979 (2) (a) of the statutes is amended to read:

46.979 (2) (a) From the appropriation under s. 20.435 (7) (o), ~~allocate \$7,818,700 as allocated in s. 46.40 (4) (a), distribute \$9,117,400 in fiscal year 1991-92 1993-94 and \$8,812,700 \$9,250,100 in fiscal year 1992-93 1994-95~~ for child day care services under s. 46.98 (2m) and (3).

SECTION 1079. 46.979 (2) (b) of the statutes is amended to read:

46.979 (2) (b) From the appropriation under s. 20.435 (6) (mc), ~~allocate \$107,400 distribute \$173,900 in fiscal year 1991-92 1993-94 and \$132,700 \$180,900 in fiscal year 1992-93 1994-95~~ for the purposes of providing technical assistance for child care providers and

of administering the child care programs funded under s. 20.435 (7) (b), (md) and (o) and ~~allocate~~ \$205,200 distribute \$633,700 in fiscal year 1991-92 1993-94 and \$410,500 \$699,000 in fiscal year 1992-93 1994-95 for the purpose of day care center licensing under s. 48.65.

SECTION 1080. 46.979 (2) (c) (intro.) of the statutes is amended to read:

46.979 (2) (c) (intro.) From the appropriation under s. 20.435 (7) (md), ~~allocate distribute~~ as follows the federal child care and development block grant funds that are received under 42 USC 9858 and that are not ~~allocated distributed~~ under par. (a) or (b):

SECTION 1081. 46.979 (2) (c) 1 of the statutes is amended to read:

46.979 (2) (c) 1. For grants under s. 46.986 (3) to (5) for the start-up and expansion of child day care services, ~~\$1,590,100 \$850,000~~ in fiscal year 1991-92 1993-94 and ~~\$1,268,500 \$600,000~~ in fiscal year 1992-93 1994-95.

SECTION 1082. 46.979 (2) (c) 2 of the statutes is amended to read:

46.979 (2) (c) 2. For grants under s. 46.984 (2) for child day care resource and referral services, ~~\$834,400 \$940,000~~ in fiscal year 1991-92 1993-94 and ~~\$928,800 \$960,000~~ in fiscal year 1992-93 1994-95.

SECTION 1083. 46.979 (2) (c) 3 of the statutes is amended to read:

46.979 (2) (c) 3. For grants under s. 46.987 (3) to assist child care providers in meeting the quality of care standards established under s. 46.98 (4) (e) and for a system of rates or a program of grants, as provided under s. 46.98 (4) (e), to reimburse child care providers that meet those quality of care standards, ~~\$600,000 \$1,200,000~~ in fiscal year 1991-92 1993-94 and ~~\$1,200,000~~ in fiscal year 1992-93 1994-95. If an amount ~~allocated distributed~~ under this subdivision will not be fully expended, the department may transfer the unexpended funds to the ~~allocation distribution~~ under subd. 4.

SECTION 1084. 46.979 (2) (c) 4 of the statutes is amended to read:

46.979 (2) (c) 4. For grants under s. 46.987 (2) and contracts under s. 46.987 (4) to improve the quality of child day care services in this state, ~~\$524,800 \$425,000~~ in fiscal year 1991-92 1993-94 and ~~\$412,400 \$450,000~~ in fiscal year 1992-93 1994-95, plus any amounts that the department transfers to this ~~allocation distribution~~ under subd. 3.

(3) To the extent permitted under federal law, the department ~~shall may~~ transfer to the following fiscal year any funds ~~allocated distributed~~ under this subdivision sub. (2) (c) that are not spent or encumbered in the fiscal year in which the funds were ~~allocated distributed~~ and use those transferred funds in the following fiscal year for the purposes specified in this ~~subdivision sub. (2) (c)~~.

SECTION 1084g. 46.98 (1) (ad) of the statutes is created to read:

46.98 (1) (ad) "At-risk child care" means child care that is provided for a person who is eligible for funding for that child care under sub. (2r) (a) and 42 USC 603 (n).

SECTION 1084m. 46.98 (1) (bm) of the statutes is created to read:

46.98 (1) (bm) "Low-income child care" means child care that is provided for a person who is eligible for funding for that child care under sub. (4) (a) and 42 USC 9858.

SECTION 1084r. 46.98 (1) (d) of the statutes is created to read:

46.98 (1) (d) "Respite child care" means child care that is provided for a person who is eligible for funding for that child care under sub. (4g) (a).

SECTION 1085c. 46.98 (2) (title) of the statutes is amended to read:

46.98 (2) (title) DISTRIBUTION OF CHILD CARE FUNDS.

SECTION 1085d. 46.98 (2) (a) (intro.), 1 and 2 of the statutes are consolidated, renumbered 46.98 (2) (a) and amended to read:

46.98 (2) (a) The department shall, ~~for the purposes specified in sub. (3),~~ distribute the funds allocated under s. 46.40 (4) (a) for day at-risk, low-income and respite child care services under s. 46.40 (4) to either of the following: 1. County under subs. (2m), (3m) and (4g) to county departments under s. 46.215, 46.22 or 46.23. 2. Private In addition, the department shall distribute the funds allocated under s. 46.40 (4) (a) for low-income and respite child care services under sub. (3) to private nonprofit child care providers who provide day child care for the children of migrant workers.

SECTION 1085g. 46.98 (2) (b) of the statutes is amended to read:

46.98 (2) (b) The department shall promulgate by rule a procedure to be used annually to develop a formula for the distribution of funds under par. (a). The formula shall include a requirement that county departments under s. 46.215, 46.22 or 46.23 to which funds are distributed under par. (a) expend a certain percentage of those funds, as determined by the department, on at-risk child care.

SECTION 1086d. 46.98 (2g) of the statutes is repealed.

SECTION 1086g. 46.98 (2m) (title) of the statutes is amended to read:

46.98 (2m) (title) USE OF AT-RISK CHILD CARE FUNDS.

SECTION 1087. 46.98 (2m) (a) of the statutes is amended to read:

46.98 (2m) (a) Except as provided in ~~par. (e) subs. (2) (c) and (4m),~~ funds distributed under sub. (2g) (2) for at-risk child care may only be used for the purposes specified in this ~~subsection paragraph~~. The funds shall be used to provide care for all or part of a

day for children under age 13 of persons who need child care to be able to work, who are not receiving aid to families with dependent children and who are at risk of becoming eligible for aid to families with dependent children if child care under this subsection is not provided.

SECTION 1087d. 46.98 (2m) (b) of the statutes is renumbered 46.98 (2) (c) and amended to read:

46.98 (2) (c) A county may use up to 5% of the funds distributed under ~~sub. (2g) par. (a)~~ to its county department under s. 46.215, 46.22 or 46.23 for the costs of administering the ~~program~~ programs under ~~this subsection subs. (2m), (3) and (4g).~~

SECTION 1087g. 46.98 (2m) (c) of the statutes is amended to read:

46.98 (2m) (c) From the funds distributed under sub. ~~(2g) (2)~~ for at-risk child care, a county may provide child care services itself, purchase child care services from a child care provider, provide vouchers to an eligible parent for the payment of child care services provided by a child care provider, reimburse an eligible parent for payments made by the parent to a child care provider for child care services, adopt, with the approval of the department, any other arrangement that the county considers appropriate or use any combination of these methods to provide child care.

SECTION 1087m. 46.98 (2m) (d) 1 of the statutes is amended to read:

46.98 (2m) (d) 1. No funds distributed under sub. ~~(2g) (2)~~ for at-risk child care may be used solely to prevent or remedy child abuse or neglect, to alleviate stress in the family or to preserve the family unit.

SECTION 1088. 46.98 (2m) (d) 2 of the statutes is amended to read:

46.98 (2m) (d) 2. Except as provided in ~~par. (e) sub. (4m)~~, no funds distributed under sub. ~~(2g) (2)~~ for at-risk child care may be used for the start-up, ~~main-~~ tenance improvement or expansion of child care ~~services~~ or facilities or for the recruitment, education ~~and~~ or training of persons providing child care.

SECTION 1089. 46.98 (2m) (e) of the statutes is renumbered 46.98 (4m) and amended to read:

46.98 (4m) (title) EXPENDITURE OF UNUSED FUNDS. Notwithstanding ~~pars. (a) and (d) 2 subs. (2m) (a) and (d) 2, (3) (a) and (b) and (4g) (a)~~, if in any year the department determines that a county department under s. 46.215, 46.22 or 46.23 to which funds are distributed under sub. ~~(2g) (2)~~ will be unable to expend all of those funds for the purposes specified in ~~pars. (a) and (b) subs. (2) (c), (2m) (a), (3) (a) and (b) and (4g) (a)~~ by December 31 of that year, the department may authorize that county department to expend part of the funds distributed under sub. ~~(2g) from the allocation under s. 46.40 (4) (b) 1 (2)~~ for grants for the start-up, improvement or expansion of child care services or facilities ~~to serve persons who are eligible for child care funds under sub. (2r)~~, to the extent permitted under federal law. A county department that wishes to expend funds distributed under sub. ~~(2g) (2)~~ for grants

for the start-up, improvement or expansion of child care ~~services~~ or facilities in any year shall submit to the department a request to do so in writing by December ~~31~~ 15 of that year. Section 46.986 (3) (c) and (6) applies to start-up, improvement or expansion grants made under this ~~paragraph~~ subsection.

SECTION 1090c. 46.98 (2r) (title) of the statutes is amended to read:

46.98 (2r) (title) ELIGIBILITY FOR AT-RISK CHILD CARE FUNDS.

SECTION 1090d. 46.98 (2r) (a) of the statutes is amended to read:

46.98 (2r) (a) A parent who needs child care for a child under 13 years of age to be able to work, who is not receiving aid to families with dependent children and who is at risk of becoming eligible for aid to families with dependent children is eligible to receive aid from the funds distributed under sub. ~~(2g) (2)~~ for at-risk child care.

SECTION 1091. 46.98 (2r) (c) of the statutes is amended to read:

46.98 (2r) (c) If funds distributed under sub. ~~(2g) (2)~~ for at-risk child care are insufficient to meet the needs of all eligible parents, a county shall give first priority to parents who are working and who have ~~within the last 24 months lost eligibility for the payment of child care costs from the appropriation under s. 20.435 (4) (a) been recipients of aid under s. 49.19 within the last 12 months.~~

SECTION 1092. 46.98 (2r) (cg) of the statutes is created to read:

46.98 (2r) (cg) If funds distributed under sub. (2) for at-risk child care are insufficient to meet the needs of all eligible parents, a county shall give 2nd priority to parents who are working and who have been recipients of aid under s. 49.19 but not within the last 12 months.

SECTION 1093. 46.98 (2r) (cm) of the statutes is amended to read:

46.98 (2r) (cm) If funds distributed under sub. ~~(2g) (2)~~ for at-risk child care are insufficient to meet the needs of all eligible parents, a county shall give ~~2nd~~ 3rd priority to parents who are participating in the new hope project under s. 46.31. This paragraph does not apply after ~~December 31, 1994~~ June 30, 1995.

SECTION 1093d. 46.98 (3) (title) of the statutes is amended to read:

46.98 (3) (title) USE OF LOW-INCOME CHILD CARE FUNDS.

SECTION 1094. 46.98 (3) (a) of the statutes is amended to read:

46.98 (3) (a) ~~Funds~~ Except as provided in subs. (2) (c) and (4m), funds distributed under sub. (2) for low-income child care may only be used for the purposes specified in this subsection. The funds shall be used to provide care for children under age 13 for all or part of a day during which a child's parent is gainfully employed ~~and to provide care for children under age~~

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~~13 as a service to prevent or remedy child abuse or neglect, to assist families in stress or to preserve a family unit.~~

SECTION 1095. 46.98 (3) (am) of the statutes is repealed.

SECTION 1096. 46.98 (3) (b) of the statutes is amended to read:

46.98 (3) (b) Counties may spend moneys distributed for low-income child care under sub. (2) ~~(a)~~ for child care purposes other than those in par. (a) only as provided in par. ~~(bm)~~ (bg) and subs. (2) (c) and (4m) or with the approval of the department. Child care purposes include start-up, maintenance improvement and expansion of child care services and facilities, and recruitment, education and training for persons providing child care and the payment of wages for recipients of aid under s. 49.19 who work for a child care provider.

SECTION 1097. 46.98 (3) (bg) of the statutes is created to read:

46.98 (3) (bg) A county department under s. 46.215, 46.22 or 46.23 may spend, for the child care services specified in s. 46.40 (3) (b) 1, up to 15% of the funds distributed to it for low-income child care under sub. (2) and s. 20.435 (6) (jg) and (n) or carried forward by it under s. 46.40 (4) (b).

SECTION 1097g. 46.98 (3) (bm) of the statutes is repealed.

SECTION 1098. 46.98 (3) (c) of the statutes is amended to read:

46.98 (3) (c) From the funds distributed under sub. (2) ~~(a)~~ for low-income child care, a county may provide day care services itself or it may purchase day care services from a child care provider. In addition, from the funds distributed under sub. (2) ~~(a)~~ for low-income child care, each county shall, subject to the availability of funds, provide day care by offering to each eligible parent a voucher for the payment of day care services provided by a child care provider. Each county shall allocate all or a portion of its day care funding for payment of vouchers. ~~Except for parents who are eligible under sub. (4) (a) 4, an An~~ eligible parent has the right to may choose whether the care will be provided in a day care center, in the home of another person or, subject to the county's approval, in the parent's home. A parent who uses vouchers for the payment of day care services may supplement the maximum rate for day care services set under sub. (4) (d) or, if a higher rate for day care services is set under sub. (4) (e), the rate set under sub. (4) (e), whichever is applicable.

SECTION 1099e. 46.98 (3) (d) of the statutes is renumbered 46.98 (4g) (d) and amended to read:

46.98 (4g) (d) No funds distributed under sub. (2) ~~(a)~~ for respite child care may be used for investigations of child abuse and neglect reports under s. 48.981.

SECTION 1099g. 46.98 (4) (title) of the statutes is amended to read:

46.98 (4) (title) ELIGIBILITY FOR LOW-INCOME CHILD CARE FUNDS.

SECTION 1099m. 46.98 (4) (a) (intro.) of the statutes is amended to read:

46.98 (4) (a) (intro.) The following persons are eligible to receive aid from the funds distributed under sub. (2) for low-income child care:

SECTION 1100. 46.98 (4) (a) 1 of the statutes is amended to read:

46.98 (4) (a) 1. A parent who is gainfully employed and who receives aid under s. 49.19, if the dependent child care income disregard under 42 USC 602 is less than the actual amount the parent spends for child care or if the child care income disregard is not yet available to the parent.

SECTION 1101. 46.98 (4) (a) 4 of the statutes is repealed.

SECTION 1102. 46.98 (4) (b) of the statutes is amended to read:

46.98 (4) (b) Parents receiving aid under sub. (3) whose family income is equal to or greater than 50% of the state median income are liable for the cost of child care received, payable in accordance with a schedule developed by the department based on ability to pay. ~~Payment may be waived for persons receiving aid under par. (a) 4.~~

SECTION 1103. 46.98 (4) (c) 1 of the statutes is repealed.

SECTION 1104. 46.98 (4) (c) 2 of the statutes is amended to read:

46.98 (4) (c) 2. Give ~~2nd~~ first priority to parents who are eligible to receive aid under par. (a) 2 or 3, who are under the age of 20, and who are in need of child care services in order to complete high school, courses at a vocational, technical and adult education school in lieu of high school or a course of study leading to the granting of a declaration of high school graduation under s. 115.29 (4).

SECTION 1105. 46.98 (4) (c) 2m of the statutes is created to read:

46.98 (4) (c) 2m. Give 2nd priority to parents who are eligible to receive aid under par. (a) 1.

SECTION 1106. 46.98 (4) (c) 3 of the statutes is amended to read:

46.98 (4) (c) 3. Give 3rd priority to parents who are eligible to receive aid under par. (a) 2 or 3, who have been recipients of aid under s. 49.19 within the prior 24 12 months and who are working.

SECTION 1107. 46.98 (4) (c) 4 of the statutes is created to read:

46.98 (4) (c) 4. Give 4th priority to parents who are working and who have been recipients of aid under s. 49.19 but not within the last 12 months.

SECTION 1108. 46.98 (4) (cm) of the statutes is repealed.

SECTION 1108g. 46.98 (4g) of the statutes is created to read:

46.98 (4g) RESPITE CHILD CARE. (a) Except as provided in subs. (2) (c) and (4m), funds distributed under sub. (2) for respite child care may only be used for the purposes specified in this paragraph. The funds shall be used to provide care for all or part of a day for children under age 13 of parents who need child care services to prevent or remedy child abuse or neglect, to alleviate stress in the family or to preserve the family unit.

(b) From the funds distributed under sub. (2) for respite child care, a county may provide child care services itself or it may purchase child care services from a child care provider. In addition, from the funds distributed under sub. (2) for respite child care, each county shall, subject to the availability of funds, provide child care by offering to each eligible parent a voucher for the payment of child care services provided by a child care provider. Each county shall allocate all or a portion of its child care funding for payment of vouchers. A parent who uses vouchers for the payment of child care services may supplement the maximum rate for child care services set under sub. (4) (d) or, if a higher rate for child care services is set under sub. (4) (e), the rate set under sub. (4) (e), whichever is applicable. The county may choose the child care provider for a child whose child care is funded under par. (a).

(c) Parents receiving aid under par. (a) whose family income is equal to or greater than 50% of the state median income are liable for the cost of child care received, payable in accordance with a schedule developed by the department based on ability to pay, except that a county may waive the payment required under this paragraph.

SECTION 1108m. 46.98 (5) (f) of the statutes is amended to read:

46.98 (5) (f) Before the department distributes any funds under sub. (2) ~~(a) 2 to a private nonprofit child care provider that provides child care for the children of migrant workers~~, it shall establish an annual grant process for selecting child care providers to whom the funds will be distributed. The department shall enter into a contract, specifying the conditions under which day care will be provided to the children of migrant workers, with each provider selected.

SECTION 1109. 46.983 of the statutes is repealed.

SECTION 1110. 46.984 (2) (d) 2 of the statutes is amended to read:

46.984 (2) (d) 2. If the local agency provides services, or is affiliated with a person who provides services, other than child care resource and referral services, the local agency, or the person with whom the local agency is affiliated, ~~may not be is not~~ a provider of child care services or of early childhood education services. ~~If the local agency provides, or is affiliated with a person who provides, services other than child care resource and referral services, the local~~

~~agency must have and the local agency has~~ an advisory committee to provide oversight for the portion of the local agency's services that are child care resource and referral services.

SECTION 1111. 46.986 (2) (c) of the statutes is amended to read:

46.986 (2) (c) The department shall attempt to award grants under this section to the highest ranking applicants in each region of the state established by the department ~~under sub. (7) (a). After awarding grants to the highest ranking applicants in. After considering applications from~~ each region of the state, the department may award ~~any additional~~ grants under this section to the ~~remaining~~ applicants with the highest rankings statewide.

SECTION 1112. 46.986 (7) of the statutes is amended to read:

46.986 (7) GRANT ADMINISTRATION. (a) The department shall promulgate rules for the administration of the grant program under this section, including rules to establish criteria for evaluating, ~~and a point system for ranking,~~ grant applications.

(b) The department may administer the grant application process under this section or, if a county department under s. 46.215, 46.22 or 46.23 has established a child care advisory committee that has been approved by the department, the department may request the county department to administer the grant application process under this section for grant applicants from the county of the county department. If a county department administers the grant application process under this section, the county department shall review the grant applications submitted to the county department using the criteria ~~and ranking system~~ established by the department under par. (a). The department may require a county department that reviews grant applications under this section to submit those applications and the county department's ranking of those applications to the department for final review.

SECTION 1113. 46.987 (2) (a) of the statutes is amended to read:

46.987 (2) (a) From the allocation under s. 46.979 (2) (c) 4 and from the appropriation under s. 20.435 (7) (ie), the department may award grants to child care providers that meet the quality of care standards established under s. 46.98 (4) (e) to improve the retention of skilled and experienced child care staff. In awarding grants under this subsection, the department shall consider the applying child care provider's total enrollment of children and average enrollment of children who receive or are eligible for publicly funded care from the child care provider.

SECTION 1114. 46.987 (6) of the statutes is amended to read:

46.987 (6) GRANT ADMINISTRATION. (a) The department shall promulgate rules for the administration of the grant programs under subs. (2) and (3),

including rules to establish criteria for evaluating, and a ~~point system for ranking,~~ grant applications.

(b) The department may administer the grant application processes under subs. (2) and (3) or, if a county department under s. 46.215, 46.22 or 46.23 has established a child care advisory committee that has been approved by the department, the department may request the county department to administer the grant application processes under subs. (2) and (3) for grant applicants from the county of the county department. If a county department administers the grant application processes under subs. (2) and (3), the county department shall review the grant applications submitted to the county department using the criteria ~~and ranking system~~ established by the department under par. (a). A county department that reviews grant applications under subs. (2) and (3) shall submit those applications and the county department's ranking of those applications to the department for final review.

(c) The department shall attempt to award grants under this section to the highest ranking applicants in each region of the state established by the department ~~under par. (a). After awarding grants to the highest ranking applicants in.~~ After considering applications from each region of the state, the department may award ~~any additional~~ grants under this section to the ~~remaining~~ applicants with the highest rankings statewide.

SECTION 1116. 47.03 (4) (b) of the statutes is amended to read:

47.03 (4) (b) The department may charge a portion of the expenses of its supervised business enterprise program to the net proceeds of each business operating under the program. The department shall establish the procedure for setting these charges by rule, with the participation of a committee of blind vendors established under 20 USC 107b-1. The department shall deposit the moneys from the charges made under this paragraph in the ~~appropriation~~ appropriations under s. 20.435 (5) (h) ~~and (hd).~~

SECTION 1117. 47.03 (7) of the statutes is amended to read:

47.03 (7) If the department decides that a business under sub. (4) would not be feasible and profitable in any state building, the department may contract with vending machine operators to install vending machines in the building, giving preference to blind operators of vending machines. The department may, under the procedures established as required under sub. (4) (b), charge the net proceeds of each business operating under this subsection. The department shall deposit the moneys from the charges made under this subsection in the ~~appropriation~~ appropriations under s. 20.435 (5) (h) ~~and (hd)~~ and shall disburse the proceeds to provide services to blind persons under sub. (4) and blind or visually impaired persons under sub. (1), in accordance with 20 USC 107 to 107f.

SECTION 1125. 48.19 (1) of the statutes is amended to read:

48.19 (1) A child may be taken into custody under any of the following:

(a) A warrant_;

(b) A capias issued by a judge under s. 48.28_;

(c) An order of the judge if made upon a showing satisfactory to the judge that the welfare of the child demands that the child be immediately removed from his or her present custody. The order shall specify that the child be held in custody under s. 48.207_; ~~or.~~

(d) Circumstances in which a law enforcement officer believes on reasonable grounds that any of the following conditions exists:

1. A capias or a warrant for the child's apprehension has been issued in this state, or that the child is a fugitive from justice_;

2. A capias or a warrant for the child's apprehension has been issued in another state_;

3. The child is committing or has committed an act which is a violation of a state or federal criminal law_;

4. The child has run away from his or her parents, guardian or legal or physical custodian_;

5. The child is suffering from illness or injury or is in immediate danger from his or her surroundings and removal from those surroundings is necessary_;

6. The child has violated the terms of court-ordered supervision or aftercare supervision administered by the department or a county department_; or of corrective sanctions supervision administered by the department.

7. The child has violated the conditions of an order under s. 48.21 (4) or the conditions of an order for temporary physical custody by an intake worker_; ~~or.~~

8. The child has violated a civil law or a local ordinance punishable by a forfeiture, ~~provided except that in any such that case the child shall be released immediately under s. 48.20 (2) (ag) or as soon as reasonably possible under s. 48.20 (2) (b) to (e).~~

SECTION 1126. 48.19 (1) (d) 9 of the statutes is created to read:

48.19 (1) (d) 9. The child is a resident of a 1st class city and is absent without an acceptable excuse under s. 118.15. This subdivision does not apply after June 30, 1994.

SECTION 1127. 48.19 (1) (d) 10 of the statutes is created to read:

48.19 (1) (d) 10. The child is absent from school without an acceptable excuse under s. 118.15. This subdivision applies beginning on July 1, 1994.

SECTION 1130. 48.20 (2) (intro.) of the statutes is renumbered 48.20 (2) (ag) and amended to read:

48.20 (2) (ag) A Except as provided in pars. (b) to (e), a person taking a child into custody shall make every effort to immediately release the child to: imme-

diately to the child's parent, guardian or legal custodian.

SECTION 1131. 48.20 (2) (a) of the statutes is renumbered 48.20 (2) (b) and amended to read:

48.20 (2) (b) ~~The child's parent, guardian or legal custodian or, if the~~ If the child's parent, guardian or legal custodian is unavailable, unwilling or unable to provide supervision for the child, the person who took the child into custody may release the child to a responsible adult, ~~and verbally counsel or warn after counseling or warning the child~~ as may be appropriate, or, in the case of a,

(c) If the child is 15 years of age or older, the person who took the child into custody may release the child without immediate adult supervision, ~~after counseling or warning the child as may be appropriate, or,~~

SECTION 1132. 48.20 (2) (b) of the statutes is renumbered 48.20 (2) (d) and amended to read:

48.20 (2) (d) ~~In the case of~~ If the child is a runaway child, the person who took the child into custody may release the child to a home authorized under s. 48.227.

SECTION 1133. 48.20 (2) (e) of the statutes is created to read:

48.20 (2) (e) If a child is taken into custody under s. 48.19 (1) (d) 9 or 10, the law enforcement officer who took the child into custody may release the child under par. (ag) or, if the school board of the school district in which the child resides has established a youth service center under s. 118.16 (4) (e), may deliver that child to that youth service center. If the child is delivered to a youth service center, personnel of the youth service center may release the child to the child's parent, guardian or legal custodian, or release the child to the child's school, after counseling the child as may be appropriate. If the child is released to the child's school, personnel of the youth service center shall immediately notify the child's parent, guardian or legal custodian that the child was taken into custody under s. 48.19 (1) (d) 9 or 10 and released to the child's school.

SECTION 1134. 48.20 (3) of the statutes is amended to read:

48.20 (3) If the child is released under sub. (2) (b) to (d), the person who took the child into custody shall immediately notify the child's parent, guardian and legal custodian of the time and circumstances of the release and the person, if any, to whom the child was released. If the child is not released under sub. (2), the person who took the child into custody shall arrange in a manner determined by the court and law enforcement agencies for the child to be interviewed by the intake worker under s. 48.067 (2), and shall make a statement in writing with supporting facts of the reasons why the child was taken into physical custody and shall give any child 12 years of age or older a copy of the statement in addition to giving a copy to the intake worker. When the intake interview is not done in person, the report may be read to the intake worker.

SECTION 1134d. 48.205 (1) (c) of the statutes is amended to read:

48.205 (1) (c) Probable cause exists to believe that the child will run away or be taken away so as to be unavailable for proceedings of the court or its officers or proceedings of the division of hearings and appeals in the department of administration for revocation of aftercare or corrective sanctions supervision.

SECTION 1134m. 48.208 (1) of the statutes is amended to read:

48.208 (1) Probable cause exists to believe that the child has committed a delinquent act and either presents a substantial risk of physical harm to another person or a substantial risk of running away as evidenced by a previous act or attempt so as to be unavailable for a court ~~or hearing or a~~ revocation hearing for children on aftercare or corrective sanctions supervision. For children on aftercare or corrective sanctions supervision, the delinquent act referred to in this section may be the act for which the child was committed to a secured correctional facility.

SECTION 1140m. 48.235 (8) of the statutes is amended to read:

48.235 (8) (title) COMPENSATION. On order of the court, the guardian ad litem appointed under this chapter shall be allowed reasonable compensation to be paid by the county of venue, except that compensation shall be paid by the proposed adoptive parents in uncontested termination proceedings and uncontested adoption cases under ss. 48.835 and 48.837 and by the agency in uncontested termination proceedings and uncontested adoptions under s. 48.833. If the proposed adoptive parents are unable to pay, the court may direct that the county of venue pay the fees compensation, in whole or in part, and may direct that the proposed adoptive parents reimburse the county, in whole or in part, for the payment. If the court orders a county to pay the compensation of the guardian ad litem, the amount ordered may not exceed the compensation paid to private attorneys under s. 977.08 (4m). At any time before the final order for adoption, the court may order that payments be placed in an escrow account in an amount estimated to be sufficient to pay the compensation of the guardian ad litem.

SECTION 1155. 48.293 (2) of the statutes is amended to read:

48.293 (2) All records relating to a child which are relevant to the subject matter of a proceeding under this chapter shall be open to inspection by a guardian ad litem or counsel for any party, upon demand and upon presentation of releases where necessary, at least 48 hours before the proceeding. Persons entitled to inspect the records may obtain copies of the records with the permission of the custodian of the records or with permission of the court. The court may instruct counsel not to disclose specified items in the materials to the child or the parent if the court reasonably believes that the disclosure would be harmful to the

interests of the child. Sections 971.23 to 971.25 and 972.11 (5) shall be applicable in all delinquency proceedings under this chapter except the court shall establish the timetable for ~~ss.~~ 971.23 (3), (8) and (9) and 972.11 (5).

SECTION 1158. 48.299 (4) (a) of the statutes is amended to read:

48.299 (4) (a) Chapters 901 to 911 shall govern the presentation of evidence at the fact-finding hearings under ss. 48.31 and 48.42. Section 972.11 (5) applies at fact-finding proceedings in all delinquency proceedings under this chapter.

SECTION 1172. 48.34 (intro.) of the statutes is amended to read:

48.34 Disposition of child adjudged delinquent. (intro.) If the judge adjudges a child delinquent, he or she shall enter an order deciding one or more of the dispositions of the case as provided in this section under a care and treatment plan. Subsections (4m) and (8) are exclusive dispositions, except that either disposition may be combined with the disposition under sub. (4p) ~~or~~, (7m) or (15) and the disposition under sub. (4m) may be combined with the disposition under sub. (5). The dispositions under this section are:

SECTION 1172m. 48.34 (2r) of the statutes is created to read:

48.34 (2r) Order the child to participate in an intensive supervision program under s. 48.534.

SECTION 1180. 48.34 (15) of the statutes is created to read:

48.34 (15) **DEOXYRIBONUCLEIC ACID ANALYSIS.** (a) 1. If the child is adjudicated delinquent on the basis of a violation of s. 940.225 or 948.02 (1) or (2), the court shall require the child to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

2. Except as provided in subd. 1, if the child is adjudicated delinquent on the basis of any violation under ch. 940, 944 or 948 or ss. 943.01 to 943.15, the court may require the child to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

3. The results from deoxyribonucleic acid analysis of a specimen under subd. 1 or 2 may be used only as authorized under s. 165.77 (3). The state crime laboratories shall destroy any such specimen in accordance with s. 165.77 (3).

(b) The department of justice shall promulgate rules providing procedures for children to provide specimens under par. (a) and for the transportation of those specimens to the state crime laboratories under s. 165.77.

SECTION 1190m. 48.357 (4) of the statutes is amended to read:

48.357 (4) When the child is placed with the department, the department may, after an examination under s. 48.50, place the child in a secured correctional

facility or place the child on aftercare or corrective sanctions supervision, either immediately or after a period of placement in a secured correctional facility. The department shall send written notice of the change to the parent, guardian, legal custodian and committing court.

SECTION 1190p. 48.357 (4m) of the statutes is amended to read:

48.357 (4m) The department shall try to release a child ~~on to~~ aftercare or corrective sanctions supervision under sub. (4) within 30 days after the date the department determines the child is eligible for the release.

SECTION 1190r. 48.357 (5) of the statutes is amended to read:

48.357 (5) If a child placed with the department has been released ~~on to~~ aftercare or corrective sanctions supervision, revocation of aftercare or corrective sanctions supervision shall not require prior notice under sub. (1). A child on aftercare status may be taken into custody only as provided in ss. 48.19 to 48.21. A child under corrective sanctions supervision may be taken into custody under ss. 48.19 to 48.21 or under s. 48.533 (3). The child shall be entitled to representation by counsel at all stages of the revocation proceeding. The hearing shall be conducted by the division of hearings and appeals in the department of administration. Review of a revocation decision shall be by certiorari to the court by whose order the child was placed with the department.

SECTION 1190v. 48.365 (7) of the statutes is amended to read:

48.365 (7) Nothing in this section may be construed to allow any changes in placement or revocation of aftercare or corrective sanctions supervision. Revocation and other changes in placement may take place only under s. 48.357.

SECTION 1210m. 48.48 (13) of the statutes is amended to read:

48.48 (13) To promulgate rules for the payment of an allowance to children in its institutions and a cash grant to a child being discharged ~~or released to aftercare~~ from its institutions or released to aftercare or corrective sanctions supervision.

SECTION 1210r. 48.50 (1) of the statutes is amended to read:

48.50 (1) The department shall examine all children whose legal custody is transferred to it by the court to determine the type of placement best suited to the child and, in the case of children who have violated a state law, to the protection of the public. This examination shall include an investigation of the personal and family history of the child and his or her environment ~~and~~, any physical or mental examinations considered necessary and the evaluation under s. 48.533 (1) or (2) to determine whether the child is eligible for corrective sanctions supervision.

SECTION 1210t. 48.51 (1) (intro.) of the statutes is amended to read:

48.51 (1) (intro.) At least 15 days prior to the date of release of a child from its legal custody or release of a child to an aftercare or corrective sanctions placement, the department shall:

SECTION 1210x. 48.51 (1) (b) (intro.) of the statutes is amended to read:

48.51 (1) (b) (intro.) Notify any known victim of an act for which the child has been found delinquent of the child's release from departmental legal custody or release to an aftercare or corrective sanctions placement, if all of the following apply:

SECTION 1211m. 48.533 of the statutes is created to read:

48.533 Corrective sanctions. (1) **PILOT PROGRAM.** From the appropriation under s. 20.435 (3) (a), the department shall provide \$208,000 in fiscal year 1993-94 for a corrective sanctions pilot program to serve an average daily population of 20 children beginning on April 1, 1994. The juvenile offender review program in the division of youth services in the department shall evaluate and select for participation in the pilot program children who have been placed in a secured correctional facility under s. 48.34 (4m). The department shall place a pilot program participant in the community, provide intensive surveillance of that participant and provide an average of \$5,000 per year per participant, prorated for the period of the pilot program, to purchase community-based treatment services for each participant. The department shall make the intensive surveillance required under this subsection available 24 hours a day, 7 days a week, and may purchase or provide electronic monitoring for the intensive surveillance of program participants.

(2) **CORRECTIVE SANCTIONS PROGRAM.** From the appropriation under s. 20.435 (3) (hr), the department shall provide \$1,312,800 for a corrective sanctions program, beginning on July 1, 1994, to serve an average daily population of 60 children in not less than 3 counties, including Milwaukee county. The juvenile offender review program in the division of youth services in the department shall evaluate and select for participation in the program children who have been placed in a secured correctional facility under s. 48.34 (4m). The department shall place a program participant in the community, provide intensive surveillance of that participant and provide an average of \$5,000 per year per participant to purchase community-based treatment services for each participant. The department shall make the intensive surveillance required under this subsection available 24 hours a day, 7 days a week, and may purchase or provide electronic monitoring for the intensive surveillance of program participants. The department shall provide a report center in Milwaukee county to provide on-site programming after school and in the evening for children from Milwaukee county who are placed in the corrective sanctions program. A contact worker providing

services under the program shall have a case load of approximately 10 children and, during the initial phase of placement in the community under the program of a child who is assigned to that contact worker, shall have not less than one face-to-face contact per day with that child. Case management services under the program shall be provided by a corrective sanctions agent who shall have a case load of approximately 15 children. The department shall promulgate rules to implement the program.

(3) **INSTITUTIONAL STATUS.** A participant in the pilot program under sub. (1) or the program under sub. (2) remains in the legal custody of the department, remains subject to the rules and discipline of that department and is considered to be in custody, as defined in s. 946.42 (1) (a). Notwithstanding ss. 48.19 to 48.21, if a child violates a condition of that child's participation in the pilot program under sub. (1) or the program under sub. (2) the department may, without a hearing, take the child into custody and return the child to placement in a secured correctional facility for up to 72 hours as a sanction for that violation. If the child is returned to a secured correctional facility, for longer than 72 hours, the child is entitled to a hearing under s. 48.357 (5). If a child runs away from the child's placement in the community while participating in the pilot program under sub. (1) or the program under sub. (2), that child is considered to have escaped in violation of s. 946.42 (3) (c).

SECTION 1211p. 48.534 of the statutes is created to read:

48.534 Intensive supervision program. (1) A county department may provide an intensive supervision program for children who have been adjudicated delinquent and ordered to participate in an intensive supervision program under s. 48.34 (2r). A county department that provides an intensive supervision program shall purchase or provide intensive surveillance and community-based treatment services for participants in that program and may purchase or provide electronic monitoring for the intensive surveillance of program participants. A caseworker providing services under an intensive supervision program may have a case load of no more than 10 children and shall have not less than one face-to-face contact per day with each child who is assigned to that caseworker. Notwithstanding ss. 48.19 to 48.21, if a child violates a condition of the child's participation in the program, the child's caseworker may, without a hearing, take the child into custody and place the child in a secure detention facility for not more than 72 hours as a sanction for that violation, if at the dispositional hearing the court explained those conditions to the child and informed the child of the possibility of that sanction. If the child is held in a secure detention facility for longer than 72 hours, the child is entitled to a hearing under s. 48.21. The hearing shall be conducted in the manner provided in s. 48.21, except that the hearing shall be conducted within 72 hours, rather than 24 hours, after the time that the decision to hold

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the child was made and a written statement of the reasons for continuing to hold the child in custody may be filed rather than a petition under s. 48.25.

(2) The department shall promulgate rules specifying the requirements for an intensive supervision program under this section. The rules shall include rules that govern the use of placement in a secure detention facility for not more than 72 hours as a sanction for a violation of a condition of a child's participation in the program.

SECTION 1218. 48.545 of the statutes is repealed.

SECTION 1221. 48.655 of the statutes is amended to read:

48.655 Parental access. A day care provider ~~licensed that holds a license under s. 48.65, that is certified under s. 48.651, that holds a probationary license under s. 48.69 or that is established or contracted for under s. 120.13 (14)~~ shall permit any parent or guardian of a child enrolled in the program to visit and observe the program of child care at any time during the provider's hours of operation, unless the visit or observation is contrary to an existing court order.

SECTION 1223m. 48.657 (1) (intro.) of the statutes is amended to read:

48.657 (1) (intro.) ~~By July 1 of each year, the~~ The department shall provide each day care center licensed under s. 48.65 (1) or provisionally licensed under s. 48.69 that provides care and supervision for 9 or more children with a an annual report that includes the following information:

SECTION 1224. 48.657 (1) (a) of the statutes is amended to read:

48.657 (1) (a) ~~Serious violations~~ Violations of statutes, rules promulgated by the department under s. 48.67 or provisions of licensure under s. 48.70 (1) by the day care center ~~during the previous year and the dates on which those violations were corrected.~~ In providing information under this paragraph ~~regarding violations,~~ the department may not disclose the identity of any employee of the day care center.

SECTION 1225. 48.657 (1) (c) of the statutes is created to read:

48.657 (1) (c) The results of the most recent inspection of the day care center under s. 48.73.

SECTION 1226. 48.657 (2) of the statutes is amended to read:

48.657 (2) ~~Upon receipt of a report under sub. (1), a~~ A day care center shall post the report ~~and the results of the most recent inspection of the day care center conducted under s. 48.73 under sub. (1) next to the~~ day care center's license or provisional probationary license in a place where the report and the inspection results can be seen by parents, guardians or legal custodians during the day care center's hours of operation.

SECTION 1227. 48.657 (2g) of the statutes is created to read:

48.657 (2g) If the report under sub. (1) indicates that the day care center is in violation of a statute, a rule promulgated by the department under s. 48.67 or a provision of licensure under s. 48.70 (1), the day care center shall post with the report any notices received from the department relating to that violation.

SECTION 1228. 48.657 (2r) of the statutes is created to read:

48.657 (2r) Each day care center that receives a report under sub. (1) shall make available to a parent, guardian or legal custodian of a child who is receiving, or who is a prospective recipient of, care and supervision from the day care center the reports under sub. (1) from the previous 2 years and any notices received from the department relating to any violations identified in those reports. In providing information under this subsection, a day care center may withhold any information that would disclose the identity of an employe of the day care center.

SECTION 1250m. 48.78 (3) of the statutes is amended to read:

48.78 (3) If a child adjudged delinquent on the basis of a violation of s. 941.10, 941.11, 941.20, 941.21, 941.23, 941.235, 941.24, 941.26, 941.28, 941.295, 941.298, 941.30, 941.31, 941.32, 941.325, 943.02, 943.03, 943.04, 943.10 (2) (a), 943.32 (2), 948.02, 948.03, 948.05, 948.60, 948.605 or 948.61 or any crime specified in ch. 940 has escaped ~~or from a secured correctional facility,~~ has been allowed to leave a secured juvenile correctional facility for a specified time period and ~~in the case of an authorized leave the child is absent from the facility for more than 12 hours after the expiration of the specified period or has run away from the child's placement in the community while under corrective sanctions supervision,~~ the department may release the child's name and any information about the child the department determines to be necessary for the protection of the public or to secure the child's return to the facility or placement. The department shall promulgate rules establishing guidelines for the release of the child's name or information about the child to the public.

SECTION 1262. 48.975 (1) of the statutes is amended to read:

48.975 (1) **DEFINITION.** In this section, "adoption assistance" means payments by the department to the adoptive or proposed adoptive parents of an adopted a child which are designed to assist in the cost of care of a that child after legal adoption an agreement under sub. (4) has been signed and the child has been placed for adoption with the adoptive or proposed adoptive parents.

SECTION 1263. 48.975 (3) (intro.) of the statutes is repealed and recreated to read:

48.975 (3) **TYPES.** (intro.) The department may provide adoption assistance for maintenance, medical care or nonrecurring adoption expenses, or for any

combination of those types of adoption assistance, according to the following criteria:

SECTION 1264. 48.975 (3) (c) of the statutes is created to read:

48.975 (3) (c) *Nonrecurring adoption expenses.* Subject to any maximum amount provided by the department by rule promulgated under sub. (5), the adoption assistance for nonrecurring adoption expenses shall be sufficient to pay the reasonable and necessary adoption fees, court costs, legal fees and other expenses that are directly related to the adoption of the child and that are not incurred in violation of any state or federal law.

SECTION 1265. 48.981 (9) of the statutes is amended to read:

48.981 (9) ANNUAL REPORTS. ~~No later than October 1 of each year~~ Annually, the department shall prepare and transmit to the governor, ~~and the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), a report on the status of child abuse and neglect programs.~~ The report shall include a full statistical analysis of the child abuse and neglect reports made through the last calendar year, an evaluation of services offered under this section and their effectiveness, and recommendations for additional legislative and other action to fulfill the purpose of this section. The department shall provide statistical breakdowns by county, if requested by a county.

SECTION 1267m. 48.982 (2) (gm) of the statutes is created to read:

48.982 (2) (gm) Provide, for use by the board in its statewide projects under sub. (5) and for use by organizations that receive grants under subs. (4) and (6), educational and public informational materials and programming that emphasize the role of fathers in the primary prevention of child abuse and neglect.

SECTION 1275. 48.982 (6) (a) of the statutes is amended to read:

48.982 (6) (a) From the appropriations under s. 20.433 (1) (b) ~~and~~, (h) ~~and~~ (ma), the board shall award grants to organizations in accordance with the request-for-proposal procedures developed under sub. (2) (a). No organization may receive a grant or grants totaling more than \$75,000 in any year.

SECTION 1276. 48.985 (1) (a) of the statutes is amended to read:

48.985 (1) (a) For the department's expenses in connection with administering the expenditure of funds received under 42 USC 620 to 626, not more than ~~\$255,200~~ \$273,700 in fiscal year ~~1991-92~~ 1993-94 and not more than ~~\$262,400~~ \$281,500 in fiscal year ~~1992-93~~ 1994-95.

SECTION 1277. 48.985 (2) (a) 2 of the statutes is amended to read:

48.985 (2) (a) 2. For family-based child welfare services under s. 46.40 ~~(5)-(e)-3~~ (3) (a), not more than ~~\$444,500~~ \$831,700 in each fiscal year ~~1993-94~~ and not more than \$823,900 in fiscal year 1994-95.

SECTION 1278. 48.985 (2) (a) 3 of the statutes is amended to read:

48.985 (2) (a) 3. In addition to the amounts allocated under subs. 1 and 2 and par. (b), for family-based child welfare services, including services to prevent and treat child abuse and neglect, and for contracting with counties and American Indian tribes for family-based child welfare services, the balance of any unanticipated ~~additional federal child welfare funds that are received by the department under this subsection~~ 42 USC 620 to 626.

SECTION 1279. 48.985 (2) (b) of the statutes is amended to read:

48.985 (2) (b) From the appropriation under s. 20.435 (7) (o), of the moneys received under 42 USC 620 to 626, the department may expend, for the delivery of services to American Indians under s. 46.70, not more than \$17,500 in the period beginning July 1, ~~1991~~ 1993, and ending September 30, ~~1991~~ 1993, not more than \$70,000 in the period beginning October 1, ~~1991~~ 1993, and ending September 30, ~~1992~~ 1994, and not more than \$52,500 in the period beginning October 1, ~~1992~~ 1994, and ending June 30, ~~1993~~ 1995.

SECTION 1285m. 48.996 of the statutes is amended to read:

48.996 (title) Compensation. Any judge of this state who appoints counsel or a guardian ad litem pursuant to the provisions of the interstate compact on juveniles may, in the judge's discretion, allow a reasonable fee compensation in an amount not to exceed the compensation paid to private attorneys under s. 977.08 (4m), to be paid by the county on order of the court.

SECTION 1304. 49.032 (1) (f) of the statutes is created to read:

49.032 (1) (f) Notwithstanding par. (c), if a person is eligible for benefits under s. 49.19 and, if the person received benefits under s. 49.19, the person would receive benefits calculated under s. 49.19 (11m) on the basis of the aid to families with dependent children level in the state in which the person most recently resided, the person may not receive general relief payments in an amount that exceeds the amount that he or she would receive under s. 49.19.

SECTION 1308. 49.035 (1) (intro.) of the statutes is amended to read:

49.035 (1) (intro.) ~~From the appropriation under s. 20.435 (4) (eb) As provided in sub. (4e),~~ the department shall reimburse, except for medical costs:

SECTION 1310. 49.035 (2) (intro.) of the statutes is amended to read:

49.035 (2) (intro.) ~~From the appropriation under s. 20.435 (4) (eb),~~ As provided in sub. (4e), the department shall reimburse, for general relief medical costs:

SECTION 1311. 49.035 (4) of the statutes is amended to read:

49.035 (4) Claims for reimbursement under subs. (1) and (2) shall be filed with the department by

March 1 of the year immediately following the calendar year in which the costs were incurred. ~~If the funds available under s. 20.435 (4) (eb) are insufficient to reimburse all eligible costs, the funds shall be prorated.~~

SECTION 1312c. 49.035 (4e) of the statutes is created to read:

49.035 (4e) (a) If claims for eligible general relief costs at the maximum rates under subs. (1) and (2) do not exceed the total of the funds available under s. 20.435 (4) (eb) and the payments to county hospitals and county mental health complexes under par. (c) for that fiscal year, the department shall determine the amount of a county's reimbursement from the appropriation under s. 20.435 (4) (eb) by applying the maximum rates under subs. (1) and (2) to the county's eligible costs and subtracting the amount paid to county hospitals and county mental health complexes in the county under par. (c).

(b) If claims for eligible general relief costs at the maximum rates under subs. (1) and (2) do exceed the total of the funds available under s. 20.435 (4) (eb) and the payments to county hospitals and county mental health complexes under par. (c) for that fiscal year, the department shall prorate the funds available under s. 20.435 (4) (eb) among the counties. Under this paragraph, the department shall determine the amount of a county's reimbursement from the appropriation under s. 20.435 (4) (eb) by subtracting the amount paid to county hospitals and county mental health complexes in the county under par. (c) from its prorated share of the funds available under s. 20.435 (4) (eb).

(c) The department shall distribute the payments under s. 49.45 (6y) and (6z) to county hospitals and county mental health complexes that qualify for these payments at the time that the county is paid under par. (a) or (b). For the year for which the payment under par. (a) or (b) is made, the county shall treat the payments to county hospitals and county mental health complexes as reimbursement for general relief claims under sub. (4).

SECTION 1316. 49.049 (3) of the statutes is amended to read:

49.049 (3) The department may provide not more than ~~\$34,300 in fiscal year 1987-88 and not more than \$30,600 in each fiscal year 1988-89~~ for economic development projects ~~which that~~ satisfy the criteria established under sub. (2) to tribal governing bodies from funds appropriated ~~under s. 20.435 (4) (de)~~ for the administration of the work experience program under s. 49.047. Funds not provided for economic development projects shall be expended for the work experience program.

SECTION 1333. 49.058 of the statutes is repealed.

SECTION 1339. 49.123 (2) (intro.) of the statutes is amended to read:

49.123 (2) (intro.) If a court finds or it is determined after an administrative hearing that meets the requirements in regulations of the federal department of health and human services under 42 USC 616 (b) that an individual who is a member of a family applying for or receiving aid under s. 49.19, for the purpose of establishing or maintaining eligibility for aid under s. 49.19 or of increasing the amount of aid received under s. 49.19, intentionally made a false or misleading statement, intentionally misrepresented or withheld facts or committed an act intended to mislead or to misrepresent or withhold facts, the department shall consider the income and assets of the person but shall remove the needs of the person in determining the amount of any payment made to the person's family under s. 49.19 as follows:

SECTION 1340. 49.128 of the statutes is repealed.

SECTION 1344. 49.177 (2) (a) (intro.) of the statutes is amended to read:

49.177 (2) (a) (intro.) ~~Persons enumerated in subs. 1 to 4 under this paragraph~~ The following persons who meet the resource limitations and the nonfinancial eligibility requirements of the federal Title XVI supplemental security income program under 42 USC 1381 to 1383d are entitled to receive supplemental payments in an amount determined by the department and approved or amended by the joint committee on finance. Prior under this section:

(b) The department may submit a proposal to change the amount of supplemental payments under this section to the secretary of administration. If the secretary of administration approves the proposal, he or she shall submit it to the joint committee on finance for approval, modification or disapproval. Joint committee on finance approval of a modification change in the amount of supplemental payments will be deemed considered to be given, if within 21 14 calendar days after the department secretary of administration files a proposed modification proposal with the joint committee on finance, the committee has not scheduled a public hearing or executive session to review the proposed modification proposal. Payment modifications changes approved by the joint committee on finance shall be are subject to the approval of the governor. Following action by the joint committee on finance, the governor shall have 10 days, not including Sundays, to communicate approval or disapproval in writing. If no action is taken by the governor within that time, the decision of the joint committee on finance shall take effect. The procedures under s. 13.10 do not apply to this paragraph.

SECTION 1345. 49.177 (3g) of the statutes is amended to read:

49.177 (3g) FEDERAL PAYMENTS. If federal supplemental security income payments increase, the department ~~shall pass these increases directly to persons eligible for payments under this section without reducing may, with approval as provided under sub. (2) (b),~~

reduce payments under this section by all or part of the amount of the increase, subject to 42 USC 1382g.

SECTION 1346. 49.19 (4) (bu) of the statutes is created to read:

49.19 (4) (bu) 1. The department shall request a waiver from the secretary of the federal department of health and human services to allow a recipient of aid under this section to accumulate funds in an education and employability account, as described in subd. 2, the first \$10,000 in which is not considered against the amount of assets that a recipient is allowed to own under par. (bm). If the waiver is granted, the department shall promulgate rules to implement the waiver and shall implement the waiver beginning no sooner than January 1, 1995. Subdivision 2 does not apply unless the waiver is in effect.

2. The department may authorize a person to establish an education and employability account at a financial institution, as defined in s. 705.01 (3), after the person is determined to be eligible for aid under this section. The first \$10,000 in the account is not considered against the asset limit if the person provides to the county department under s. 46.215, 46.22 or 46.23, at the time of establishing the account and at other times required by the department, a signed statement identifying the financial institution, the account number of the account and the amount in the account. Interest earned on the account and retained in the account is not considered income under this section. Money withdrawn from the education and employability account will be considered income in the month that it is withdrawn unless it is used for one of the following purposes:

a. The recipient's own education or training or the education or training of his or her child.

b. Improving the employability of a member of the family.

d. Not more than \$200 every 12 months for emergency needs, as determined by the county department under s. 46.215, 46.22 or 46.23.

SECTION 1348. 49.19 (11) (a) 7 of the statutes is created to read:

49.19 (11) (a) 7. The department may not make a payment for a month if the amount of the payment would be less than \$10.

SECTION 1349. 49.19 (11) (b) of the statutes is renumbered 49.19 (11) (b) (intro.) and amended to read:

49.19 (11) (b) (intro.) The department shall implement a program of emergency assistance to needy persons in cases of fire, flood, natural disaster, homelessness or energy crisis. Eligibility shall not exceed the limitations for federal participation defined by federal regulations, including 45 CFR 233.120. The aid granted, except for cases of energy crisis, shall not exceed \$150 per family member. Emergency assistance provided to needy persons under this paragraph in cases of homelessness may be used only to obtain a permanent living accommodation. For the purposes

of this paragraph, a family is considered to be homeless if any of the following applies:

SECTION 1350. 49.19 (11) (b) 1 to 5 of the statutes are created to read:

49.19 (11) (b) 1. The family must leave its current housing because it is uninhabitable as determined by a local building inspector, a local health department or another appropriate local authority.

2. The family has a current residence that is a shelter designed for temporary accommodation such as a motel, hotel, shelter facility or transitional shelter facility.

3. A member of the family was a victim of domestic abuse, as defined in s. 968.075 (1) (a).

4. The family is without a fixed, regular and adequate nighttime residence.

5. The family is living in a place that is not designed for, or ordinarily used as, a regular sleeping accommodation.

SECTION 1351. 49.19 (12) of the statutes is amended to read:

49.19 (12) Monthly payments in foster care shall be provided according to the age-related rates specified in this subsection. ~~Beginning January 1, 1991, the age-related rates are: \$231 for children aged 4 and under; \$257 for children aged 5 to 11; \$314 for children aged 12 to 14 and \$324 for children aged 15 to 17. Beginning January 1, 1993, the age-related rates are: \$240 for children aged 4 and under; \$267 for children aged 5 to 11; \$327 for children aged 12 to 14 and \$337 for children aged 15 to 17. Beginning January 1, 1994, the age-related rates are: \$276 for children aged 4 and under; \$301 for children aged 5 to 11; \$344 for children aged 12 to 14; and \$361 for children aged 15 to 17. Beginning January 1, 1995, the age-related rates are: \$282 for children aged 4 and under; \$307 for children aged 5 to 11; \$349 for children aged 12 to 14; and \$365 for children aged 15 to 17.~~ In addition to these grants for basic maintenance, the department shall make supplemental payments for special needs and initial clothing allowances according to rules that the department shall promulgate.

SECTION 1352c. 49.19 (17) of the statutes is created to read:

49.19 (17) The department may recover an overpayment of aid under this section from an overpaid family who continues to receive aid by reducing the amount of the family's monthly aid payment by no more than 10% of the maximum monthly payment allowance under sub. (11) for a family of that size, in the case of overpayments of aid resulting from an intentional violation of ss. 49.19 to 49.41 or the rules promulgated under those sections by a member of the family receiving the overpayment, and by no more than 7% of the maximum monthly payment allowance under sub. (11) for a family of that size, in all other cases.

SECTION 1353. 49.193 of the statutes is created to read:

49.193 Job opportunities and basic skills program.

(1) **PLAN; ADMINISTRATION.** (a) The department shall submit a plan that meets the requirements under 42 USC 682 (a) to the federal secretary of health and human services. If the plan is approved, the department shall administer a job opportunities and basic skills program under 42 USC 682 (a) to provide employment and training and educational and supportive services to assist recipients of aid under s. 49.19 in obtaining gainful employment.

(b) 1. The department shall administer the program under this section directly or through a contract with an agency in each county or in groups of counties or through contracts with federally recognized American Indian tribes or bands. If upon reviewing the performance of an agency administering the program the department determines that the agency is not complying with the terms of the contract or if an agency wishes to terminate its responsibility to administer the program, the department shall terminate the contract and contract with another agency.

2. Notwithstanding s. 16.75 (1) and (2m), the department may contract with a public or private agency selected by the department without competitive bidding or competitive sealed proposals, to administer the program under this section in a county with a population of 500,000 or more.

(c) The department shall coordinate the program under this section with the programs of the department of administration, the department of industry, labor and human relations, the department of development, the department of public instruction and the vocational, technical and adult education board and with programs operated under the job training partnership act, 29 USC 1501 to 1791j.

(d) The department shall ensure that records of the number of participants in the program under this section and of the number of job placements made are kept according to gender and according to whether or not the participant is eligible under s. 49.19 (4) (dm).

(e) The department shall pay the portion of the costs of the services provided under this section that is not paid by the federal government. The department shall, to the extent possible, use available in-kind services to provide that nonfederal share of the costs of this program.

(2) **PARTICIPATION.** (a) The department shall ensure that all persons required under 42 USC 602 (a) (19) and 42 USC 681 to 687 to participate in a job opportunities and basic skills training program participate in the program under this section.

(b) The department shall give priority for receipt of services under this section to a person who is any of the following:

1. A recipient of aid under s. 49.19 who has received aid for any 36 of the preceding 60 months.

2. A custodial parent under the age of 24 who has not graduated from a public or private high school or

obtained a declaration of equivalency of high school graduation under s. 115.29 (4) and who, at the time of application for aid under s. 49.19, is not enrolled in school, as defined in s. 49.50 (7) (a).

3. A custodial parent under the age of 24 who had little or no work experience in the year before applying for aid under s. 49.19.

4. A member of a family in which the youngest child is within 2 years of being ineligible for aid under s. 49.19 because of age.

5. Another long-term or potentially long-term recipient of aid under s. 49.19, as determined by the department.

(d) Following the development of an employability plan under sub. (4) (c) for a participant, the agency administering the program under this section shall assign the participant to one or more activities that are appropriate for the person in accordance with 42 USC 684 (a). The agency shall ensure that a participant receives appropriate supportive services.

(e) The department shall request a waiver from the secretary of the federal department of health and human services to allow the department to require full-time participation in the program under this section by a recipient of aid under s. 49.19 who is a parent or other caretaker of a child who is at least 2 years of age. If the waiver is in effect, the department may require full-time program participation by the parent or other caretaker of a child who is at least 2 years of age as provided in the waiver.

(3) **INFORMATION.** The department shall, directly or by contract, do all of the following:

(a) Notify applicants for and recipients of aid under s. 49.19 of the availability of employment and training activities and supportive services.

(b) Inform recipients of aid under s. 49.19 of the opportunity to indicate a desire to participate in the program under this section.

(c) Inform persons required to participate in the program under this section of the sanctions for failing, without good cause, to participate in the program, for failing, without good cause, to accept employment and for terminating employment or reducing earnings without good cause.

(d) Provide information concerning the program under this section to a person who does not speak English in a language that the person understands.

(4) **COMPONENTS.** The department shall ensure that the program under this section includes all of the following:

(a) Enrollment and orientation.

(b) Assessment of each participant's employability based on skills, work experience, needs for educational and supportive services and a review of the family circumstances.

(c) Development of an employability plan for each participant.

(d) Case management.

- (e) Job search activities.
 - (f) On-the-job training.
 - (g) Work supplementation, as described in 45 CFR 250.62, in which participation is voluntary.
 - (h) Community work experience, as described in 45 CFR 250.63.
 - (i) Other work experience activities.
 - (j) Educational activities which may include payment for or referral to any of the following:
 1. High school or equivalent education.
 2. Basic and remedial education.
 3. Education for individuals with limited English proficiency.
 4. Postsecondary education and vocational skills training.
 5. Job skills training.
 6. Parenting skills training for parents under the age of 20.
 - (k) Supportive services which may include any of the following:
 1. Counseling.
 2. Child care.
 3. Transportation.
 4. Payment for other work-related expenses.
 - (L) Grievance and conciliation procedures.
 - (m) Evaluation of the employment status of participants at 2 intervals following the start of employment, the first no sooner than 30 days and the 2nd no sooner than 6 months and no later than one year following the start of employment.
- (5) **WORK SUPPLEMENTATION.** (a) The department shall establish a work supplementation component in an area in which a development zone is designated under subch. VI of ch. 560, upon the request of the local governing body, as defined in s. 560.70 (4), of the area.
- (b) Upon notification from the department of development under s. 560.75 (11) that a development zone has been designated, the department shall do all of the following:
1. Provide the department of development with information about whether a work supplementation component is established in the area where the development zone is located.
 2. If a work supplementation component has been established in an area where the development zone is located, provide information about how the work supplementation component is administered.
 3. With the department of development and the local governing body administering the development zone, help employers in the development zone to participate in the work supplementation component.
- (6) **COMMUNITY WORK EXPERIENCE.** (a) A participant in a community work experience component operated by an agency administering the program under this section is considered an employe of that agency for purposes of worker's compensation benefits, except to the extent that the person for whom the

participant is performing work agrees to provide worker's compensation coverage or the administrative agency delegates, by contract, the responsibility to provide that coverage to the person administering the community work experience component.

(b) A community work experience component may not be operated so as to fill an established vacant position or supplant a regular employe of any governmental unit.

(c) No person may be required to work more than 32 hours per week in a community work experience component. No person may be required to work more than 16 weeks in a component under this subsection during a 12-month period, except that a person who is eligible for aid under s. 49.19 (4) (dm) may be required to work for more than 16 weeks in a component under this subsection in order to comply with 45 CFR 250.33.

(d) The department shall ensure that a person's participation in a community work experience component is reassessed as required in 42 USC 682 (f) (2) and that job search and other activities related to employment under the program under this section receive priority over participation in a community work experience component.

(7) **POSTSECONDARY EDUCATION.** The department shall, by rule, define allowable or satisfactory participation in postsecondary education and vocational skills training activities.

(8) **CHILD CARE.** (a) The department shall pay child care costs of persons with approved employability plans who are participating in the program under this section. Payment or reimbursement shall be in an amount based on need, with the maximum amount per child equal to the lesser of the actual cost of care or the rate established under s. 46.98 (4) (d), or, if a higher rate is established under s. 46.98 (4) (e) and if the child care meets the quality standards established under s. 46.98 (4) (e), payment or reimbursement for child care that meets those standards shall be in an amount based on need, with the maximum amount per child equal to the lesser of the actual cost of the care or the rate established under s. 46.98 (4) (e).

(b) The department shall establish procedures to ensure that an agency administering the program under this section reimburses the child care costs of a participant in the program under this section within 4 weeks after the participant submits a claim form.

(bm) Beginning on January 1, 1994, a county department under s. 46.215, 46.22 or 46.23 that receives funds to pay or reimburse child care costs under this subsection or under s. 49.50 (6e) (a) may, with the approval of the department, use those funds to pay or reimburse child care costs under s. 49.50 (6e) (b), (6g) (a) or (7) (e). The department shall approve or disapprove of this use of funds under criteria established to maximize state and federal funding available for child care.

(c) The department may only pay child care costs under this subsection if the child care is provided by a child care provider, as defined in s. 49.50 (1).

(9) NOTICE CONCERNING SANCTIONS. Following conciliation and before imposing a sanction on a person receiving aid under s. 49.19 who fails without good cause to participate in the program under this section or to accept employment or who terminates employment or reduces earnings without good cause, the county department under s. 46.215, 46.22 or 46.23 shall notify the person in writing of the reason for the proposed sanction. The notice shall inform the person of the right to appeal under s. 49.50 (8).

(10) EMPLOYMENT AND TRAINING COUNCIL. Each agency that administers the program under this section shall appoint an employment and training council to advise the agency concerning employment and training activities. The agency administering the program in a county or group of counties shall consult with the county board of the county or the county boards of the group of counties in making the appointments to the council. The council shall include the following members:

- (a) An elected county official.
- (b) A representative of the county department under s. 46.215, 46.22 or 46.23.
- (c) A representative of a local school district.
- (d) A representative of organized labor.
- (e) A recipient of aid to families with dependent children or a representative of a recipient advocacy group.
- (f) A representative of private business nominated by the area private industry council under the job training partnership act, 29 USC 1501 to 1781.
- (g) A representative of the office which administers the program under this section in the county.

(11) RULES. The department shall promulgate rules for the administration of the program under this section.

SECTION 1354. 49.195 (1) of the statutes is amended to read:

49.195 (1) If any parent at the time of receiving aid under s. 49.19 or at any time thereafter acquires property by gift, inheritance, sale of assets, court judgment or settlement of any damage claim, or by winning a lottery or prize, the county granting such aid may sue the parent on behalf of the department to recover the value of that portion of the aid which does not exceed the amount of the property so acquired. The value of aid liable for recovery under this section may not include the value of work performed by a member of the family in a community work experience program under s. 46.215; (1) (o), 1991 stats., s. 46.22 (1) (b) 11, 1991 stats., or s. 49.50 (7j) (d), 1991 stats., or in a community work experience component under s. 49.193 (6). During the life of the parent, the 10-year statute of limitations may be pleaded in defense against any suit for recovery under this section; and if

such property is his or her homestead it shall be exempt from execution on the judgment of recovery until his or her death or sale of the property, whichever occurs first. Notwithstanding the foregoing restrictions and limitations, where the aid recipient is deceased a claim may be filed against any property in his or her estate and the statute of limitations specified in s. 859.02 shall be exclusively applicable. The court may refuse to render judgment or allow the claim in any case where a parent, spouse or child is dependent on the property for support, and the court in rendering judgment shall take into account the current family budget requirement as fixed by the U.S. department of labor for the community or as fixed by the authorities of the community in charge of public assistance. The records of aid paid kept by the county or by the department are prima facie evidence of the value of the aid furnished. Liability under this section shall extend to any parent or stepparent whose family receives aid under s. 49.19 during the period he or she is a member of the same household, but his or her liability is limited to such period. This section does not apply to medical and health assistance payments for which recovery is prohibited or restricted by federal law or regulation.

SECTION 1355. 49.25 of the statutes is renumbered 49.25 (1) and amended to read:

49.25 (1) (title) WAIVER; APPLICABILITY. The department shall request a waiver from the secretary of the federal department of health and human services to allow the department to conduct a parental responsibility pilot program as part of the program under s. 49.19. If the department receives the federal waiver and if sufficient funds are available, the department may conduct the program ~~beginning on July 1, 1992,~~ in a county with a population of 500,000 or more and up to 3 other counties. The county department under s. 46.215, 46.22 or 46.23 in each pilot county shall administer the program under a contract with the department. Subsections (3) to (8) apply only while the waiver is in effect and the department is conducting the program.

SECTION 1356. 49.25 (3) of the statutes is created to read:

49.25 (3) PARTICIPATION. (a) Except as provided in par. (c), a person who lives in a pilot county is subject to the program under this section beginning when the person both receives aid under s. 49.19 and is one of the following:

1. A woman who is under the age of 20, has no children of her own and has entered the 3rd trimester of pregnancy, if that 3rd trimester began after June 30, 1994.
2. A woman who is under the age of 20, is not pregnant and is the mother of only one child, if that child was born after June 30, 1994.
3. A woman who is under the age of 20, is not pregnant and is the mother of more than one child, if the

children were all born as a result of one pregnancy and were born after June 30, 1994.

4. A man who is under the age of 20 and is the father of only one child living, if that child was born after June 30, 1994, and, if the man is married and living with his spouse, whose spouse is not pregnant.

5. A man who is under the age of 20 and is the father of more than one child, if the children were all born as a result of one pregnancy and were born after June 30, 1994, and, if the man is married and living with his spouse, whose spouse is not pregnant.

6. Subject to par. (am), the spouse of a woman subject to the program under this section under subd. 1, 2 or 3 if the spouse is living with the woman.

7. Subject to par. (am), the spouse of a man subject to the program under this section under subd. 4 or 5 if the spouse is living with the man.

8. A man who has been adjudicated to be the father of a child of a woman subject to the program under this section under subd. 1, 2 or 3, if the man is living with the woman.

(am) If the spouse of a person subject to the program under this section under par. (a) 1, 2, 3, 4 or 5 is the stepparent of the person's child or children and is living with the person, the couple may decide whether to have the needs of the stepparent taken into consideration for the purposes of determining the amount of aid under s. 49.19. If the couple chooses to have the stepparent's needs taken into consideration, the stepparent is subject to the program under this section.

(b) A person who, under par. (a), becomes subject to the program under this section remains subject to the program under this section as long as he or she lives in a pilot county and the program is in effect unless the person has not received aid under s. 49.19 for at least 36 consecutive months.

(c) A person described in par. (a) is not subject to the program under this section if he or she is assigned to a control group by the department.

SECTION 1357. 49.25 (4) of the statutes is created to read:

49.25 (4) LIMITED PAYMENT AMOUNT. Notwithstanding s. 49.19 (11) (a) 1 and 2, the department shall make a monthly payment under s. 49.19 to a family of \$38 for a single child, or \$38 for one of the children and a full payment for the other children who are all born as a result of one pregnancy, if the child or children's parent is a member of the family and is subject to the program under this section and if the child is or children are born or adopted after the family includes either one child of that parent or more than one child who were all born as a result of one pregnancy. Notwithstanding s. 49.19 (11) (a) 1 and 2, the department may not make any monthly payment under s. 49.19 to a family for any later born or adopted child of that parent. This subsection does not affect the payment of the allowance under s. 49.19 (11) (a) 4.

SECTION 1358. 49.25 (5) of the statutes is created to read:

49.25 (5) EARNED INCOME DISREGARD. (a) Instead of the earned income disregards in s. 49.19 (5) (a) 2, 4 and 4m and (am), the department shall apply the earned income disregard in par. (b) in determining the benefit amount of a person subject to the program under this section and in determining eligibility under s. 49.19 of a person subject to the program under this section if the person received benefits under s. 49.19 in one of the 4 months before he or she applies for benefits.

(b) For a person described in par. (a), the department shall disregard \$200 of earned income plus an amount equal to 50% of the person's remaining income not disregarded.

SECTION 1359. 49.25 (6) of the statutes is created to read:

49.25 (6) EMPLOYMENT REQUIREMENTS. Notwithstanding s. 49.19 (4) (dm), the department may not apply the federal aid to families with dependent children program requirements as to past employment and past and current unemployment to a married couple subject to the program under this section if the married couple live together.

SECTION 1360. 49.25 (7) of the statutes is created to read:

49.25 (7) TRAINING AND PARENTAL EDUCATION. (a) The department shall contract with the county department under s. 46.215, 46.22 or 46.23 to provide education on parenting, human growth and development, family planning and independent living skills and employment-related training to persons subject to the program under this section and to persons subject to orders under s. 767.078 (1) (d). The county department may contract with other agencies for the provision of these services.

(b) The agency providing services under par. (a) shall develop a plan for the provision of the services under par. (a) to a person who is subject to the program under this section or to an order under s. 767.078 (1) (d). If a person who is subject to the program under this section fails to cooperate with his or her services plan, the person may be sanctioned, as provided by the department by rule.

SECTION 1361. 49.25 (8) of the statutes is created to read:

49.25 (8) PILOT COUNTY CHILD SUPPORT ASSISTANCE. (a) From the appropriation under s. 20.435 (4) (ci), the department shall provide funds to pilot counties for assistance in establishing paternity and obtaining child support.

(b) From the appropriation under s. 20.435 (4) (ci), the department shall provide funds to Milwaukee county to fund an additional family court commissioner.

SECTION 1362. 49.25 (9) of the statutes is created to read:

49.25 (9) EVALUATION. The department shall evaluate the program under this section or shall contract

with a public or private agency for an evaluation of the program under this section.

SECTION 1362g. 49.45 (3) (dm) of the statutes is created to read:

49.45 (3) (dm) After distribution of computer software has been made under 1993 Wisconsin Act (this act), section 9126 (13h), no payment may be made for home health care services provided to persons who are enrolled in the federal medicare program and are recipients of medical assistance under s. 49.46 or 49.47 unless the provider of the services has in use the computer software to maximize payments under the federal medicare program under 42 USC 1395.

SECTION 1363. 49.45 (6b) (intro.) and (b) (intro.) of the statutes are consolidated, renumbered 49.45 (6b) (intro.) and amended to read:

49.45 (6b) CENTERS FOR THE DEVELOPMENTALLY DISABLED. (intro.) From the appropriation under s. 20.435 (2) (gk), the department may reimburse the cost of services provided by the centers for the developmentally disabled ~~only as follows:—(b) Notwithstanding par. (a), reimbursement.~~ Reimbursement to the centers for the developmentally disabled shall be reduced following each placement made under s. 46.275 which involves a relocation from a center for the developmentally disabled, as follows:

SECTION 1364. 49.45 (6b) (a) of the statutes is repealed.

SECTION 1365c. 49.45 (6b) (b) 1 of the statutes is renumbered 49.45 (6b) (a) and amended to read:

49.45 (6b) (a) Beginning in fiscal year ~~1991-92~~ 1994-95, for relocations from the central Wisconsin center for the developmentally disabled, by ~~\$95.04~~ \$55.77 per day.

SECTION 1365d. 49.45 (6b) (b) 2 of the statutes is renumbered 49.45 (6b) (b) and amended to read:

49.45 (6b) (b) Beginning in fiscal year ~~1991-92~~ 1994-95, for relocations from the northern Wisconsin center for the developmentally disabled, by ~~\$83.58~~ \$49.06 per day.

SECTION 1365e. 49.45 (6b) (b) 3 of the statutes is renumbered 49.45 (6b) (c) and amended to read:

49.45 (6b) (c) Beginning in fiscal year ~~1991-92~~ 1994-95, for relocations from the southern Wisconsin center for the developmentally disabled, by ~~\$82.40~~ \$48.37 per day.

SECTION 1365g. 49.45 (6c) (b) of the statutes is amended to read:

49.45 (6c) (b) *Preadmission screening.* Except as provided in par. (e), beginning on August 9, 1989, every individual who applies for admission to a facility ~~and who has not been referred to the facility by a county department~~ shall be screened to determine if the individual has developmental disability or mental illness. Beginning on August 9, 1989, ~~a county the department or an entity to which the department has delegated authority~~ shall screen every individual who has been identified as having a developmental disability

or mental illness to determine if the individual needs facility care. If the individual is determined to need facility care, the ~~county department or an entity to which the department has delegated authority~~ shall also assess the individual to determine if he or she requires active treatment for developmental disability or active treatment for mental illness.

SECTION 1365h. 49.45 (6c) (c) (intro.) of the statutes is amended to read:

49.45 (6c) (c) *Resident review.* (intro.) Except as provided in par. (e), by April 1, 1990, and at least annually thereafter, the ~~county department or an entity to which the department has delegated authority~~ shall review every resident of a facility who has a developmental disability or mental illness to determine if any of the following applies:

SECTION 1365j. 49.45 (6c) (e) 1. (intro.) and a. of the statutes are consolidated, renumbered 49.45 (6c) (e) 1 and amended to read:

49.45 (6c) (e) 1. Payment under sub. (6m) may be made to a facility and no screening under par. (b) or review under par. (c) is required for an individual who is medically diagnosed as having developmental disability or mental illness, and who is not a danger to himself or herself or to others, if ~~any of the following applies:—a. Immediately, immediately~~ after release from a hospital, the individual enters the facility, as part of a medically prescribed period of recovery, for a period not to exceed ~~120~~ 30 days and the admission is approved by ~~the county department and the department or an entity to which the department has delegated authority.~~

SECTION 1365k. 49.45 (6c) (e) 1. b. of the statutes is repealed.

SECTION 1365L. 49.45 (6c) (e) 1. c. of the statutes is repealed.

SECTION 1366. 49.45 (6g) of the statutes is repealed.

SECTION 1367. 49.45 (6m) (ag) 3m of the statutes is amended to read:

49.45 (6m) (ag) 3m. For state fiscal year ~~1991-92~~ 1993-94, rates that shall be set by the department based on information from cost reports for the ~~1990~~ 1992 fiscal year of the facility and for state fiscal year ~~1992-93~~ 1994-95, rates that shall be set by the department based on information from cost reports for the ~~1991~~ 1993 fiscal year of the facility.

SECTION 1368. 49.45 (6m) (ag) 8 of the statutes is amended to read:

49.45 (6m) (ag) 8. Calculation of total payments and supplementary payments to facilities that permits an increase in funds allocated under s. 20.435 (1) (b) and (o) for nursing home care provided medical assistance recipients over that paid for services provided in state fiscal year ~~1990-91~~ 1992-93 of no more than ~~2.5%~~ 3.58% during state fiscal year ~~1991-92~~ 1993-94 and over that paid for services provided in state fiscal year

~~1991-92 1993-94~~ of no more than ~~6.75%~~ 3.57% during state fiscal year ~~1992-93 1994-95~~, excluding increases in total payments attributable to increases in recipient utilization of facility care, payments for the provision of active treatment to facility residents with developmental disability or chronic mental illness and payments for preadmission screening of facility applicants and annual reviews of facility residents required under 42 USC 1396r (e).

SECTION 1369. 49.45 (6m) (am) 4 of the statutes is amended to read:

49.45 (6m) (am) 4. Net property tax, or allowable municipal service costs ~~or assessments under s. 50.14~~ incurred by the owner of the facility for the facility.

SECTION 1371. 49.45 (6m) (av) 4. (intro.) and a. of the statutes are consolidated, renumbered 49.45 (6m) (av) 4 and amended to read:

49.45 (6m) (av) 4. If the facility's payment rate under subd. 1 is a decrease from its average payment rate from the previous year under subd. 2, ~~or if the facility's payment rate under subd. 1 is, for the 1991 fiscal year of the facility, less than a 2.5% increase over its average payment rate under subd. 2 or is, for the 1992 fiscal year of the facility, less than a 6.75% increase over its average payment rate under subd. 2,~~ and if the figure calculated under subd. 3 exceeds the payment rate for the facility under subd. 1, the following shall apply: ~~a. The facility's average payment rate shall be the greater of its average payment rate under subd. 2 increased by the amount determined under subd. 4. b. or its rate under subd. 1.~~

SECTION 1372. 49.45 (6m) (av) 4. b. of the statutes is repealed.

SECTION 1373. 49.45 (6m) (bg) of the statutes is amended to read:

49.45 (6m) (bg) The department shall determine payment levels for the provision of skilled, intermediate, limited, personal or residential care or care for the mentally retarded in the state centers for the developmentally disabled and in the Wisconsin veterans home at King separately from the payment principles, applicable costs and methods established under this subsection.

SECTION 1374. 49.45 (6u) (intro.) of the statutes is amended to read:

49.45 (6u) FACILITY OPERATING DEFICIT REDUCTION. (intro.) Except as provided in par. (g), from the appropriation under s. 20.435 (1) (o), for reduction of operating deficits, as defined under criteria developed by the department, incurred by a facility, as defined under sub. (6m) (a) 2, that is established under s. 49.14 (1) or that is owned and operated by a city or village, the department shall allocate distribute to these facilities ~~up to \$15,000,000 not more than \$18,600,000~~ in each fiscal year, as determined by the department, and shall perform all of the following:

SECTION 1374c. 49.45 (6u) (b) 2m of the statutes is created to read:

49.45 (6u) (b) 2m. Identification by the county in which is located the facility established under s. 49.14 (1) of all county funds expended in each calendar year to operate the facility, and certification by the county to the department of this amount.

SECTION 1374f. 49.45 (6u) (c) of the statutes is amended to read:

49.45 (6u) (c) Distribute the allocation under the distribution method that is developed, unless a county has failed to comply with par. (b) 2m.

SECTION 1375. 49.45 (6x) (a) (intro.) and 1 of the statutes are consolidated, renumbered 49.45 (6x) (a) and amended to read:

49.45 (6x) (a) Notwithstanding sub. (3) (e), from the ~~appropriation~~ appropriations under s. 20.435 (1) (b) ~~and (c)~~ the department shall ~~allocate up to \$1,890,200 in fiscal year 1991-92 and up to \$1,878,300 in fiscal year 1992-93 and from the appropriation under s. 20.435 (1) (c) the department shall allocate up to \$2,857,900 in fiscal year 1991-92 and up to \$2,869,700 in fiscal year 1992-93~~ distribute not more than \$4,748,000 in each of fiscal years 1993-94 and 1994-95, to provide funds to an essential access city hospital, except that the department may not allocate funds to an essential access city hospital: ~~1. To the extent that the allocation would exceed any limitation under 42 USC 1396b (i) (3); and.~~

SECTION 1376. 49.45 (6x) (a) 2 of the statutes is repealed.

SECTION 1377. 49.45 (6x) (b) of the statutes is amended to read:

49.45 (6x) (b) The department shall develop procedures for solicitation and review of requests for funds and a method to distribute the ~~allocation funds~~ under par. (a) to an individual hospital that shall include establishment of criteria for the designation as an essential access city hospital.

SECTION 1378. 49.45 (6x) (c) of the statutes is amended to read:

49.45 (6x) (c) Except as provided in par. (d), the department shall distribute the ~~allocation funds~~ under par. (a) under the distribution method that is developed under par. (b).

SECTION 1379. 49.45 (6x) (d) of the statutes is amended to read:

49.45 (6x) (d) If the federal department of health and human services approves for state expenditure in any state fiscal year ~~1991-92 or 1992-93~~ amounts under s. 20.435 (1) (o) that result in a lesser ~~allocation~~ distribution amount than that ~~allocated distributed~~ under this subsection or disallows use of ~~the allocation~~ of federal medicaid funds under par. (a), the department of health and social services shall reduce the ~~allocations distributions~~ distributions under this subsection.

SECTION 1380. 49.45 (6y) of the statutes is created to read:

49.45 (6y) SUPPLEMENTAL FUNDING FOR COUNTY HOSPITALS. (a) Notwithstanding sub. (3) (e), from the

appropriations under s. 20.435 (1) (b) and (o) the department shall distribute funding in each fiscal year to provide supplemental payment to county hospitals and to county mental health complexes, as determined by the department, for inpatient hospital services that are not in excess of the hospitals' customary charges for the services, as limited under 42 USC 1396b (i) (3).

(b) The department need not promulgate as rules under ch. 227 the procedures, methods of distribution and criteria required for distribution under par. (a).

SECTION 1381. 49.45 (6z) of the statutes is created to read:

49.45 (6z) SUPPLEMENTAL FUNDING FOR HOSPITALS SERVING LOW-INCOME PATIENTS. (a) Notwithstanding sub. (3) (e), from the appropriations under s. 20.435 (1) (b) and (o) the department shall distribute funding in each fiscal year to supplement payment for inpatient services to county hospitals and county mental health complexes that, as determined by the department, serve a disproportionate number of low-income patients with special needs, except that the department may not distribute funds under this subsection to the extent that the distribution would do any of the following:

1. Be inconsistent with 42 USC 1396r-4 (c) (3).
2. Exceed the limitation on payment under 42 USC 1396r-4 (f) (B) in any fiscal year.

(b) The department need not promulgate as rules under ch. 227 the procedures, methods of distribution and criteria required for distribution under par. (a).

SECTION 1383. 49.45 (12) of the statutes is created to read:

49.45 (12) MACHINE-READABLE MEDICAL ASSISTANCE CARDS. (a) The department shall assist the commissioner of insurance to conduct the study of health insurance identification cards under s. 601.57 (1).

(b) If the commissioner of insurance promulgates rules under s. 601.57 (2) establishing a health insurance identification card system and its computerized support system, the department shall develop a plan to coordinate a system of machine-readable identification cards for medical assistance recipients with the systems established by the commissioner and shall submit the plan to the governor, and to the legislature under s. 13.172 (2), before issuing a request for proposals under par. (c).

(c) The department shall request proposals for a system of machine-readable identification cards for medical assistance recipients and a computerized support system for the cards that will accept and respond to electronically conveyed requests from health care providers for information related to medical assistance recipients, such as eligibility, coverages and authorizations. The request for proposals shall specify that the systems are to be operating by January 1, 1996.

SECTION 1384. 49.45 (17) (a) 1 of the statutes is renumbered 49.45 (17) (a) 1d.

SECTION 1385. 49.45 (17) (a) 1 of the statutes is created to read:

49.45 (17) (a) 1. "Expected value of the benefit" means the amount that a nondiscretionary trust or an irrevocable annuity will pay to the individual who created the nondiscretionary trust or to the annuitant during his or her expected lifetime as determined under par. (e) 3.

SECTION 1386. 49.45 (17) (a) 1h of the statutes is created to read:

49.45 (17) (a) 1h. "Nondiscretionary trust" means a trust created by an institutionalized individual or his or her spouse under the terms of which the individual creating the trust may not revoke the trust and the trustee is required to make payments in a specified amount to the individual creating the trust.

SECTION 1387. 49.45 (17) (a) 1p of the statutes is created to read:

49.45 (17) (a) 1p. "Reasonable compensation" means the prevailing local market rate of compensation for the service or care provided.

SECTION 1388. 49.45 (17) (a) 1t of the statutes is created to read:

49.45 (17) (a) 1t. "Relative" means a person who is related to another by blood, marriage or adoption.

SECTION 1389. 49.45 (17) (a) 3 of the statutes is created to read:

49.45 (17) (a) 3. "Single asset source" means an accumulation of funds or other assets, from which an individual makes 2 or more transfers, that possesses all of the following characteristics:

a. The funds or other assets are actually available to the transferor or the transferor could make them available in a period not longer than 30 days.

b. The transferor has legal authority to make the funds or other assets available for the support or maintenance of the transferor or his or her spouse.

c. The transferor could have made the 2nd and subsequent transfers at the same time as the first transfer.

SECTION 1390. 49.45 (17) (b) 1 and 2 of the statutes are amended to read:

49.45 (17) (b) 1. An institutionalized individual who is a recipient of medical assistance on the date that he or she is institutionalized if, during the 30 months immediately before the date that the individual becomes an institutionalized individual or at any time thereafter, the institutionalized individual or his or her spouse, as defined in s. 49.47 (2) (c), or another person acting on behalf of the institutionalized individual or his or her spouse, disposes of resources for less than fair market value.

2. An institutionalized individual if, during the 30 months immediately before the date that he or she applies for medical assistance or at any time thereafter, the institutionalized individual or his or her spouse, as defined in s. 49.47 (2) (c), or another person acting on behalf of the institutionalized individual or

his or her spouse, disposes of resources for less than fair market value.

SECTION 1391. 49.45 (17) (cm) of the statutes is created to read:

49.45 (17) (cm) The department shall aggregate the total uncompensated value of all separate transfers from a single asset source, shall compute the period of ineligibility under par. (c) as if the separate transfers had been made as a single transfer at the time of the first transfer and shall begin the period of ineligibility with the month in which the first transfer is made if all the following conditions are met:

1. An individual transfers part of a single asset source and the department determines that the transfer constitutes disposal of resources for less than fair market value under par. (b).

2. As a consequence of the transfer under subd. 1, the individual or his or her spouse would be ineligible for medical assistance for a period of ineligibility under par. (c).

3. During the period of ineligibility that would result from a transfer under subd. 1, the individual makes another transfer from the same single asset source and the department determines that the transfer constitutes disposal of resources for less than fair market value.

SECTION 1392. 49.45 (17) (e) of the statutes is created to read:

49.45 (17) (e) 1. For the purposes of par. (b), whenever an institutionalized individual or his or her spouse, or another person acting on behalf of the institutionalized individual or his or her spouse, transfers funds to a nondiscretionary trust or an irrevocable annuity in an amount that exceeds the expected value of the benefit, the institutionalized individual or his or her spouse disposes of resources for less than fair market value.

2. The amount of resources that is disposed of for less than fair market value under subd. 1 is the amount by which the transferred amount exceeds the expected value of the benefit.

3. The department shall promulgate rules specifying the method to be used in calculating the expected value of the benefit, based on 26 CFR 1.72-1 to 1.72-18, and specifying the criteria for adjusting the expected value of the benefit based on a medical condition diagnosed by a physician before the individual transferred funds to the annuity or trust.

SECTION 1393. 49.45 (17) (f) of the statutes is created to read:

49.45 (17) (f) For the purposes of par. (b), whenever an institutionalized individual or his or her spouse, or another person acting on behalf of the institutionalized individual or his or her spouse, transfers resources to a relative as payment for care or personal services that the relative provides to the institutionalized individual, the institutionalized individual or his or her spouse disposes of resources for less than fair market value unless the care or services directly bene-

fit the institutionalized individual, the amount of the payment does not exceed reasonable compensation for the care or services that the relative performs and, if the amount of the payment exceeds 10% of the community spouse resource allowance limit specified in s. 49.455 (6) (b) 1, the agreement to pay the relative is specified in a notarized written agreement that exists at the time that the relative performs the care or services.

SECTION 1394. 49.45 (17) (g) of the statutes is created to read:

49.45 (17) (g) For the purposes of par. (b), whenever an institutionalized individual or his or her spouse receives property that is not exempted property under 42 USC 1396p (c) (5) and, in the same month in which he or she receives the property, the institutionalized individual or his or her spouse, or another person acting on behalf of the institutionalized individual or his or her spouse, transfers the property for less than fair market value, the institutionalized individual or his or her spouse disposes of resources for less than fair market value regardless of whether the property is considered income in that month under s. 49.46 (1) or 49.47 (4).

SECTION 1395. 49.45 (17) (h) of the statutes is created to read:

49.45 (17) (h) For the purposes of par. (b), notwithstanding s. 705.03 (1), funds in an account held jointly by an institutionalized individual or his or her spouse and another person belong to each party holding the account in the same proportion as the funds contributed to the account by that party. Whenever a party who is not an institutionalized individual or his or her spouse withdraws funds in excess of the amount that belongs to that party, the excess withdrawal constitutes the disposal of resources for less than fair market value by the institutionalized individual or his or her spouse.

SECTION 1396. 49.45 (17) (i) of the statutes is created to read:

49.45 (17) (i) For the purposes of par. (b), if an institutionalized individual or his or her spouse authorizes another person to dispose of, encumber, lease, consume or otherwise act with respect to a resource as though the resource belonged to that other person; if that other person exercises the authority in a way that causes the resource to be unavailable for the support and maintenance of the institutionalized individual or his or her spouse; and if the institutionalized individual does not receive fair market value for the resource, then the institutionalized individual or his or her spouse disposes of resources for less than fair market value at the time that the other person exercises the authority.

~~SECTION 1397m. 49.45 (24) of the statutes is amended to read:~~

~~49.45 (24) PRIMARY CARE PROVIDER PILOT. The department may request a waiver from the secretary of the federal department of health and human ser-~~

**Vetoed
in Part**

**Vetoed
in Part**

~~waives under 42 USC 1396n (b)(1) to permit the establishment of a primary care provider pilot project. If the waiver is granted, the department may establish a primary care provider pilot project under which primary care providers act as case managers for medical assistance beneficiaries. If the department establishes a primary care provider pilot project, it shall promulgate rules that specify the way in which the project shall be implemented and shall reimburse a case manager for the allowable charges for case management services provided to a beneficiary participating in the pilot project.~~

SECTION 1398. 49.45 (25) (am) of the statutes is amended to read:

49.45 (25) (am) Except as provided under ~~par. pars.~~ (be) and (bg) and sub. (24), case management services under s. 49.46 (2) (b) 9 are reimbursable under medical assistance only if provided to a medical assistance beneficiary who receives case management services from or through a certified case management provider in a county, city, village or town that elects, under par. (b), to make the services available and who has a developmental disability, as defined under s. 51.01 (5) (a), chronic mental illness, as defined under s. 51.01 (3g), or Alzheimer's disease, as defined under s. 46.87 (1) (a), is alcoholic, as defined under s. 51.01 (1), or drug dependent, as defined under s. 51.01 (8), is physically disabled, as defined by the department, is a severely emotionally disturbed child, is age 65 or over or, after December 31, 1991, has HIV infection, as defined in s. 146.88 (1) (d).

SECTION 1399. 49.45 (25) (bg) of the statutes is created to read:

49.45 (25) (bg) An independent living center, as defined in s. 46.96 (1) (a), that is a certified case management provider may elect to provide case management services to one or more of the categories of medical assistance beneficiaries specified under par. (am). The amount of allowable charges for the services under the medical assistance program that is not provided by the federal government shall be paid from nonfederal, public funds received by the independent living center from a county, city, village or town or from funds distributed under the appropriation under s. 20.435 (5) (bm) or as a grant under s. 46.96.

SECTION 1400. 49.45 (25) (bm) of the statutes is renumbered 49.45 (25) (bm) (intro.) and amended to read:

49.45 (25) (bm) (intro.) Case management services under this subsection may not be provided to a person under the category of severely emotionally disturbed child unless a any of the following is true:

1. A team of mental health experts appointed by the case management provider determines that the person is a severely emotionally disturbed child. The team shall consist of at least 3 members. The case management provider shall appoint at least one member of the team who is a licensed psychologist or a physician

specializing in psychiatry. The case management provider shall appoint at least 2 members of the team who are members of the professions of school psychologist, school social worker, registered nurse, social worker, child care worker, occupational therapist or teacher of emotionally disturbed children. The case management provider shall appoint as a member of the team at least one person who personally participated in a psychological evaluation of the child.

SECTION 1401. 49.45 (25) (bm) 2 of the statutes is created to read:

49.45 (25) (bm) 2. A service coordination agency has determined under s. 46.56 (8) (d) that the person is a child with emotional and behavioral disabilities that meet the requirements under s. 46.56 (1) (c) 1 to 4.

SECTION 1402. 49.45 (25) (c) of the statutes is amended to read:

49.45 (25) (c) ~~The~~ Except as provided in pars. (be) and (bg), the department shall reimburse a provider of case management services under this subsection only for the amount of the allowable charges for those services under the medical assistance program that is provided by the federal government.

SECTION 1403. 49.45 (37) of the statutes is created to read:

49.45 (37) PLANS OF CARE. The department may seek a waiver of the requirement under 42 USC 1396n (c) (1) that the department review and approve every written plan of care developed for each individual who receives, under 42 USC 1396n (c) (1), home or community-based services under ss. 49.46 (2) (b) 8 and 49.47 (6) (a) 1. The waiver of the requirement, if granted, shall apply to those county departments or private nonprofit agencies that administer the services and that the department finds and certifies have implemented effective quality assurance systems for service plan development and implementation. If the federal health care financing administration approves the department's request for waiver of the requirement, the department shall, in evaluating a quality assurance system for certification, consider all of the following:

(a) The adequacy, safety and comprehensiveness of plans of care developed for individuals and of the services provided to them.

(b) Opportunities for individuals to exercise choice and be involved in the provision of services.

(c) Overall conformance to required state and federal quality assurance standards.

(d) Factors in addition to those in pars. (a) to (c) that are required by the federal health care financing administration, if any.

SECTION 1403m. 49.455 (8) (d) of the statutes is amended to read:

49.455 (8) (d) If either spouse establishes at a fair hearing that the community spouse resource allowance determined under sub. (6) (b) without a fair hearing does not generate enough income to raise the

community spouse's income to the minimum monthly maintenance needs allowance under sub. (4) (c), the department shall establish an amount to be used under sub. (6) (b) 3 that results in a community spouse resource allowance that generates enough income to raise the community spouse's income to the minimum monthly maintenance needs allowance under sub. (4) (c). Except in exceptional cases which would result in financial duress for the community spouse, the department may not establish an amount to be used under sub. (6) (b) 3 unless the institutionalized spouse makes available to the community spouse the maximum monthly income allowance permitted under sub. (4) (b) or, if the institutionalized spouse does not have sufficient income to make available to the community spouse the maximum monthly income allowance permitted under sub. (4) (b), unless the institutionalized spouse makes all of his or her income, except for an amount equal to the sum of the personal needs allowance under sub. (4) (a) 1 and any family allowances under sub. (4) (a) 3 paid by the institutionalized spouse and the amount incurred as expenses for medical or remedial care for the institutionalized spouse under sub. (4) (a) 4, available to the community spouse as a community spouse monthly income allowance under sub. (4) (b).

SECTION 1404. 49.46 (1) (a) 1 of the statutes is amended to read:

49.46 (1) (a) 1. Any person included in the grant of aid to families with dependent children and any person who is ~~ineligible to~~ does not receive such aid solely because of the application of s. 49.19 (11) (a) 6 7.

SECTION 1405. 49.46 (2) (b) 1. f. of the statutes is amended to read:

49.46 (2) (b) 1. f. Oral and maxillofacial surgery services.

SECTION 1406. 49.46 (2) (b) 1. h. of the statutes is created to read:

49.46 (2) (b) 1. h. Removable prosthodontic services.

SECTION 1407. 49.46 (2) (b) 1. i. of the statutes is created to read:

49.46 (2) (b) 1. i. Fixed prosthodontic services.

SECTION 1408. 49.46 (2) (b) 6. i. of the statutes is amended to read:

49.46 (2) (b) 6. i. Over-the-counter drugs ~~limited to insulin, antacids, analgesics, cough preparations and ophthalmic lubricants~~ listed by the department in the Wisconsin medical assistance drug index.

SECTION 1409. 49.46 (2) (b) 6. k. of the statutes is amended to read:

49.46 (2) (b) 6. k. Alcohol and other drug abuse day treatment services, ~~if the plan under s. 49.45 (26) is implemented~~. This subd. 6. k. does not apply after June 30, ~~1993~~ 1995, or the day after publication of the ~~1993-95~~ 1995-97 biennial budget act, whichever is later.

SECTION 1410. 49.46 (2) (cm) 2 of the statutes is amended to read:

49.46 (2) (cm) 2. Benefits under subd. 1 are available for an individual whose income is greater than 100% of the poverty line but less than ~~110%~~ 120% of the poverty line.

SECTION 1411. 49.468 (1m) (b) of the statutes is amended to read:

49.468 (1m) (b) Benefits under par. (a) are available for an individual who has resources that are equal to or less than 200% of the allowable resources determined under 42 USC 1381 to 1385 and income that is greater than 100% of the poverty line but less than ~~110%~~ 120% of the poverty line.

SECTION 1412. 49.47 (4) (b) 2r of the statutes is created to read:

49.47 (4) (b) 2r. For a person who is eligible under par. (a) 3 or 4, the value of any burial space or agreement representing the purchase of a burial space held for the purpose of providing a place for the burial of the person or any member of his or her immediate family.

SECTION 1413. 49.47 (4) (b) 2w of the statutes is created to read:

49.47 (4) (b) 2w. For a person who is eligible under par. (a) 3 or 4, life insurance with cash surrender values if the total face value of all life insurance policies is not more than \$1,500.

SECTION 1414. 49.47 (4) (b) 3 of the statutes is created to read:

49.47 (4) (b) 3. For a person who is eligible under par. (a) 3 or 4, funds set aside to meet the burial and related expenses of the person and his or her spouse in an amount not to exceed \$1,500 each, minus the sum of the cash value of any life insurance excluded under subd. 2w and the amount in any irrevocable burial trust under s. 445.125 (1).

SECTION 1415b. 49.47 (4) (i) of the statutes is created to read:

49.47 (4) (i) 1. The department shall request a waiver from the secretary of the federal department of health and human services to permit the application of subd. 2. The waiver shall request approval to implement the waiver on a statewide basis, unless the department of health and social services determines that statewide implementation of the waiver would present an obstacle to the approval of the waiver by the secretary of the federal department of health and human services, in which case the waiver shall request approval to implement the waiver in 48 pilot counties to be selected by the department of health and social services. Within 30 days after the effective date of this subdivision [revisor inserts date], the department of regulation and licensing shall notify funeral directors licensed under ch. 445, cemetery associations, as defined in s. 157.061 (1r), and cemetery authorities, as defined in s. 157.061 (2), of the terms of the waiver required to be requested under this subdivision. If the waiver is approved by the secretary of the federal

Vetoed
in Part

department of health and human services, the department of health and social services shall submit to the joint committee on finance a copy of the waiver and, if the waiver does not provide for statewide implementation, a list of the 48 pilot counties selected by the department. If the joint committee on finance approves the waiver and if the waiver remains in effect, subd. 2 shall apply. ~~Subdivision 2 shall not apply unless the joint committee on finance approves the waiver and the waiver remains in effect.~~

Vetoed
in Part

2. Notwithstanding par. (b) 2r and 3, a person who is described in par. (a) 3 or 4 is not eligible for benefits under this section if any of the following criteria is met:

a. For the person or his or her spouse, the sum of the following, less the cash value of any life insurance excluded under par. (b) 2w that was obtained after July 1, 1993, exceeds \$8,000: the value of any burial space or agreement described in par. (b) 2r that was acquired after July 1, 1993; the amount in any irrevocable burial trust under s. 445.125 (1) that was acquired after July 1, 1993; and any funds set aside after July 1, 1993, to meet the burial and related expenses under par. (b) 3.

b. The value of any burial space or agreement described in par. (b) 2r that is held for any other member of the person's immediate family and that was acquired after July 1, 1993, exceeds \$8,000.

c. For the person or his or her spouse, the value of amounts set aside under par. (b) 3 for cemetery property and fees to open and close grave sites, including mausoleum spaces, exceeds \$1,000.

SECTION 1416. 49.47 (6) (a) 6m of the statutes is amended to read:

49.47 (6) (a) 6m. ~~Beginning on January 1, 1993, an~~ An individual who is entitled to coverage under part A of medicare, as defined in subd. 6. a. is entitled to coverage under part B of medicare, as defined in subd. 6. a. and meets the eligibility criteria under sub. (4) (a) and whose income is greater than 100% of the poverty line but less than ~~110%~~ 120% of the poverty line for the monthly premiums under 42 USC 1395r.

SECTION 1421. 49.48 (2) (e) of the statutes is created to read:

49.48 (2) (e) Promulgate rules that establish income limitations, beginning on September 1, 1993, for the eligibility of persons for the treatment of chronic renal disease under this section.

SECTION 1422. 49.483 (1) of the statutes is amended to read:

49.483 (1) The department may provide financial assistance for costs of medical care of ~~financially needy~~ persons over the age of 18 years with the diagnosis of cystic fibrosis who meet income limitations established by the department by rule under sub. (1m).

SECTION 1423. 49.483 (1m) of the statutes is created to read:

49.483 (1m) The department shall promulgate rules that establish income limitations, beginning on September 1, 1993, for the eligibility of persons with the diagnosis of cystic fibrosis for the financial assistance for the costs of medical care under this section.

SECTION 1423g. 49.485 (1) (c) of the statutes is amended to read:

49.485 (1) (c) "Hemophilia" means a bleeding disorder resulting from a genetically determined ~~plasma~~ plasmatic clotting factor abnormality or deficiency.

SECTION 1423h. 49.485 (1) (d) of the statutes is amended to read:

49.485 (1) (d) "Home care" means the self-infusion of a ~~plasma~~ plasmatic clotting factor on an outpatient basis by the patient or the infusion of a ~~plasma~~ plasmatic clotting factor to a patient on an outpatient basis by a person trained in such procedures.

SECTION 1424. 49.485 (4) of the statutes is amended to read:

49.485 (4) ELIGIBILITY. Any permanent resident of this state who suffers from hemophilia or other related congenital bleeding disorder may participate in the program if that person meets the requirements of this section and the standards set by rule under this section. ~~The department shall establish by rule eligibility standards based on net worth.~~ The person shall enter into an agreement with the comprehensive hemophilia treatment center for a maintenance program to be followed by that person as a condition for continued eligibility. The physician director or a designee shall, at least once in each 6-month period, review the maintenance program and verify that the person is complying with the program.

SECTION 1424m. 49.485 (7) (a) 1 of the statutes is amended to read:

49.485 (7) (a) 1. The percentage of the patient's liability for the reasonable costs for blood products and supplies which are determined to be eligible for reimbursement under sub. (6) shall be based upon the income and the size of the person's family unit, according to standards to be established by rule by the department. ~~Such percentage may not exceed 15%.~~

SECTION 1425. 49.485 (8) (bm) of the statutes is created to read:

49.485 (8) (bm) Promulgate rules that establish income limitations, beginning on September 1, 1993, for the eligibility of persons for participation in the program under sub. (4).

SECTION 1426. 49.486 (2) of the statutes is amended to read:

49.486 (2) REIMBURSEMENT. From the appropriation under s. 20.435 (1) ~~(a)~~ (am), the department shall ~~administer a program~~ distribute not more than \$375,600 in fiscal year 1993-94 and not more than \$491,500 in fiscal year 1994-95 to reimburse or supplement the reimbursement of the cost of AZT, the drug pentamidine and any drug approved for reimburse-

ment under sub. (4) (c) for an applying individual who has HIV infection.

SECTION 1427. 49.487 of the statutes is amended to read:

49.487 Disease aids, patient liability. The department shall develop and implement a sliding scale of patient liability for kidney disease aid under s. 49.48, cystic fibrosis aid under s. 49.483 and hemophilia treatment under s. 49.485, based on the patient's ability to pay for treatment. To ensure that the needs for treatment of patients with lower incomes receive priority within the availability of funds under s. 20.435 (1) (e), the department shall revise the sliding scale for patient liability by January 1, 1992 1994, and shall, every 3 years thereafter by January 1, review and, if necessary, revise the sliding scale.

SECTION 1429. 49.498 (5) (e) of the statutes is amended to read:

49.498 (5) (e) Permit a designated representative of the ~~board on aging and long-term care ombudsman~~ under s. 16.009 (4), with the permission of the resident or the resident's legal counsel, and in accordance with s. 16.009 (3)-(b) (4) (b) l. d., to examine a resident's clinical records.

SECTION 1430. 49.50 (6e) (b) of the statutes is amended to read:

49.50 (6e) (b) ~~The Within the limits of funds available under s. 20.435 (4) (cn) and (na), the department shall provide funds for individuals who are working and who receive aid to families with dependent children to pay child care costs in excess of the amount of the child care disregard under s. 49.19 (5) (a) and child care costs incurred before the child care disregard under s. 49.19 (5) (a) becomes available if the child care is provided by a child care provider.~~

Vetoed
in Part

~~SECTION 1430m. 49.50 (6g) of the statutes is renumbered 49.50 (6g) (a) and amended to read:~~

~~49.50 (6g) (a). The department shall pay the child care costs of an individual who secures unsubsidized employment and loses eligibility for aid to families with dependent children because of earned income of number of hours worked for up to 12 months following the loss of eligibility if the child care is provided by a child care provider. The department shall establish a formula for assistance based on ability to pay. The rates for child care services under this subsection paragraph shall be determined under s. 46.98 (4) (d), or, if a higher rate is established under s. 46.98 (4) (e) and if the child care services meet the quality standards established under s. 46.98 (4) (e), the rates for child care services under this subsection paragraph that meet those standards shall be determined under s. 46.98 (4) (e). The department shall promulgate rules for the disbursement of funds under this subsection paragraph.~~

~~SECTION 1430n. 49.50 (6g) (b) of the statutes is created to read:~~

~~49.50 (6g) (b). The department shall request, but may not implement, a waiver from the secretary of the~~

~~federal department of health and human services to extend the period of time for which child care costs may be paid under par. (a) to up to 18 months following the loss of eligibility for aid to families with dependent children. The department shall request the waiver no later than January 1, 1994.~~ **Vetoed in Part**

SECTION 1430p. 49.50 (6k) of the statutes is renumbered 49.50 (6k) (a) and amended to read:

49.50 (6k) (a) County departments under ss. 46.215, 46.22 and 46.23 shall administer the funds appropriated for the purpose of providing child care under subs. (6e) (b) and (6g) (a) for recipients and former recipients of aid under s. 49.19 and under sub. (7) (e) for participants in the learnfare program. The department shall allocate funds to county departments under ss. 46.215, 46.22 and 46.23 for the purposes of this subsection paragraph.

SECTION 1430q. 49.50 (6k) (b) of the statutes is created to read:

49.50 (6k) (b) Beginning on January 1, 1994, a county department under s. 46.215, 46.22 or 46.23 may, with the approval of the department, provide payment for, or reimbursement of, child care under s. 49.193 (8) or 49.50 (6e) (a) using funds allocated under par. (a). The department shall approve or disapprove this use of funds under criteria established to maximize state and federal funding available for child care.

SECTION 1431. 49.50 (7) (title) of the statutes is amended to read:

49.50 (7) (title) LEARNFARE PROGRAM.

SECTION 1432. 49.50 (7) (am) of the statutes is repealed.

SECTION 1433. 49.50 (7) (ar) of the statutes is repealed.

SECTION 1434. 49.50 (7) (b) to (d) of the statutes are repealed.

SECTION 1435. 49.50 (7) (e) 1 of the statutes is renumbered 49.50 (7) (e) and amended to read:

49.50 (7) (e) For an individual who is a recipient of aid under s. 49.19, who is the parent with whom a dependent child lives and who is either required to attend school under par. (g) or is ~~13 to 19~~ under 20 years of age and wants to attend school, the department shall make a monthly payment to the individual or the child care provider for the month's child care costs in an amount based on need with the maximum amount per child equal to the lesser of the actual cost of the care or the rate established under s. 46.98 (4) (d) or, if a higher rate is established under s. 46.98 (4) (e) and if the child care meets the quality standards established under s. 46.98 (4) (e), in an amount based on need with the maximum amount per child equal to the lesser of the actual cost of the care or the rate established under s. 46.98 (4) (e), if the individual demonstrates the need to purchase child care services in order to attend school and those services are available from a child care provider.

SECTION 1436. 49.50 (7) (e) 2 of the statutes is repealed.

SECTION 1437. 49.50 (7) (f) of the statutes is repealed.

SECTION 1438. 49.50 (7) (g) 1 of the statutes is amended to read:

49.50 (7) (g) 1. The Before the first day of the fall 1994 school term, as defined in s. 115.001 (12), the individual is 13 to 19 years of age. Beginning on the first day of the fall 1994 school term, as defined in s. 115.001 (12), the individual is 13 to 19 years of age or the individual lives in a county designated by the department under par. (j) and is required to attend school under that paragraph.

SECTION 1439. 49.50 (7) (g) 9 of the statutes is repealed.

SECTION 1441. 49.50 (7) (gm) of the statutes is created to read:

49.50 (7) (gm) The first time that an individual fails to meet the requirements under par. (g), the county department under s. 46.215, 46.22 or 46.23 shall offer case management services described in s. 46.62 to the individual and his or her family.

SECTION 1442. 49.50 (7) (h) 1 of the statutes is renumbered 49.50 (7) (h) 1m and amended to read:

49.50 (7) (h) 1m. An individual who is 13 to 19 years of age and fails to meet the requirements under par. (g) is subject to sanctions as provided by the department by rule ~~only if the county department under s. 46.215, 46.22 or 46.23 complies with par. (gm) and, after that compliance, the individual is absent from school without an acceptable excuse, as defined by the school, for 3 or more full school days during a month and if the absences are verified by, and a lack of good cause for the absences is determined by, the department, a county department under s. 46.215, 46.22 or 46.23, or a 3rd party providing services for the department pursuant to a contract.~~

SECTION 1443c. 49.50 (7) (h) 1 of the statutes is created to read:

49.50 (7) (h) 1. An individual who is 6 to 12 years of age and who fails to meet the requirements under par. (g) is subject to sanctions as provided by the department by rule only if all of the following apply:

a. The county department under s. 46.215, 46.22 or 46.23 complies with par. (gm).

b. The individual's family fails to cooperate with the case manager or fails to engage in the activities identified by the case manager as being necessary to improve the individual's school attendance.

c. The individual continues to fail to meet the requirements under par. (g).

SECTION 1444. 49.50 (7) (h) 2 of the statutes is repealed and recreated to read:

49.50 (7) (h) 2. If, as a result of the application of sanctions under this paragraph, no child in a family receives payment under s. 49.19, the department shall make a payment to meet only the needs of the parent

or parents who would otherwise be eligible for aid under s. 49.19.

SECTION 1445. 49.50 (7) (i) of the statutes is amended to read:

49.50 (7) (i) The department shall request a waiver from the secretary of the federal department of health and human services to permit the application of the school attendance requirement under par. (g). Paragraphs (e) † and (g) to (hr) do not apply unless the federal waiver is in effect. If a waiver is received, the department shall implement par. (e) † beginning with the fall 1987 school term, as defined under s. 115.001 (12), or on the date the waiver is effective, whichever is later.

SECTION 1446. 49.50 (7) (j) of the statutes is created to read:

49.50 (7) (j) The department shall designate 4 counties in which the school attendance requirement under par. (g) will apply to individuals who are 6 to 12 years of age. The department may phase in the requirement by age, beginning on the first day of the fall 1994 school term, as defined in s. 115.001 (12). The department shall conduct or contract for an evaluation of the expansion of the school attendance requirement under this paragraph.

SECTION 1447. 49.50 (7b) of the statutes, as affected by 1991 Wisconsin Act 39, is repealed.

SECTION 1448. 49.50 (7c) of the statutes is repealed.

SECTION 1449. 49.50 (7g) of the statutes is repealed.

SECTION 1450. 49.50 (7j) of the statutes is repealed.

SECTION 1451. 49.50 (7m) of the statutes is repealed.

SECTION 1452. 49.50 (7w) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed.

SECTION 1453. 49.50 (7w) (a), (c) and (d) of the statutes are amended to read:

49.50 (7w) (a) The department shall establish a pilot case management system in 2 counties ~~which participate in the work experience and job training program under sub. (7j) that it selects.~~

(c) Compliance with the contract developed under par. (b) is a mandatory condition of participation in the program under ~~sub. (7) or (7j) s. 49.193~~ for a person required to ~~register for either of those programs participate in that program.~~

(d) A person who is not required to ~~register for participate in the program under sub. (7) or (7j) s. 49.193~~ is subject to administrative sanctions for violating the contract developed under par. (b).

SECTION 1454. 49.51 (1) and (2) of the statutes are amended to read:

49.51 (1) In this section, "provider" means the department if it provides services for the program

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under s. ~~49.50 (7j)~~ 49.193 directly or an agency which contracts with the department under s. ~~49.50 (7j)~~ 49.193 (1) (b) to provide services for the program under s. ~~49.50 (7j)~~ 49.193.

(2) The provider in a county may contract with the county to provide ~~work experience and job training job opportunity and basic skills services~~ under s. ~~49.50 (7j)~~ 49.193 to recipients of general relief under s. 49.02. The number of general relief recipients receiving services under this subsection in a county may not exceed 20% of the number of aid to families with dependent children recipients receiving services under s. ~~49.50 (7j)~~ 49.193 in the county. The county shall reimburse the provider for the actual cost of services provided under this subsection.

SECTION 1455. 49.51 (3) and (4) of the statutes are repealed.

SECTION 1456. 49.52 (1) (ad) 1 of the statutes is amended to read:

49.52 (1) (ad) 1. The department shall reimburse each county for reasonable costs of income maintenance administration according to a formula based on workload within the limits of available state and federal funds under s. 20.435 (4) (de) and (nL) by contract under s. 46.032. The amount of reimbursement calculated under this paragraph is in addition to any reimbursement provided to a county for fraud and error reduction under s. 49.197 (1m) and (4) ~~and for case management pilot projects under s. 49.50 (7w) (e)~~.

SECTION 1457. 49.52 (1) (d) of the statutes is amended to read:

49.52 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the department shall ~~allocate~~ distribute the funding for social services, including funding for foster care of a child receiving aid under s. 49.19, to county departments under ss. 46.215, 46.22 and 46.23 as provided under s. 46.40. County matching funds are required for the ~~allocations~~ distributions under s. 46.40 (1), (4) (a) 1 and (b) 1 and (5) (e) 1 and 3. ~~Before January 1, 1992, each (2), (3), (3m), (4), (8), (9), (11) and (12). Each county's required match for a year equals 9.89% of the total of the county's allocations distributions for that year for which matching funds are required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile delinquency-related services from its allocation distribution under s. 46.40 (1), (4) (a) 1 and (b) 1 and (5) (e) 1 and 3. Before January 1, 1992, each county's required match for a year equals a percentage of the county's allocation for that year. Beginning January 1, 1992, that percentage is obtained by dividing the total matching funds required from counties in 1991 by the total amount of funds allocated to counties in 1991 under s. 20.435 (3) (oo) and (7) (b) and (o) and under s. 20.435 (3) (ed), 1989 stats., and s. 46.48 (4), 1989 stats. Beginning January 1, 1993, that percentage is obtained by dividing the total matching funds required from counties in 1992 by the total amount of funds allocated to counties in 1992 under s. 20.435 (7) (b) and (o) and under s. 46.48 (4), 1989~~

~~stats.~~ Matching funds may be from county tax levies, federal and state revenue sharing funds or private donations to the county that meet the requirements specified in s. 51.423 (5). Private donations may not exceed 25% of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds ~~allocated~~ distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 1458. 49.52 (2) (b) of the statutes is amended to read:

49.52 (2) (b) To facilitate prompt reimbursement the certificate of the department may be based on the certified statements of the county officers filed under par. (a). Funds recovered from audit adjustments from a prior fiscal year may be included in subsequent certifications only to pay counties owed funds as a result of any audit adjustment. ~~By June September 30 of each year the department shall submit a report to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees under s. 13.172 (3), on funds recovered and paid out during the previous calendar year as a result of audit adjustments.~~

SECTION 1461. 49.80 (3) (a) of the statutes is repealed.

SECTION 1462. 49.80 (3) (d) of the statutes is amended to read:

49.80 (3) (d) From the appropriation under s. 20.435 (4) (md), allocate \$2,900,000 in each federal fiscal year for the expenses of a county department, another local governmental agency or a private nonprofit organization in administering under sub. (4) the funds to provide low-income energy assistance.

SECTION 1463. 49.80 (3) (e) 2 of the statutes is amended to read:

49.80 (3) (e) 2. Allocate \$2,400,000 in each federal fiscal year ~~to a county department under s. 46.215 (1) (n) or 46.22 (1) (b) 10~~ for the payment of a household eligible for a crisis assistance ~~benefit~~ benefits to meet weather-related or fuel supply shortage emergencies under sub. (8).

SECTION 1464. 49.80 (3) (e) 3 of the statutes is amended to read:

49.80 (3) (e) 3. Except as provided under subd. 6, allocate the balance of funds received under 42 USC 8621 to 8629 in a federal fiscal year, after making the ~~transfer under par. (a) and the allocations under pars. (c) and (d) and subs. 1 and 2, for the payment of heating assistance under sub. (6).~~

SECTION 1465. 49.80 (4) (a) of the statutes is amended to read:

49.80 (4) (a) A household may apply after September 30 and before May 16 of any year for heating assistance from the county department under s. 46.215 (1) (n) or 46.22 (1) (b) 10 ~~or from another local governmental agency or a private nonprofit organization~~

with which the department contracts to administer the heating assistance program, and shall have the opportunity to do so on a form prescribed by the department for that purpose.

SECTION 1466. 49.80 (8) of the statutes is amended to read:

49.80 (8) CRISIS ASSISTANCE PROGRAM. A household eligible for heating assistance under sub. (6) may also be eligible for a crisis assistance payment to meet a weather-related or fuel supply shortage crisis. The department shall define the circumstances constituting a crisis for which a payment may be made and shall establish the amount of payment to an eligible household or individual. The department may delegate a portion of its responsibility under this subsection to a county department under s. 46.215 or 46.22 or to another local governmental agency or a private nonprofit organization.

SECTION 1467. 50.02 (2) (b) of the statutes is amended to read:

50.02 (2) (b) The department may conduct plan reviews of all capital construction and remodeling of nursing homes. ~~The fees for each review shall be the same as those for hospitals under s. 50.36 (2) department shall promulgate rules that establish a fee schedule for its services in conducting the plan reviews.~~

SECTION 1468. 50.025 of the statutes is amended to read:

50.025 Plan reviews. The department may conduct plan reviews of all capital construction and remodeling of community-based residential facilities. ~~The fees for each review shall be the same as those for hospitals under s. 50.36 (2) department shall promulgate rules that establish a fee schedule for its services in conducting the plan reviews.~~

SECTION 1487. 50.14 (2) of the statutes is amended to read:

50.14 (2) For the privilege of doing business in this state, there is imposed on all occupied, licensed beds of a facility, except occupied, licensed beds for which payment is made under 42 USC 1395 to 1395ccc, an assessment ~~in fiscal year 1992-93~~ that shall be deposited in the general fund and that is ~~\$68 \$97 in fiscal year 1993-94 and \$100 in fiscal year 1994-95~~ per calendar month per occupied, licensed bed of an intermediate care facility for the mentally retarded and is \$32 per calendar month per occupied, licensed bed of a nursing home. The assessment shall be on the average number of occupied, licensed beds of a facility for the calendar month previous to the month of assessment, based on an average daily midnight census computed and reported by the facility and verified by the department. Charged bed-hold days for any resident of a facility shall be included as one full day in the average daily midnight census. In determining the number of occupied, licensed beds, if the amount of the beds is other than a whole number the fractional part of the amount shall be disregarded unless it equals 50% or

more of a whole number, in which case the amount shall be increased to the next whole number.

SECTION 1488. 50.36 (2) (intro.) of the statutes is renumbered 50.36 (2) and amended to read:

50.36 (2) The department may conduct plan reviews of all capital construction and remodeling projects of hospitals. ~~The fees for each review shall be based on the architect's estimate of the total cost of the remodeling or construction project according to the following schedule: department shall promulgate rules that establish a fee schedule for its services in conducting the plan reviews.~~

SECTION 1489. 50.36 (2) (a) to (g) of the statutes are repealed.

SECTION 1490. Subchapter III (title) [precedes 50.50] of chapter 50 of the statutes is amended to read:

CHAPTER 50

SUBCHAPTER III

HOTELS, RESTAURANTS ESTABLISHMENTS AND VENDING OF FOODS AND BEVERAGES

SECTION 1491. 50.51 (1p) of the statutes is amended to read:

50.51 (1p) ~~The department may condition the initial issuance, renewal or continued validity of a permit may be conditioned upon issued under this section on correction by the permittee correcting of a violation of this subchapter, rules promulgated by the department under this subchapter or ordinances adopted under s. 50.535 (2) (g), within a specified period of time. If the permittee fails to meet the condition is not met within the specified period of time, the permit shall be is void.~~

SECTION 1492. 50.51 (4) (d) of the statutes is amended to read:

50.51 (4) (d) ~~A The holder of a permit for a restaurant may be transferred from a person to issued under this section may transfer the permit to an individual who is an immediate family member if the person holder is transferring operation of the restaurant establishment or vending machine to the immediate family member.~~

SECTION 1493. 50.53 of the statutes is repealed and recreated to read:

50.53 Fees. Except as provided in s. 50.535 (2) (d) and (e), the department shall promulgate rules that establish, for permits issued under s. 50.51, permit fees, preinspection fees and late fees for untimely permit renewal.

SECTION 1494. 50.535 (2) (am) of the statutes is amended to read:

50.535 (2) (am) In the administration of this subchapter or s. 140.05 (17), the department may enter into a written agreement with a village, city or county, if the village, city or county has a population greater than 5,000, which designates the village, city or county as its agent in issuing permits to and making investigations or inspections of hotels, restaurants, temporary restaurants, tourist rooming houses, bed and breakfast establishments, campgrounds and camping

resorts, recreational and educational camps and public swimming pools. In a village, city or county without agent status, the department may issue permits, collect permit fees established by rule under s. 50.53 and make investigations or inspections of hotels, restaurants, temporary restaurants, tourist rooming houses, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps and public swimming pools. If the department designates a village, city or county as its agent, the department, village, city or county may require no permit for the same operations other than the permit issued by the village, city or county under this subsection. The department shall coordinate the designation of agents under this subsection with the department of agriculture, trade and consumer protection to ensure that, to the extent feasible, the same village, city and county agencies are granted agent status under this subsection and under s. 97.41. Except as otherwise provided by the department, a village, city or county granted agent status shall regulate all types of establishments for which this subchapter permits the department to delegate regulatory authority. No village or city may be designated on or after August 1, 1987, as an agent under this paragraph if the county in which the village or city is located is designated as an agent. If a county is designated before, on or after August 1, 1987, as an agent under this paragraph, the designation only applies to those villages, cities and towns in the county which are not designated as an agent under this subsection.

SECTION 1495. 50.545 (2) of the statutes is amended to read:

50.545 (2) The department may issue a certificate of food protection practices to an individual who satisfactorily completes a written examination, prepared approved by the department, that demonstrates the individual's basic knowledge of food protection practices or who has achieved comparable compliance.

SECTION 1497. 51.025 of the statutes is repealed.

SECTION 1498. 51.06 (1) (d) of the statutes is amended to read:

51.06 (1) (d) At the southern center for developmentally disabled, services for up to 8 10 individuals with developmental disability who are also diagnosed as mentally ill or who exhibit extremely aggressive and challenging behaviors and at the northern center for developmentally disabled, services for up to 12 such individuals.

SECTION 1533. 51.42 (3) (ar) 8 of the statutes is amended to read:

51.42 (3) (ar) 8. By September 30, submit for inclusion as part of the proposed county budget to the county executive or county administrator or, in those counties without a county executive or county administrator, directly to the county board of supervisors in a county with a single-county department of community programs or the county boards of supervisors in counties with a multicounty department of commu-

nity programs a proposed budget for the succeeding calendar year covering services, including active treatment community mental health center services, based on the plan required under subd. 5. The proposed final budget shall also be submitted to the department of health and social services.

SECTION 1534. 51.42 (3) (ar) 15 of the statutes is created to read:

51.42 (3) (ar) 15. Submit to the department in a timely fashion, as specified by the department, any reports necessary to comply with the requirements under 42 USC 300x-52.

SECTION 1534c. 51.42 (3) (aw) 1. d. of the statutes is created to read:

51.42 (3) (aw) 1. d. Provide treatment and services that are specified in a conditional release plan approved by a court for a person who is a county resident and is conditionally released under s. 971.17 (3) or (4). If the county department provides treatment and services under this subdivision, the department of health and social services shall, from the appropriation under s. 20.435 (7) (bj), pay the county department for the costs of the treatment and services.

~~SECTION 1534m. 51.42 (4) (e) of the statutes is created to read:~~

~~51.42 (4) (e) *Cross-cultural training.* Once each 3 years beginning in the 3-year period from July 1, 1994 to June 30, 1997, each county community programs board of a single-county or multicounty department of community programs that serves an area that contains all or part of one or more federally recognized American Indian reservations shall provide a cross-cultural training program for its members and staff of the department of community programs concerning issues related to the provision of services to American Indians. From the appropriation under s. 20.435 (7) (bk), the department shall award a grant of \$1,000 to conduct each training program required under this paragraph. The department shall establish a schedule under which each one-third of the county community programs boards under this paragraph shall conduct a cross-cultural training program in one year of the 3-year period.~~

Vetoed
in Part

SECTION 1535. 51.42 (5) (f) of the statutes is amended to read:

51.42 (5) (f) Prepare a proposed budget for submission to the county board and a final budget for submission to the department of health and social services in accordance with s. 46.031 (1).

SECTION 1536. 51.42 (5) (m) of the statutes is amended to read:

51.42 (5) (m) Administer funds provided under s. ~~49.45 (6g)~~ 46.266 in accordance with s. ~~49.45 (6g)~~ (e) 46.266 (5).

SECTION 1537. 51.42 (5a) (c) of the statutes is amended to read:

51.42 (5a) (c) Prepare, with the assistance of the county community programs director appointed under sub. (6m), a proposed budget for submission to

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the county executive or county administrator and a final budget for submission to the department of health and social services in accordance with s. 46.031 (1) for authorized services.

SECTION 1538. 51.42 (6m) (e) of the statutes is amended to read:

51.42 (6m) (e) Assist the county community programs board under sub. (5a) in the preparation of the proposed budget budgets required under sub. (5a) (c).

SECTION 1539. 51.42 (6m) (o) of the statutes is amended to read:

51.42 (6m) (o) Administer funds provided under s. ~~49.45 (6g)~~ 46.266 in accordance with s. ~~49.45 (6g) (e)~~ 46.266 (5).

SECTION 1540. 51.421 (4) of the statutes is repealed.

SECTION 1541. 51.423 (2) of the statutes is amended to read:

51.423 (2) From the appropriations under s. 20.435 (7) (b) and (o), the department shall ~~allocate~~ distribute the funding for services provided or purchased by county departments under s. 46.23, 51.42 or 51.437 to such county departments as provided under s. 46.40. County matching funds are required for the ~~allocations~~ distributions under s. 46.40 ~~(1) and (5) (e) 1 and 3.~~ Before January 1, 1992, each (2), (3), (5), (9) and (12). Each county's required match for a year equals 9.89% of the total of the county's allocations distributions for that year for which matching funds are required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile delinquency-related services from its allocation distribution for 1987. Beginning January 1, 1992, each county's required match for a year equals a percentage of the county's allocation for that year. Beginning January 1, 1992, that percentage is obtained by dividing the total matching funds required from counties in 1991 by the total amount of funds allocated to counties in 1991 under s. 20.435 (3) (oo) and (7) (b) and (o) and under s. 20.435 (3) (ed), 1989 stats., and s. 46.48 (4), 1989 stats. Beginning January 1, 1993, that percentage is obtained by dividing the total matching funds required from counties in 1992 by the total amount of funds allocated to counties in 1992 under s. 20.435 (7) (b) and (o) and under s. 46.48 (4), 1989 stats. Matching funds may be from county tax levies, federal and state revenue sharing funds or private donations to the counties that meet the requirements specified in sub. (5). Private donations may not exceed 25% of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds ~~allocated~~ distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 1542. 51.437 (4m) (h) of the statutes is amended to read:

51.437 (4m) (h) Submit ~~proposed~~ final budgets under s. 46.031 (1) for funding under s. 51.423.

SECTION 1543. 51.437 (4m) (j) of the statutes is amended to read:

51.437 (4m) (j) By September 30, submit for inclusion as part of the proposed county budget to the county executive or county administrator or, in those counties without a county executive or county administrator, directly to the county board of supervisors in a county with a single-county department of developmental disabilities services or the county boards of supervisors in counties with a multicounty department of developmental disabilities services a proposed budget for the succeeding calendar year covering services, including active treatment community mental health center services, based on the plan required under s. 51.42 (3) (ar) 5. The ~~proposed~~ final budget shall ~~also~~ be submitted to the department of health and social services.

SECTION 1544. 51.437 (9b) (c) of the statutes is amended to read:

51.437 (9b) (c) Prepare, with the assistance of the county developmental disabilities director appointed under sub. (10m), a proposed budget for submission to the county executive or county administrator and a final budget for submission to the department of health and social services under s. 46.031 (1) for authorized services.

SECTION 1545. 51.437 (10) (ar) 1 of the statutes is amended to read:

51.437 (10) (ar) 1. ~~An annual~~ Annual proposed ~~budget and final budgets~~ of all funds necessary for the program and services authorized by this section.

SECTION 1546. 51.437 (10m) (e) of the statutes is amended to read:

51.437 (10m) (e) Assist the county developmental disabilities services board under sub. (9b) in the preparation of the proposed budget budgets required under sub. (9b) (c).

SECTION 1547. 51.437 (14p) (a) of the statutes is amended to read:

51.437 (14p) (a) *Requirement.* By December 1, 1991, and every 5 years thereafter, the department shall submit a state developmental disabilities services plan for the next 5 years. The plan shall be updated ~~annually by December 1~~ biennially. The plan and plan updates shall be submitted to the governor, the standing committees with jurisdiction over developmental disabilities issues in each house of the legislature and the joint committee on finance.

SECTION 1548. 51.437 (14p) (f) 1 of the statutes is amended to read:

51.437 (14p) (f) 1. Copies of the proposed state plan, and proposed ~~annual~~ biennial updates to the plan, shall be made reasonably available to the public in order to allow sufficient time for public review and comments.

SECTION 1549. 51.437 (14p) (f) 2 of the statutes is amended to read:

51.437 (14p) (f) 2. Copies of the final state plan and annual biennial updates to the plan shall be submitted to the governor, the standing committees with jurisdiction over developmental disabilities issues in each house of the legislature and the joint committee on finance and shall be made available to the public.

SECTION 1550. 51.44 (1) (a) of the statutes is renumbered 51.44 (1) (ar).

SECTION 1551. 51.44 (1) (e) of the statutes is renumbered 51.44 (1) (ag) and amended to read:

51.44 (1) (ag) "Service coordination" "Case management services" means activities carried out by a case manager service coordinator to assist and enable a child eligible for early intervention services under this section and the child's family to receive the rights and services authorized to be provided under the early intervention program under this section.

SECTION 1552. 51.44 (3) (a) of the statutes is amended to read:

51.44 (3) (a) From the appropriations under s. 20.435 (7) (bt) and (nL) the department shall ~~allocate in fiscal year 1991-92 and distribute funds for activities required for participation under 20 USC 1475 (b), and from the appropriation under s. 20.435 (7) (bt) the department shall allocate in fiscal year 1992-93 funds for activities required for participation under 20 USC 1475 (e). Of these funds, if the federal department of education awards the state a grant under 20 USC 1475 (e), the department shall allocate funds from the appropriation under s. 20.435 (7) (nL) and all of the funds from the appropriation under s. 20.435 (7) (bt) to counties to provide or contract for the provision of early intervention services to individuals eligible to receive the early intervention services.~~

SECTION 1553. 51.44 (3) (b) of the statutes is amended to read:

51.44 (3) (b) Funds that are allocated distributed to counties under par. (a) may not be used to supplant funding from any other source ~~or to supplant funding previously received in the same fiscal biennium under par. (a).~~

SECTION 1554. 51.44 (5) (am) of the statutes is created to read:

51.44 (5) (am) Promulgate rules that define the term "service coordinator".

SECTION 1555. 51.44 (5) (b) 3 of the statutes is amended to read:

51.44 (5) (b) 3. Assignment of a case manager service coordinator, as defined by the department by rule, to provide service coordination case management services.

SECTION 1556. 51.45 (5) (b) (intro.) of the statutes is amended to read:

51.45 (5) (b) (intro.) The department shall select, upon application by counties, county departments under s. 46.215, 46.22, 46.23, 51.42 or 51.437 in up to 8 counties representing various geographical regions

and populations and shall, from the appropriation under s. 20.435 (7) (f) ~~allocate up to, award not more than \$500,000 in state each fiscal year 1991-92 and up to \$500,000 in state each fiscal year 1992-93~~ to the selected county departments to participate in a pilot program to implement and coordinate alcohol and other drug abuse programs and services relating to primary prevention. The county department in each county receiving funding under this paragraph shall appoint or contract with an alcohol and other drug abuse prevention specialist whose duties shall include all of the following:

SECTION 1579. 59.20 (5) (b) of the statutes is amended to read:

59.20 (5) (b) For all court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 165.87 for the penalty assessment surcharge, ~~the amounts required by s. 345.54 (1) for the automatic reinstatement assessment,~~ the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 161.41 (5) for the drug abuse program improvement surcharge, the amounts authorized by s. 971.37 (1m) (c) 1 or required by s. 973.055 (1) for the domestic abuse assessment, the amounts required by s. 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 144.992 for the environmental assessment, the amounts required by s. 29.9965 for the wild animal protection assessment, the amounts required by s. 29.997 for the natural resources assessment surcharge, the amounts required by s. 29.9967 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment and the amounts required by s. 29.998 for natural resources restitution payments, transmit to the state treasurer a statement of all moneys required by law to be paid on the actions so entered during the preceding month on or before the first day of the next succeeding month, certified by the treasurer's personal signature affixed or attached thereto, and at the same time pay to the state treasurer the amount thereof.

SECTION 1580. 59.20 (5) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), section 1579, is amended to read:

59.20 (5) (b) For all court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 165.87 for the penalty assessment surcharge, the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by s. 161.41 (5) for the drug abuse program improvement surcharge, the amounts authorized by s. 971.37 (1m) (c) 1 or required by s. 973.055 (1) for the domestic abuse assessment,

the amounts required by s. 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 144.992 for the environmental assessment, the amounts required by s. 29.9965 for the wild animal protection assessment, the amounts required by s. 29.997 for the natural resources assessment surcharge, the amounts required by s. 29.9967 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment and the amounts required by s. 29.998 for natural resources restitution payments, transmit to the state treasurer a statement of all moneys required by law to be paid on the actions so entered during the preceding month on or before the first day of the next succeeding month, certified by the treasurer's personal signature affixed or attached thereto, and at the same time pay to the state treasurer the amount thereof.

SECTION 1581. 59.20 (5) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

59.20 (5) (b) For all court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 165.87 for the penalty assessment surcharge, the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by s. 161.41 (5) for the drug abuse program improvement surcharge, the amounts authorized by s. 971.37 (1m) (c) 1 or required by s. 973.055 (1) for the domestic abuse assessment, the amounts required by s. 346.655 (2) (a) and (b) for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 144.992 for the environmental assessment, the amounts required by s. 29.9965 for the wild animal protection assessment, the amounts required by s. 29.997 for the natural resources assessment surcharge, the amounts required by s. 29.9967 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment and the amounts required by s. 29.998 for natural resources restitution payments, transmit to the state treasurer a statement of all moneys required by law to be paid on the actions so entered during the preceding month on or before the first day of the next succeeding month, certified by the treasurer's personal signature affixed or attached thereto, and at the same time pay to the state treasurer the amount thereof.

SECTION 1582. 59.20 (8t) of the statutes is repealed.

SECTION 1585. 59.395 (5) of the statutes is amended to read:

59.395 (5) Pay monthly to the county treasurer for the use of the state the state's percentage of the fees

required to be paid on each civil action, criminal action and special proceeding filed during the preceding month and pay monthly to the county treasurer for the use of the state the percentage of court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 165.87 (2) (b) for the penalty assessment surcharge, ~~the amounts required by s. 345.54 (1) for the automatic reinstatement assessment,~~ the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, the amounts required by s. 161.41 (5) for the drug abuse program improvement surcharge, the amounts authorized by s. 971.37 (1m) (c) 1 or required by s. 973.055 for the domestic abuse assessment surcharge, the amounts required by s. 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 144.992 for the environmental assessment, the amounts required under s. 29.9965 for the wild animal protection assessment, the amounts required under s. 29.997 (1) (d) for the natural resources assessment surcharge, the amounts required by s. 29.9967 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment and the amounts required under s. 29.998 (1) (d) for the natural resources restitution payments. The payments shall be made by the 15th day of the month following receipt thereof.

SECTION 1586. 59.395 (5) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

59.395 (5) Pay monthly to the county treasurer for the use of the state the state's percentage of the fees required to be paid on each civil action, criminal action and special proceeding filed during the preceding month and pay monthly to the county treasurer for the use of the state the percentage of court imposed fines and forfeitures required by law to be deposited in the state treasury, the amounts required by s. 165.87 (2) (b) for the penalty assessment surcharge, the amounts required by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the crime victim and witness assistance surcharge, ~~the amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge,~~ the amounts required by s. 161.41 (5) for the drug abuse program improvement surcharge, the amounts authorized by s. 971.37 (1m) (c) 1 or required by s. 973.055 for the domestic abuse assessment surcharge, the amounts required by s. 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4) for the uninsured employer assessment, the amounts required by s. 144.992 for the environmental assessment, the amounts required under s. 29.9965 for the wild animal protection assessment, the amounts required under s. 29.997 (1) (d) for the natural resources assessment surcharge, the amounts required

by s. 29.9967 for the fishing shelter removal assessment, the amounts required by s. 350.115 for the snowmobile registration restitution payment and the amounts required under s. 29.998 (1) (d) for the natural resources restitution payments. The payments shall be made by the 15th day of the month following receipt thereof.

Vetoed in Part SECTION 1586m. 59.76 (2) of the statutes is amended to read:

~~59.76 (2) No action may be brought or maintained against a county for disclosure of information received under s. 342.20 (3) and maintained under s. 342.20 (4) or received under s. 30.572 (4) and maintained under s. 30.572 (5).~~

SECTION 1588. 59.965 (2) (f) 3 of the statutes is amended to read:

59.965 (2) (f) 3. If the tentative order is not approved within 90 days from the date of the filing, the board shall present the tentative order to the ~~office of the commissioner~~ department of transportation, which shall hold a public hearing thereon, of which hearing the municipality in question shall be given notice. The ~~office of the commissioner~~ department of transportation shall have jurisdiction to pass upon the necessity and reasonableness of the proposed tentative order, and it may approve, modify and approve or disapprove the order. The ~~commissioner's~~ department's decision thereon shall be final, with no review allowed under ch. 227.

SECTION 1589. 59.965 (2) (f) 4 of the statutes is amended to read:

59.965 (2) (f) 4. If the tentative order is approved by the governing body of the municipality affected, or if it is approved or modified and approved by the ~~office of the commissioner~~ department of transportation, the board may thereafter issue a final order identical with the original tentative order as modified by the ~~commissioner's~~ department's decision. A certified copy of the final order shall be filed with the clerk of the town, village or city affected. Notice of the making of the order shall be published in the county as a class 1 notice, under ch. 985.

SECTION 1590. 59.968 (4) (intro.) of the statutes is amended to read:

59.968 (4) (intro.) Acquire a transportation system by purchase, condemnation under s. 32.05 or otherwise and provide funds for the operation and maintenance of such a system. "Transportation system" means all land, shops, structures, equipment, property, franchises and rights of whatever nature required for transportation of passengers or freight within the county, or between counties, including, without limitation, elevated railroads, subways, underground railroads, motor vehicles, motor buses and any combination thereof, and any other form of mass transportation. Such acquisition and operation between counties shall be subject to ch. 194 and whenever the proposed operations between such counties would be competitive with the urban or suburban

operations of another existing common carrier of passengers or freight, the county shall coordinate proposed operations with such carrier to eliminate adverse financial impact for such carrier. This coordination may include, but is not limited to, route overlapping, transfers, transfer points, schedule coordination, joint use of facilities, lease of route service and acquisition of route and corollary equipment. If such coordination does not result in mutual agreement, the proposals shall be submitted to the ~~office of the commissioner~~ department of transportation for arbitration. The following forms of transportation are excepted from the definition of "transportation system":

SECTION 1591. 59.97 (4c) of the statutes is created to read:

59.97 (4c) CONSTRUCTION SITE ORDINANCE LIMITS. Except as provided in s. 101.1205 (5m), an ordinance enacted under sub. (4) may only include provisions related to construction site erosion control if those provisions are limited to sites where the construction activities do not include the construction of a building.

SECTION 1592. 59.974 (2) of the statutes is amended to read:

59.974 (2) AUTHORITY TO ENACT ORDINANCE. To effect the purposes of s. 144.266 and to promote the public health, safety and general welfare, a county may enact a ~~construction site erosion control and storm water management zoning ordinance, that is applicable to all of its unincorporated area, for construction site erosion control at sites where the construction activities do not include the construction of a building and for storm water management.~~ This ordinance may be enacted separately from ordinances enacted under s. 59.97.

SECTION 1593. 59.974 (4) (b) of the statutes is amended to read:

59.974 (4) (b) Variances and appeals regarding construction site erosion control and storm water management regulations under this section are to be determined by the board of adjustment for that county. Procedures under s. 59.99 apply to these determinations.

SECTION 1594. 59.974 (5) of the statutes is amended to read:

59.974 (5) APPLICABILITY OF PREEXISTING TOWN ORDINANCES. If an existing town ordinance relating to construction site erosion control at sites where the construction activities do not include the construction of a building or to storm water management is more restrictive than an ordinance later enacted under this section affecting the same area, it continues as a town ordinance in all respects to the extent of the greater restrictions, but not otherwise, unless the town board repeals the town ordinance. If the town board repeals the town ordinance, the county ordinance enacted under this section becomes applicable to the town.

SECTION 1595. 59.974 (7) of the statutes is amended to read:

59.974 (7) **APPLICABILITY OF LOCAL SUBDIVISION REGULATION.** All powers granted to a county under s. 236.45 may be exercised by it with respect to construction site erosion control at sites where the construction activities do not include the construction of a building or with respect to storm water management regulation, if the county has or provides a county planning agency as defined in s. 236.02 (1).

SECTION 1596. 59.974 (8) of the statutes is amended to read:

59.974 (8) **APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES.** An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney, which is subject to the state ~~construction site erosion control and storm water management~~ plan promulgated or a memorandum of understanding entered into under s. 144.266 (2).

SECTION 1597. 59.974 (10) of the statutes is amended to read:

59.974 (10) **VALIDITY UPON ANNEXATION.** An ordinance enacted under this section by a county continues in effect in any area annexed by a city or village after the effective date of that ordinance unless the city or village adopts, maintains and enforces a city or village ordinance which complies with minimum standards established by the department and which is at least as restrictive as the county ~~construction site erosion control and storm water management zoning ordinance enacted under this section~~. If, after providing notice and conducting a hearing on the matter, the department determines that an ordinance adopted by a city or village which is applicable to an area annexed after the effective date of the county ordinance does not meet these standards or is not as restrictive as the county ordinance, the department shall issue an order declaring the city or village ordinance void and reinstating the applicability of the county ~~construction site erosion control and storm water management zoning ordinance~~ to the annexed area.

SECTION 1598. 60.557 (2) of the statutes is amended to read:

60.557 (2) If a town incurs costs for a fire call on a state trunk highway or any highway that is a part of the national system of interstate highways and maintained by the department of transportation, the department of transportation shall reimburse the town up to ~~\$200~~ \$500 for the costs if the town submits written proof that the town has made a reasonable effort to collect the cost from the person to whom the fire call was provided. If the town collects the cost from such person after the department reimburses the town, the town shall return the amount collected to the department.

SECTION 1598m. 60.77 (5) (bs) of the statutes is amended to read:

60.77 (5) (bs) Provide direct financial assistance for costs related to the replacement of private sewage systems, as defined in s. 145.01 (12), that are failing. ~~This paragraph does not apply after August 31, 1994.~~

SECTION 1601. 61.354 (2) of the statutes is amended to read:

61.354 (2) **AUTHORITY TO ENACT ORDINANCE.** To effect the purposes of s. 144.266 and to promote the public health, safety and general welfare, a village may enact a ~~construction site erosion control and storm water management zoning ordinance, that is applicable to all of its incorporated area, for construction site erosion control at sites where the construction activities do not include the construction of a building and for storm water management~~. This ordinance may be enacted separately from ordinances enacted under s. 61.35.

SECTION 1602. 61.354 (4) (b) of the statutes is amended to read:

61.354 (4) (b) Variances and appeals regarding construction site erosion control and storm water management regulations under this section are to be determined by the board of appeals or similar agency for that village. To the extent specified under s. 61.35, procedures under s. 62.23 (7) (e) apply to these determinations.

SECTION 1603. 61.354 (4) (c) of the statutes is amended to read:

61.354 (4) (c) An ordinance enacted under this section supersedes all provisions of an ordinance enacted under s. 61.35 that relate to construction site erosion control at sites where the construction activities do not include the construction of a building or to storm water management regulation.

SECTION 1604. 61.354 (6) of the statutes is amended to read:

61.354 (6) **APPLICABILITY OF LOCAL SUBDIVISION REGULATION.** All powers granted to a village under s. 236.45 may be exercised by it with respect to construction site erosion control at sites where the construction activities do not include the construction of a building or with respect to storm water management regulation, if the village has or provides a planning commission or agency.

SECTION 1605. 61.354 (7) of the statutes is amended to read:

61.354 (7) **APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES.** An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney, which is subject to the state ~~construction site erosion control and storm water~~

~~management~~ plan promulgated or a memorandum of understanding entered into under s. 144.266 (2).

SECTION 1605d. 61.65 (8) of the statutes is amended to read:

61.65 (8) Any village having a volunteer fire department shall be reimbursed by the department of transportation not to exceed \$100 ~~\$500~~ for any fire call on a state trunk highway or any highway that is a part of the national system of interstate highways maintained by the department of transportation.

SECTION 1605g. 62.13 (8) of the statutes is amended to read:

62.13 (8) FIRE DEPARTMENT. The council may provide by ordinance for either a paid or a volunteer fire department and for the management and equipment of either insofar as not otherwise provided for by law. In the case where a combination of paid and volunteer fire department is provided for, such city shall be reimbursed by the department of transportation, not to exceed \$100 ~~\$500~~ for any fire calls on a state trunk highway or on any highway that is a part of the national system of interstate highways and is maintained by the department of transportation.

SECTION 1607. 62.234 (2) of the statutes is amended to read:

62.234 (2) AUTHORITY TO ENACT ORDINANCE. To effect the purposes of s. 144.266 and to promote the public health, safety and general welfare, a city may enact a ~~construction site erosion control and storm water management~~ zoning ordinance, that is applicable to all of its incorporated area, for construction site erosion control at sites where the construction activities do not include the construction of a building and for storm water management. This ordinance may be enacted separately from ordinances enacted under s. 62.23.

SECTION 1608. 62.234 (4) (b) of the statutes is amended to read:

62.234 (4) (b) Variances and appeals regarding construction site erosion control or storm water management regulations under this section are to be determined by the board of appeals for that city. Procedures under s. 62.23 (7) (e) apply to these determinations.

SECTION 1609. 62.234 (4) (c) of the statutes is amended to read:

62.234 (4) (c) An ordinance enacted under this section supersedes all provisions of an ordinance enacted under s. 62.23 that relate to construction site erosion control at sites where the construction activities do not include the construction of a building or to storm water management regulation.

SECTION 1610. 62.234 (6) of the statutes is amended to read:

62.234 (6) APPLICABILITY OF LOCAL SUBDIVISION REGULATION. All powers granted to a city under s. 236.45 may be exercised by it with respect to construction site erosion control at sites where the construction activities do not include the construction of a

building or with respect to storm water management regulation, if the city has or provides a planning commission or agency.

SECTION 1611. 62.234 (7) of the statutes is amended to read:

62.234 (7) APPLICABILITY TO LOCAL GOVERNMENTS AND AGENCIES. An ordinance enacted under this section is applicable to activities conducted by a unit of local government and an agency of that unit of government. An ordinance enacted under this section is not applicable to activities conducted by an agency, as defined under s. 227.01 (1) but also including the office of district attorney, which is subject to the state ~~construction site erosion control and storm water management~~ plan promulgated or a memorandum of understanding entered into under s. 144.266 (2).

SECTION 1611r. 63.03 (2) (km) of the statutes is created to read:

63.03 (2) (km) All members of the staff of a district attorney's office in any county with a population of 500,000 or more, except employes engaged in clerical and stenographic work.

SECTION 1614. 66.021 (8) (b) of the statutes is amended to read:

66.021 (8) (b) Within 10 days of receipt of the ordinance, certificate and plat, the secretary of state shall forward 2 copies of the ordinance, certificate and plat to the department of transportation, one copy to the department of administration, one copy to the department of revenue, one copy to the department of public instruction, one copy to the department of development, one copy to the department of agriculture, trade and consumer protection and 2 copies to the clerk of the municipality from which the territory was annexed.

SECTION 1616. 66.06 (2) of the statutes is amended to read:

66.06 (2) LIMITATION. Nothing in ss. 66.06 to 66.078 shall be construed as depriving the ~~office of the commissioner of transportation,~~ department of transportation or public service commission of any power conferred by ss. 195.05 and 197.01 to 197.10 and ch. 196.

SECTION 1617. 66.061 (2) (a) of the statutes is amended to read:

66.061 (2) (a) Cities and villages may contract for furnishing light, heat, water, motor bus or other systems of public transportation to the municipality or to the inhabitants thereof for a period of not more than 30 years or for an indeterminate period if the prices are subject to adjustment at intervals of not greater than 5 years. The public service commission ~~and office of the commissioner of transportation~~ shall have jurisdiction relative to the rates and service to any city or village where light, heat, or water, motor bus or other systems of public transportation are is furnished to such city or village under any contract or arrangement, to the same extent ~~they have~~ that the

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public service commission has jurisdiction where ~~such~~ that service is furnished directly to the public.

SECTION 1618. 66.064 of the statutes is amended to read:

66.064 Joint operation. Any city or village served by any privately owned public utility, motor bus or other systems of public transportation rendering local service may contract with the owner thereof for the leasing, public operation, joint operation, extension and improvement by the municipality or with funds loaned by the municipality, for the stabilization by municipal guaranty of the return upon or for the purchase by instalments out of earnings or otherwise of that portion of said public utility which is operated within such municipality and any territory immediately adjacent and tributary thereto; or for the accomplishment of any object agreed upon between the parties relating to the use, operation, management, value, earnings, purchase, extension, improvement, sale, lease or control of such property. The provisions of s. 66.07 relating to preliminary agreement, approval by the ~~office of the commissioner~~ department of transportation or public service commission, and ratification by the electors, shall be applicable to the contracts authorized ~~hereby and said office of the commissioner by this section.~~ The department of transportation or public service commission shall, when any such contract is approved by it and consummated, cooperate with the parties in respect to making valuations, appraisals, estimates and other determinations specified in such contract to be made by it.

SECTION 1619. 66.065 (5) of the statutes is amended to read:

66.065 (5) Any city or village may by action of its governing body and with a referendum vote provide, acquire, own, operate or engage in a municipal bus transportation system where no existing bus, rail or other local transportation system exists in such city or village. Any city or village in which there exists any local transportation system by similar action and referendum vote may acquire, own, operate or engage in the operation of a municipal bus transportation system upon acquiring the local transportation system by voluntary agreement with the owners thereof, or pursuant to law, or upon securing a certificate from the ~~office of the commissioner~~ department of transportation under s. 194.23.

SECTION 1620. 66.065 (6) of the statutes is amended to read:

66.065 (6) Any street motor bus transportation company operating pursuant to ch. 194 shall, by acceptance of authority under ~~such that~~ chapter, be deemed to have consented to a purchase of its property actually used and useful for the convenience of the public by the municipality in which the major part of such property is situated or operated ~~for compensation under terms and conditions determined by the office of the commissioner of transportation in the~~

~~manner provided for the acquisition of utilities by municipalities under ch. 197.~~

SECTION 1621. 66.068 (3) of the statutes is amended to read:

66.068 (3) The commissioners shall choose from among their number a president and a secretary. They may command the services of the city engineer and may employ and fix the compensation of such subordinates as shall be necessary. They may make rules for their own proceedings and for the government of their department. They shall keep books of account, in the manner and form prescribed by the ~~office of the commissioner~~ department of transportation or public service commission, which shall be open to the public.

SECTION 1622. 66.07 (2) of the statutes is amended to read:

66.07 (2) The preliminary agreement shall fix the price of sale or lease, and provide that if the amount fixed by the ~~office of the commissioner~~ department of transportation or public service commission shall be larger, the price shall be that fixed by ~~such the department or commission or office.~~ the department or commission or office.

SECTION 1623. 66.07 (3) of the statutes is amended to read:

66.07 (3) The municipality shall submit the preliminary agreement when executed to the ~~office of the commissioner~~ department of transportation or public service commission, which shall determine whether the interests of the municipality and of the residents thereof will be best served by the sale or lease, and if it so ~~determine~~ determines, shall fix the price and other terms.

SECTION 1624. 66.07 (4) of the statutes is amended to read:

66.07 (4) The proposal shall then be submitted to the electors of the municipality. The notice of the referendum shall include a description of the plant, and a summary of the preliminary agreement, and of the price and terms as fixed by the ~~office of the commissioner~~ department of transportation or public service commission. If a majority voting on the question shall vote for the sale or lease, the board or council shall be authorized to consummate the same, upon the terms and at a price not less than fixed by the ~~office of the commissioner~~ department of transportation or public service commission, with the proposed purchaser or lessee or any other with whom better terms approved by the ~~office of the commissioner~~ department of transportation or public service commission can be made.

SECTION 1625. 66.07 (5) of the statutes is amended to read:

66.07 (5) Unless the sale or lease is consummated within one year of the referendum, or the time is extended by the ~~office of the commissioner~~ department of transportation or public service commission, the proceedings shall be void.

SECTION 1626. 66.07 (7) of the statutes is amended to read:

66.07 (7) For the purpose of this section, the ~~office of the commissioner department~~ of transportation has jurisdiction over transportation systems and the public service commission has jurisdiction over public utilities as defined in s. 196.01.

SECTION 1627. 66.119 (1) (b) 7. c. of the statutes is amended to read:

66.119 (1) (b) 7. c. That if the alleged violator makes a cash deposit and does not appear in court, he or she either will be deemed to have tendered a plea of no contest and submitted to a forfeiture, a penalty assessment imposed by s. 165.87, a jail assessment imposed by s. 302.46 (1); and any applicable domestic abuse assessment imposed by s. 973.055 (1) and an automatic reinstatement assessment imposed by s. 345.54 (1) not to exceed the amount of the deposit or will be summoned into court to answer the complaint if the court does not accept the plea of no contest.

SECTION 1629. 66.119 (1) (b) 7. d. of the statutes is amended to read:

66.119 (1) (b) 7. d. That if the alleged violator does not make a cash deposit and does not appear in court at the time specified, the court may issue a summons or a warrant for the defendant's arrest or consider the nonappearance to be a plea of no contest and enter judgment under sub. (3) (d), or the municipality may commence an action against the alleged violator to collect the forfeiture, the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1).

SECTION 1631. 66.119 (1) (c) of the statutes is amended to read:

66.119 (1) (c) An ordinance adopted under par. (a) shall contain a schedule of cash deposits that are to be required for the various ordinance violations, and for the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1), for which a citation may be issued. The ordinance shall also specify the court, clerk of court or other official to whom cash deposits are to be made and shall require that receipts be given for cash deposits.

SECTION 1633. 66.119 (3) (a) of the statutes is amended to read:

66.119 (3) (a) The person named as the alleged violator in a citation may appear in court at the time specified in the citation or may mail or deliver personally a cash deposit in the amount, within the time and to the court, clerk of court or other official specified in the citation. If a person makes a cash deposit, the person may nevertheless appear in court at the time specified in the citation, provided that the cash deposit may be retained for application against any forfeiture, restitution, penalty assessment, jail assessment; or

domestic abuse assessment ~~or automatic reinstatement assessment~~ that may be imposed.

SECTION 1635. 66.119 (3) (b) of the statutes is amended to read:

66.119 (3) (b) If a person appears in court in response to a citation, the citation may be used as the initial pleading, unless the court directs that a formal complaint be made, and the appearance confers personal jurisdiction over the person. The person may plead guilty, no contest or not guilty. If the person pleads guilty or no contest, the court shall accept the plea, enter a judgment of guilty and impose a forfeiture, the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1). If the court finds that the violation meets the conditions in s. 800.093 (1), the court may order restitution under s. 800.093. A plea of not guilty shall put all matters in the case at issue, and the matter shall be set for trial.

SECTION 1637. 66.119 (3) (c) of the statutes is amended to read:

66.119 (3) (c) If the alleged violator makes a cash deposit and fails to appear in court, the citation may serve as the initial pleading and the violator shall be considered to have tendered a plea of no contest and submitted to a forfeiture, the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1) not exceeding the amount of the deposit. The court may either accept the plea of no contest and enter judgment accordingly or reject the plea. If the court finds the violation meets the conditions in s. 800.093 (1), the court may summon the alleged violator into court to determine if restitution shall be ordered under s. 800.093. If the court accepts the plea of no contest, the defendant may move within 10 days after the date set for the appearance to withdraw the plea of no contest, open the judgment and enter a plea of not guilty if the defendant shows to the satisfaction of the court that the failure to appear was due to mistake, inadvertence, surprise or excusable neglect. If the plea of no contest is accepted and not subsequently changed to a plea of not guilty, no costs or fees may be taxed against the violator, but a penalty assessment, a jail assessment ~~and an automatic reinstatement assessment~~ and, if applicable, a domestic abuse assessment shall be assessed. If the court rejects the plea of no contest, an action for collection of the forfeiture, penalty assessment, jail assessment ~~and automatic reinstatement assessment~~ and any applicable domestic abuse assessment may be commenced. A city or village may commence action under s. 66.12 (1) and a county or town may commence action under s. 778.10. The citation may be used as the complaint in the action for the collection of the forfeiture, penalty assessment, jail assessment ~~and automatic reinstatement~~

~~ment assessment~~ and any applicable domestic abuse assessment.

SECTION 1639. 66.119 (3) (d) of the statutes is amended to read:

66.119 (3) (d) If the alleged violator does not make a cash deposit and fails to appear in court at the time specified in the citation, the court may issue a summons or warrant for the defendant's arrest or consider the nonappearance to be a plea of no contest and enter judgment accordingly if service was completed as provided under par. (e) or the municipality may commence an action for collection of the forfeiture, penalty assessment, and jail assessment ~~and automatic reinstatement assessment~~ and any applicable domestic abuse assessment. A city or village may commence action under s. 66.12 (1) and a county or town may commence action under s. 778.10. The citation may be used as the complaint in the action for the collection of the forfeiture, penalty assessment, and jail assessment ~~and automatic reinstatement assessment~~ and any applicable domestic abuse assessment. If the court considers the nonappearance to be a plea of no contest and enters judgment accordingly, the court shall promptly mail a copy or notice of the judgment to the defendant. The judgment shall allow the defendant not less than 20 days from the date of the judgment to pay any forfeiture, penalty assessment, and jail assessment ~~and automatic reinstatement assessment~~ and any applicable domestic abuse assessment imposed. If the defendant moves to open the judgment within 6 months after the court appearance date fixed in the citation, and shows to the satisfaction of the court that the failure to appear was due to mistake, inadvertence, surprise or excusable neglect, the court shall reopen the judgment, accept a not guilty plea and set a trial date.

SECTION 1641. 66.12 (1) (b) of the statutes is amended to read:

66.12 (1) (b) Local ordinances, except as provided in this paragraph or ss. 345.20 to 345.53, may contain a provision for stipulation of guilt or no contest of any or all violations under those ordinances, and may designate the manner in which the stipulation is to be made and fix the penalty to be paid. When a person charged with a violation for which stipulation of guilt or no contest is authorized makes a timely stipulation and pays the required penalty and pays the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), and any applicable domestic abuse assessment imposed by s. 973.055 (1) ~~and the automatic reinstatement assessment imposed by s. 345.54 (1)~~ to the designated official, the person need not appear in court and no witness fees or other additional costs may be taxed unless the local ordinance so provides. A court appearance is required for a violation of a local ordinance in conformity with s. 346.63 (1). The official receiving the penalties shall remit all moneys collected to the treasurer of the county, city, town or village in whose behalf the sum was paid,

except that all jail assessments ~~and automatic reinstatement assessments~~ shall be remitted to the county treasurer, within 20 days after its receipt by him or her; and in case of any failure in the payment, the treasurer may collect the payment of the officer by action, in the name of the office, and upon the official bond of the officer, with interest at the rate of 12% per year from the time when it should have been paid. In the case of the penalty assessment imposed by s. 165.87 and any applicable domestic abuse assessment imposed by s. 973.055 (1), the treasurer of the county, city, town or village shall remit to the state treasurer the sum required by law to be paid on the actions so entered during the preceding month on or before the first day of the next succeeding month. The governing body of the county, city, town, village or other municipal subdivision shall by ordinance designate the official to receive the penalties and the terms under which the official shall qualify.

SECTION 1643. 66.12 (1) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

66.12 (1) (b) Local ordinances, except as provided in this paragraph or ss. 345.20 to 345.53, may contain a provision for stipulation of guilt or no contest of any or all violations under those ordinances, and may designate the manner in which the stipulation is to be made and fix the penalty to be paid. When a person charged with a violation for which stipulation of guilt or no contest is authorized makes a timely stipulation and pays the required penalty and pays the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1) and any applicable domestic abuse assessment imposed by s. 973.055 (1) to the designated official, the person need not appear in court and no witness fees or other additional costs may be taxed unless the local ordinance so provides. A court appearance is required for a violation of a local ordinance in conformity with s. 346.63 (1). The official receiving the penalties shall remit all moneys collected to the treasurer of the county, city, town or village in whose behalf the sum was paid, except that all jail assessments shall be remitted to the county treasurer, within 20 days after its receipt by him or her; and in case of any failure in the payment, the treasurer may collect the payment of the officer by action, in the name of the office, and upon the official bond of the officer, with interest at the rate of 12% per year from the time when it should have been paid. In the case of the penalty assessment imposed by s. 165.87, the driver improvement surcharge imposed by s. 346.655 (1) and any applicable domestic abuse assessment imposed by s. 973.055 (1), the treasurer of the county, city, town or village shall remit to the state treasurer the sum required by law to be paid on the actions so entered during the preceding month on or before the first day of the next succeeding month. The governing body of the county, city, town, village or other municipal subdivision shall by ordinance designate the offi-

cial to receive the penalties and the terms under which the official shall qualify.

SECTION 1649. 66.407 (2) (a) 2 of the statutes is amended to read:

66.407 (2) (a) 2. "Technology-based incubator" has the meaning given in s. ~~560.60 (18)~~ 560.14 (1) (h).

SECTION 1650. 66.407 (2) (c) 3 of the statutes is amended to read:

66.407 (2) (c) 3. Apply for a grant ~~or loan~~ under s. ~~560.64~~ 560.14 (3) in connection with a technology-based incubator.

SECTION 1651. 66.431 (4) (d) 8 of the statutes is amended to read:

66.431 (4) (d) 8. Studying the feasibility of an initial design for a technology-based incubator, developing and operating a technology-based incubator and applying for a grant ~~or loan~~ under s. ~~560.64~~ 560.14 (3) in connection with a technology-based incubator.

SECTION 1652. 66.431 (4) (t) of the statutes is amended to read:

66.431 (4) (t) "Technology-based incubator" has the meaning given in s. ~~560.60 (18)~~ 560.14 (1) (h).

SECTION 1664. 66.77 of the statutes is created to read:

66.77 Tax levy rate limit. (1) DEFINITIONS. In this section:

(a) "Debt levy" means the county purpose levy for debt service on loans under subch. II of ch. 24, bonds issued under s. 67.05 and promissory notes issued under s. 67.12 (12), less any revenues that abate the levy.

(b) "Debt levy rate" means the debt levy divided by the equalized value of the county exclusive of any tax incremental district value increment.

(c) "Excess over the limit" means the amount of revenue received by a county that results from the county exceeding the limit under sub. (2).

(d) "Operating levy" means the county purpose levy, less the debt levy.

(e) "Operating levy rate" means the total levy rate minus the debt levy rate.

(f) "Penalized excess" means the excess over the limit for the county.

(g) "Total levy rate" means the county purpose levy divided by the equalized value of the county exclusive of any tax incremental district value increment.

(2) LIMIT. Except as provided in sub. (3), no county may impose an operating levy at an operating levy rate that exceeds .001 or the operating levy rate in 1992, whichever is greater.

(3) REFERENDUM, RESPONSIBILITY TRANSFERS. (a) 1. If the governing body of a county wishes to exceed the operating levy rate limit otherwise applicable to the county under this section, it shall adopt a resolution to that effect. The resolution shall specify either the operating levy rate or the operating levy that the governing body wishes to impose for either a specified

number of years or an indefinite period. The governing body shall call a special referendum for the purpose of submitting the resolution to the electors of the county for approval or rejection. In lieu of a special referendum, the governing body may specify that the referendum be held at the next succeeding spring primary or election or September primary or general election to be held not earlier than 30 days after the adoption of the resolution of the governing body.

2. The clerk of the county shall publish type A, B, C, D and E notices of the referendum under s. 10.01 (2). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this subdivision.

3. The referendum shall be held in accordance with chs. 5 to 12. The governing body shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). If the resolution under subd. 1 specifies the operating levy rate, the question shall be submitted as follows: "Under state law, the operating levy rate for the (name of county), for the tax to be imposed for the year (year), is limited to \$.... per \$1,000 of equalized value. Shall the (name of county) be allowed to exceed this rate limit for (a specified number of years) (an indefinite period) by \$.... per \$1,000 of equalized value that results in an operating levy rate of \$.... per \$1,000 of equalized value?" If the resolution under subd. 1 specifies the operating levy, the question shall be submitted as follows: "Under state law, the operating levy rate for the (name of county), for the tax to be imposed for the year (year), is limited to \$.... per \$1,000 of equalized value. Notwithstanding the operating levy rate limit, shall the (name of county) be allowed to levy an amount not to exceed \$.... (operating levy) for operating purposes for the year (year), which may increase the operating levy rate for (a specified number of years) (an indefinite period)? This would allow a% increase above the levy of \$.... (preceding year operating levy) for the year (preceding year)."

4. Within 14 days after the referendum, the clerk of the county shall certify the results of the referendum to the department of revenue. A county may exceed the operating levy rate limit otherwise applicable to it under this section in that year by an amount not exceeding the amount approved by a majority of those voting on the question.

(b) 1. If an increased operating levy rate is approved by a referendum under par. (a) for a specified number of years, the increased operating levy rate shall be the operating levy rate limit for that number of years for purposes of this section. If an increased operating levy rate is approved by a referendum under par. (a) for an indefinite period, the increased operating levy rate shall be the operating levy rate limit for purposes of this section.

2. If an increased operating levy is approved by a referendum under par. (a), the increased operating levy shall be used to calculate the operating levy rate limit for the approved year for purposes of this section. After the approved year, the operating levy rate limit in the approved year or the operating levy rate limit that would have been applicable if there had been no referendum, whichever is greater, shall be the limit for the specified number of years or for an indefinite period for purposes of this section.

(c) 1. If a county transfers to another governmental unit responsibility for providing any service that the county provided in the preceding year, the levy rate limit otherwise applicable under this section to the county in the current year is decreased to reflect the cost that the county would have incurred to provide that service, as determined by the department of revenue.

2. If a county increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit in any year, the levy rate limit otherwise applicable under this section to the county in the current year is increased to reflect the cost of that service, as determined by the department of revenue.

(4) **PENALTIES.** If the department of revenue determines that a county has a penalized excess in any year, the department of revenue shall do all of the following:

(a) Reduce the amount of the shared revenue payments to the county under subch. I of ch. 79 in the following year by an amount equal to the amount of the penalized excess.

(b) If the amount of the reduction made under par. (a) is insufficient to recover fully the amount of the penalized excess, request the department of transportation to reduce the aids paid in that following year to the county under s. 86.30 (2) (e) by the amount needed to recover as much of the remainder as is possible.

(c) Ensure that the amount of any reductions in shared revenue payments under par. (a) lapses to the general fund.

(d) Ensure that the amount of the penalized excess is not included in determining the limit described under sub. (2) for the county for the following year.

(5) **RATE COMPARISON.** Annually, the department of revenue shall compare the operating levy rate limit of each county under this section to the actual operating levy rate imposed by the county.

SECTION 1670. 66.94 (30) (a) of the statutes is amended to read:

66.94 (30) (a) *Powers of board.* The board shall, notwithstanding any law to the contrary, have exclusive authority and it shall be its duty to establish rates, fares and other charges, and to make all rules and regulations for the operation of the transportation system. The board shall also have the authority, subject to the jurisdiction of the department of transportation

~~or office of the commissioner of transportation~~ as to the reasonableness and adequacy thereof, to determine and make effective standards of service, and to establish, change, extend, shorten or abandon routings all in accordance with the statutes in such cases made and provided subject to the provisions of any ordinance of any municipality granting rights to the authority.

SECTION 1671. 67.035 of the statutes is amended to read:

67.035 Tax limitations not applicable to debt levies. All taxes levied or to be levied by any municipality proceeding under this chapter for the purpose of paying principal and interest on valid bonds or notes now or hereafter outstanding shall be ~~and the same are hereby declared to be~~ without limitation notwithstanding any legislative limitation now or heretofore existing, and all such limitations are hereby repealed insofar as they apply to taxes levied or to be levied to pay principal and interest upon such bonds or notes.

SECTION 1671b. 67.04 (title) of the statutes is amended to read:

67.04 (title) Purposes of issuing municipal bonds and notes.

SECTION 1671e. 67.04 (1) (a) of the statutes is renumbered 67.04 (1) (ar).

SECTION 1671h. 67.04 (1) (a) of the statutes is created to read:

67.04 (1) (a) "Ancillary charges" include site preparation expenditures, professional fees, legal claims directly attributable to asset acquisition and interest costs incurred prior to and during construction.

SECTION 1671L. 67.04 (1) (ag) of the statutes is created to read:

67.04 (1) (ag) "Operating expenses" include wages, salaries, fringe benefits, materials, supplies, contractual services, equipment with a useful life of less than one year and other costs specified by the department of revenue by rule. "Operating expenses" do not include ancillary charges incurred in the acquisition, development or construction of real property or property with a useful life of one year or more.

SECTION 1671p. 67.04 (2) (a) of the statutes is amended to read:

67.04 (2) (a) Subject to the limitations specified in ~~ss. 67.03 and 67.045~~, any municipality may borrow money and issue bonds to finance any project undertaken for a public purpose.

SECTION 1671r. 67.04 (5) of the statutes is created to read:

67.04 (5) (a) Except as provided in par. (b), the proceeds of any municipal bonds or notes issued by a county under this chapter shall not be used to fund the operating expenses of the general fund of the county or to fund the operating expenses of any special revenue fund of the county that is supported by property taxes.

(b) Paragraph (a) does not apply to notes issued under s. 67.12 (1) to (8m) or to municipal bonds or notes issued by a county for any of the following purposes:

1. To comply with a court order or judgment.
2. To fund a capital cost loan under s. 144.241 or 144.2415.
3. To provide liability insurance and risk management services under s. 611.11 (4).

SECTION 1671u. 67.045 of the statutes is created to read:

67.045 Debt issuance conditions. (1) The governing body of a county may not issue bonds under s. 67.05 or promissory notes under s. 67.12 (12) unless one or more of the following apply:

- (a) A referendum is held, following the procedures in s. 67.05 (3), that approves the debt issuance.
- (b) The governing body of the county adopts a resolution that sets forth its reasonable expectations that issuance of the debt will not cause the county to increase the debt levy rate, as defined in s. 66.77 (1) (b).

(c) Issuance of the debt was authorized by an initial resolution adopted by the governing body of the county prior to the effective date of this paragraph [revisor inserts date].

(d) The debt is issued for the purposes under s. 67.05 (7) (c), (cc), (f), (h) or (i).

(e) The debt is issued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations, or the payment of related issuance costs or redemption premiums.

(f) The governing body adopts a resolution to issue the debt by a vote of at least three-fourths of the members-elect, as defined in s. 59.001 (2m).

(2) (a) The department of revenue shall promulgate rules that set forth the standards to be used by the governing body of a county in adopting a resolution under sub. (1) (b). The rules shall permit the reasonable exercise of local self-determination and debt management and prohibit the consideration of unreasonable assumptions that may cause an increase in the debt levy rate, as defined in s. 66.77 (1) (b).

(b) The standards in the rules under par. (a) shall address issues including all of the following:

1. The equalized value of taxable property in the county.
2. The annual debt service on the debt being issued.
3. The treatment of anticipated refunding of balloon payments.
4. Variable rate obligations.
5. Past and anticipated revenues that may abate a debt levy.
6. The amount of state aid that may be received in future years.

SECTION 1677m. 69.22 (1) (c) of the statutes is amended to read:

69.22 (1) (c) Ten dollars for issuing a copy of a birth certificate, \$5 of which shall be forwarded to the state treasurer as provided in sub. (1m) and credited to the appropriations under s. 20.433 (1) (g) and (h).

SECTION 1677p. 69.22 (1m) of the statutes is created to read:

69.22 (1m) The state registrar and any local registrar acting under this subchapter shall forward to the state treasurer the amount specified in sub. (1) (c) for each copy of a birth certificate issued during a calendar quarter by the 15th day of the first month following the end of the calendar quarter.

~~SECTION 1712m. 70.99 (1) of the statutes is renumbered 70.99 (2) and amended to read:~~ **Vetoed in Part**

~~70.99 (2) A county assessor system may be established for any county by passage of a resolution or ordinance adopting such a system by an approving vote of 60% a majority of the entire membership of the county board. After passage of this enabling resolution or ordinance by the county board, the county executive, or the county administrator, or the chairperson of the county board with the approval of the county board, shall appoint a county assessor from a list of candidates provided by the department of revenue who have passed an examination and have been certified by the department of revenue as qualified for performing the functions of the office. Certification shall be granted to all persons demonstrating proficiency by passing an examination administered by the department. The persons selected for listing shall first have been given a comprehensive examination approved by the department of revenue, relating to the work of county assessor. A person appointed as county assessor shall thereafter have permanent tenure, after successfully serving the probationary period in effect in the county, and may be removed or suspended only for the reasons named in s. 17.14 (1) or for such cause as would sustain the suspension or removal of a state employe under state civil service rules. If employes of a county are under a county civil service program, the county assessor may, and any person appointed as a member of his or her staff shall, be incorporated into the county civil service program but tenure is dependent on the foregoing provision.~~

SECTION 1713. 70.99 (1m) of the statutes is created to read:

70.99 (1m) Upon request of a county that is considering the creation of an assessment system under this section, the department of revenue may study the feasibility of that creation. The county shall reimburse the department for the costs of the study.

SECTION 1714. 70.99 (12) of the statutes is renumbered 70.99 (12) (a) and amended to read:

70.99 (12) (a) Under a county assessor system, the state shall pay the lesser of ~~75%~~ ~~50%~~ of the actual cost of the operation of the county assessment system or ~~75%~~ ~~50%~~ of the sum of two-tenths of one mill multiplied by the full value of a county and \$3.95 multiplied by the total number of all land parcels in the county as **Vetoed in Part**

reported by the county assessor and reviewed by the department of revenue (but in either case not including any expense of any municipal civil service examination, any examination given by the division of merit recruitment and selection in the department of employment relations, any expense of the municipal board of review or any expense of developing basic computer programs available from the state free of charge).

(b) The county treasurer shall, on or before February 15, certify to the department of revenue the expense of operating the county assessor system for the preceding calendar year and such other information as that is necessary on forms prescribed by the department. When satisfied with the correctness of the information submitted and after verifying the county's compliance with sub. (13), the department of revenue shall compute the state's share of the expense of operating the county assessor system and shall certify that amount to the department of administration for payment to the county under s. 20.835 (6) (a) not later than July 1. No county whose the county assessor system of which fails to meet one or more of the requirements in sub. (13) shall be eligible for any payment under this section.

SECTION 1717. 71.01 (5m) of the statutes is created to read:

71.01 (5m) "Head of household" has the meaning given in section 2 (b) and (c) of the internal revenue code, except that "head of household" includes surviving spouse, as defined in section 2 (a) of the internal revenue code.

SECTION 1718. 71.01 (6) (f) of the statutes is amended to read:

71.01 (6) (f) For taxable years that begin after December 31, 1990, and before January 1, 1992, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "internal revenue code" means the federal internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-90 and, P.L. 102-227 and P.L. 102-486 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90 and, P.L. 102-227 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1990, do not apply to this paragraph with respect to taxable years beginning after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-90 and, P.L. 102-227 and P.L. 102-486 and changes that indirectly affect the federal internal revenue code made by P.L. 102-90 and, P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1719. 71.01 (6) (g) of the statutes is amended to read:

71.01 (6) (g) For taxable years that begin after December 31, 1991, and before January 1, 1993, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "internal revenue code" means the federal internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90 and, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1991, do not apply to this paragraph with respect to taxable years beginning after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1720. 71.01 (6) (h) of the statutes is created to read:

71.01 (6) (h) For taxable years that begin after December 31, 1992, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "internal revenue code" means the federal internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1992, do not apply to this paragraph with respect to taxable years beginning after December 31, 1992.

SECTION 1721. 71.01 (7r) of the statutes is amended to read:

71.01 (7r) Notwithstanding sub. (6), for purposes of computing amortization or depreciation, "internal revenue code" means either the federal internal revenue code as amended to December 31, 1991, 1992, or the federal internal revenue code in effect for the taxable year for which the return is filed, except that property that, under s. 71.02 (2) (d) 12, 1985 stats., is required to be depreciated for taxable year 1986 under the internal revenue code as amended to December 31,

1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980.

SECTION 1722. 71.03 (2) (a) 1 of the statutes is amended to read:

71.03 (2) (a) 1. Every natural person domiciled in this state during the entire taxable year having gross income of \$5,200 or more if under 65 years of age, or \$5,700 or more if 65 years of age or over, or \$7,040 or more if the natural person files as a head of household, and every married person who files jointly and is domiciled in this state during the entire taxable year having gross income during the year when the joint gross income of the married person and his or her spouse is \$7,200 or more if both are under 65 years of age; \$7,700 or more if one spouse is under 65 years of age and the other spouse is 65 years of age or over; or \$8,200 or more if both are 65 years of age or over; and every married person who files separately and is domiciled in this state during the entire taxable year and has gross income of \$3,420 or more. The department of revenue shall annually adjust the dollar amounts of the filing requirements so as to reflect changes in the standard deduction, the rates under s. 71.06 or the exemption under s. 71.07 (8) (a).

SECTION 1723. 71.03 (2) (a) 3 of the statutes is amended to read:

71.03 (2) (a) 3. ~~Every~~ For taxable years beginning before January 1, 1993, every natural person for whom a deduction from tax under s. 71.07 (8) (b) is allowable to another taxpayer for the taxable year shall file a return if that natural person has any amount of unearned income and that person has gross income of \$550 or more.

SECTION 1724. 71.03 (2) (a) 4 of the statutes is created to read:

71.03 (2) (a) 4. For taxable years beginning after December 31, 1992, and before January 1, 1994, every natural person for whom a deduction from tax under s. 71.07 (8) (b) is allowable to another taxpayer for the taxable year shall file a return if that natural person has any amount of unearned income and that person has gross income of \$600 or more.

SECTION 1725. 71.03 (2) (a) 5 of the statutes is created to read:

71.03 (2) (a) 5. For taxable years beginning on or after January 1, 1994, every natural person for whom a deduction from tax under s. 71.07 (8) (b) is allowable to another taxpayer for the taxable year shall file a return if that natural person has any amount of unearned income and that person has gross income of at least \$500 adjusted for inflation in the manner prescribed by sections 1 (f) (3) to (6) and 63 (c) (4) of the internal revenue code. The department of revenue shall incorporate the changes in the income tax forms and instructions.

SECTION 1726. 71.05 (6) (a) 4 of the statutes is amended to read:

71.05 (6) (a) 4. The amount of any lump sum distribution taxable under section 402 ~~(e)~~ (d) (1) of the

internal revenue code (relating to distributions from employe benefit plans).

SECTION 1726e. 71.05 (6) (b) 18. (intro.) of the statutes is amended to read:

71.05 (6) (b) 18. (intro.) For taxable years beginning ~~on or after January 1, 1994~~ after December 31, 1993, and before January 1, 1995, an amount paid by a self-employed person, or an amount paid by a person who is the employe of another person if the person's employer pays no amount of money toward the person's medical care insurance, for medical care insurance for the person, his or her spouse and the person's dependents, calculated as follows:

SECTION 1726m. 71.05 (6) (b) 19 of the statutes is created to read:

71.05 (6) (b) 19. For taxable years beginning on or after January 1, 1995, an amount paid by a self-employed person for medical care insurance for the person, his or her spouse and the person's dependents, calculated as follows:

a. One hundred percent of the amount paid by the person for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the person, his or her spouse and the person's dependents and provides surgical, medical, hospital, major medical or other health service coverage, and includes payments made for medical care benefits under a self-insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness or injury.

b. From the amount calculated under subd. 19. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For a person who is a nonresident or a part-year resident of this state, modify the amount calculated under subd. 19. b. by multiplying the amount by a fraction the numerator of which is the person's net earnings from a trade or business that are taxable by this state and the denominator of which is the person's total net earnings from a trade or business.

d. Reduce the amount calculated under subd. 19. b. or c. to the person's aggregate net earnings from a trade or business that are taxable by this state.

SECTION 1726s. 71.05 (6) (b) 20 of the statutes is created to read:

71.05 (6) (b) 20. For taxable years beginning on or after January 1, 1995, an amount paid by a person who is the employe of another person if the person's employer pays no amount of money toward the person's medical care insurance, for medical care insurance for the person, his or her spouse and the person's dependents, calculated as follows:

a. Fifty percent of the amount paid by the person for medical care insurance. In this subdivision, "medical care insurance" means a medical care insurance

policy that covers the person, his or her spouse and the person's dependents and provides surgical, medical, hospital, major medical or other health service coverage, and includes payments made for medical care benefits under a self-insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness or injury.

b. From the amount calculated under subd. 20. a., subtract the amounts deducted from gross income for medical care insurance in the calculation of federal adjusted gross income.

c. For a person who is a nonresident or a part-year resident of this state, modify the amount calculated under subd. 20. b. by multiplying the amount by a fraction the numerator of which is the person's net earnings from a trade or business taxable by this state and the denominator of which is the person's total net earnings from a trade or business.

d. Reduce the amount calculated under subd. 20. b. or c. to the person's aggregate net earnings from a trade or business that are taxable by this state.

SECTION 1728. 71.05 (22) (d) of the statutes is amended to read:

71.05 (22) (d) (title) *Deduction limits; 1988 to 1993.* Except as provided in par. (f), for taxable year ~~1988 and thereafter~~ years beginning on or after January 1, 1988, but before January 1, 1994, the Wisconsin standard deduction is whichever of the following amounts is appropriate. For a single individual who has a Wisconsin adjusted gross income of less than \$7,500, the standard deduction is \$5,200. For a single individual who has a Wisconsin adjusted gross income of at least \$7,500 but not more than \$50,830, the standard deduction is the amount obtained by subtracting from \$5,200 12% of Wisconsin adjusted gross income in excess of \$7,500 but not less than \$0. For a single individual who has a Wisconsin adjusted gross income of more than \$50,830, the standard deduction is \$0. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of less than \$10,000, the standard deduction is \$8,900. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of at least \$10,000 but not more than \$55,000, the standard deduction is the amount obtained by subtracting from \$8,900 19.778% of aggregate Wisconsin adjusted gross income in excess of \$10,000 but not less than \$0. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of more than \$55,000, the standard deduction is \$0. For a married individual filing separately who has a Wisconsin adjusted gross income of less than \$4,750, the standard deduction is \$4,230. For a married individual filing separately who has a Wisconsin adjusted gross income of at least \$4,750 but not more than \$26,140, the standard deduction is the amount obtained by subtracting from \$4,230 19.778%

of Wisconsin adjusted gross income in excess of \$4,750 but not less than \$0. For a married individual filing separately who has a Wisconsin adjusted gross income of more than \$26,140, the standard deduction is \$0. The secretary of revenue shall prepare a table under which deductions under this paragraph shall be determined. That table shall be published in the department's instructional booklets.

SECTION 1729. 71.05 (22) (dm) of the statutes is created to read:

71.05 (22) (dm) *Deduction limits; 1994 and thereafter.* Except as provided in par. (f), for taxable years beginning on or after January 1, 1994, the Wisconsin standard deduction is whichever of the following amounts is appropriate. For a single individual who has a Wisconsin adjusted gross income of less than \$7,500, the standard deduction is \$5,200. For a single individual who has a Wisconsin adjusted gross income of at least \$7,500 but not more than \$50,830, the standard deduction is the amount obtained by subtracting from \$5,200 12% of Wisconsin adjusted gross income in excess of \$7,500 but not less than \$0. For a single individual who has a Wisconsin adjusted gross income of more than \$50,830, the standard deduction is \$0. For a head of household who has a Wisconsin adjusted gross income of less than \$7,500, the standard deduction is \$7,040. For a head of household who has a Wisconsin adjusted gross income of at least \$7,500 but not more than \$25,000, the standard deduction is the amount obtained by subtracting from \$7,040 22.515% of Wisconsin adjusted gross income in excess of \$7,500 but not less than \$0. For a head of household who has a Wisconsin adjusted gross income of more than \$25,000, the standard deduction shall be calculated as if the head of household were a single individual. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of less than \$10,000, the standard deduction is \$8,900. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of at least \$10,000 but not more than \$55,000, the standard deduction is the amount obtained by subtracting from \$8,900 19.778% of aggregate Wisconsin adjusted gross income in excess of \$10,000 but not less than \$0. For a married couple filing jointly that has an aggregate Wisconsin adjusted gross income of more than \$55,000, the standard deduction is \$0. For a married individual filing separately who has a Wisconsin adjusted gross income of less than \$4,750, the standard deduction is \$4,230. For a married individual filing separately who has a Wisconsin adjusted gross income of at least \$4,750 but not more than \$26,140, the standard deduction is the amount obtained by subtracting from \$4,230 19.778% of Wisconsin adjusted gross income in excess of \$4,750 but not less than \$0. For a married individual filing separately who has a Wisconsin adjusted gross income of more than \$26,140, the standard deduction is \$0. The secretary of revenue shall prepare a table under which

deductions under this paragraph shall be determined. That table shall be published in the department's instructional booklets.

SECTION 1730. 71.05 (22) (f) of the statutes is renumbered 71.05 (22) (f) 1 and amended to read:

71.05 (22) (f) 1. ~~In~~ For taxable years beginning before January 1, 1993, in the case of a taxpayer with respect to whom a deduction under s. 71.07 (8) is allowable to another person, the Wisconsin standard deduction shall not exceed the taxpayer's earned income, as defined in section 911 (d) (2) of the internal revenue code, that is taxable under this chapter if that earned income is more than \$550 and shall not be less than \$550 if that earned income is \$550 or less.

SECTION 1731. 71.05 (22) (f) 2 of the statutes is created to read:

71.05 (22) (f) 2. For taxable years beginning after December 31, 1992, and before January 1, 1994, in the case of a taxpayer with respect to whom a deduction under s. 71.07 (8) is allowable to another person, the Wisconsin standard deduction shall not exceed the taxpayer's earned income, as defined in section 911 (d) (2) of the internal revenue code, that is taxable under this chapter if that earned income is more than \$600 and shall not be less than \$600 if that earned income is \$600 or less.

SECTION 1732. 71.05 (22) (f) 3 of the statutes is created to read:

71.05 (22) (f) 3. For taxable years beginning on or after January 1, 1994, in the case of a taxpayer with respect to whom a deduction under s. 71.07 (8) is allowable to another person, the Wisconsin standard deduction shall be \$500 adjusted for inflation in the manner prescribed by sections 1 (f) (3) to (6) and 63 (c) (4) of the internal revenue code. The department of revenue shall incorporate the changes in the income tax forms and instructions.

SECTION 1733. 71.06 (1) (intro.) of the statutes is amended to read:

71.06 (1) (title) FIDUCIARIES, SINGLE INDIVIDUALS AND HEADS OF HOUSEHOLDS. (intro.) The tax to be assessed, levied and collected upon the taxable incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and single individuals for ~~calendar year 1987 and corresponding fiscal years and for calendar and fiscal years thereafter~~ taxable years beginning on or after August 1, 1986, and before January 1, 1994, and upon the taxable incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and single individuals and heads of households for taxable years beginning on or after January 1, 1994, shall be computed at the following rates:

SECTION 1734. 71.07 (2dj) (am) 8m of the statutes is created to read:

71.07 (2dj) (am) 8m. For each person, whether or not he or she is a member of a targeted group, who is determined by the department of development to be a resident of the development zone in which he or she is

employed, calculate a credit equal to 10% of the wages earned by such person during the first year of the person's employment in the development zone, up to a maximum credit of \$600.

SECTION 1735. 71.07 (2dj) (am) 9 of the statutes is amended to read:

71.07 (2dj) (am) 9. Add the amounts under subds. 5 ~~and 8 and 8m.~~

SECTION 1735m. 71.07 (5) (a) 15 of the statutes is amended to read:

71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance under section 213 of the internal revenue code that is exempt from taxation under s. 71.05 (6) (b) 17 ~~and 18 to 20.~~

SECTION 1736c. 71.07 (9e) (a) (intro.) of the statutes is amended to read:

71.07 (9e) (a) (intro.) ~~Any~~ For taxable years beginning before January 1, 1994, any natural person may credit against income taxes otherwise due the tax imposed under s. 71.02 an amount equal to one of the following percentages of the federal basic earned income credit for which the person is eligible for the taxable year under section 32 (b) (1) (A) to (C) of the internal revenue code:

SECTION 1736e. 71.07 (9e) (ad) of the statutes is created to read:

71.07 (9e) (ad) For taxable years beginning on or after January 1, 1994, a person who has one qualifying child who has the same principal place of abode as the person may credit against the tax imposed under s. 71.02 an amount equal to the amount calculated by one of the following methods, based on the person's earned income or federal adjusted gross income:

1. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is the maximum credit income under par. (at) or less, the credit shall be the person's earned income multiplied by 1.15%.

2. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the maximum credit income under par. (at) but not more than the phase-out income threshold, the credit shall be the maximum credit income multiplied by 1.15%.

3. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the phase-out income threshold but not more than the maximum income under par. (at), the credit shall be the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 0.82%, the difference between the person's earned income and the phase-out income threshold.

4. If the person's federal adjusted gross income is at or above the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the credit shall be the lesser of one of the following:

a. If the person's earned income is the maximum credit income under par. (at) or less, the person's earned income multiplied by 1.15%.

b. If the person's earned income is more than the maximum credit income under par. (at) but not more than the phase-out income threshold under par. (at), the maximum credit income multiplied by 1.15%.

c. If the person's earned income is more than the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 0.82%, the difference between the person's earned income and the phase-out income threshold.

d. The amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 0.82%, the difference between the person's federal adjusted gross income and the phase-out income threshold under par. (at).

SECTION 1736g. 71.07 (9e) (ah) of the statutes is created to read:

71.07 (9e) (ah) For taxable years beginning on or after January 1, 1994, a person who has 2 qualifying children who have the same principal place of abode as the person may credit against the tax imposed under s. 71.02 an amount equal to the amount calculated by one of the following methods, based on the person's earned income or federal adjusted gross income:

1. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is the maximum credit income under par. (at) or less, the credit shall be the person's earned income multiplied by 6.25%.

2. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the maximum credit income under par. (at) but not more than the phase-out income threshold, the credit shall be the maximum credit income multiplied by 6.25%.

3. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the phase-out income threshold but not more than the maximum income under par. (at), the credit shall be the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 4.47%, the difference between the person's earned income and the phase-out income threshold.

4. If the person's federal adjusted gross income is at or above the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the credit shall be the lesser of one of the following:

a. If the person's earned income is the maximum credit income under par. (at) or less, the person's earned income multiplied by 6.25%.

b. If the person's earned income is more than the maximum credit income under par. (at) but not more than the phase-out income threshold under par. (at), the maximum credit income multiplied by 6.25%.

c. If the person's earned income is more than the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 4.47%, the difference between the person's earned income and the phase-out income threshold.

d. The amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 4.47%, the difference between the person's federal adjusted gross income and the phase-out income threshold under par. (at).

SECTION 1736i. 71.07 (9e) (ap) of the statutes is created to read:

71.07 (9e) (ap) For taxable years beginning on or after January 1, 1994, a person who has more than 2 qualifying children who have the same principal place of abode as the person may credit against the tax imposed under s. 71.02 an amount equal to the amount calculated by one of the following methods, based on the person's earned income or federal adjusted gross income:

1. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is the maximum credit income under par. (at) or less, the credit shall be the person's earned income multiplied by 18.75%.

2. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the maximum credit income under par. (at) but not more than the phase-out income threshold, the credit shall be the maximum credit income multiplied by 18.75%.

3. If the person's federal adjusted gross income is below the phase-out income threshold under par. (at) and the person's earned income is more than the phase-out income threshold but not more than the maximum income under par. (at), the credit shall be the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 13.40%, the difference between the person's earned income and the phase-out income threshold.

4. If the person's federal adjusted gross income is at or above the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the credit shall be the lesser of one of the following:

a. If the person's earned income is the maximum credit income under par. (at) or less, the person's earned income multiplied by 18.75%.

b. If the person's earned income is more than the maximum credit income under par. (at) but not more

than the phase-out income threshold under par. (at), the maximum credit income multiplied by 18.75%.

c. If the person's earned income is more than the phase-out income threshold under par. (at) but not more than the maximum income under par. (at), the amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 13.40%, the difference between the person's earned income and the phase-out income threshold.

d. The amount obtained by subtracting from the maximum credit under par. (at), the amount obtained by multiplying by 13.40%, the difference between the person's federal adjusted gross income and the phase-out income threshold under par. (at).

SECTION 1736k. 71.07 (9e) (at) of the statutes is created to read:

71.07 (9e) (at) 1. For taxable years beginning on or after January 1, 1994, and subject to subd. 2:

- a. The maximum credit income is \$7,980.
- b. The phase-out income threshold is \$12,570.
- c. The maximum income is \$23,740.

2. For taxable years beginning on or after January 1, 1995, the maximum credit income, phase-out income threshold and the maximum income under subd. 1 shall be increased each year by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the month of June of the current year and the U.S. consumer price index for all urban consumers, U.S. city average, for the month of June of the previous year, as determined by the federal department of labor. Each amount that is revised under this paragraph shall be rounded to the nearest multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount is a multiple of \$5, such an amount shall be increased to the next higher multiple of \$10. The department of revenue shall adopt by rule the changes in dollar amounts required under this paragraph every year, and incorporate the changes in the income tax forms and instructions.

3. For taxable years beginning on or after January 1, 1994, the maximum credit is one of the following amounts:

- a. If the person has one qualifying child who has the same principal place of abode as the person, the maximum credit income under subd. 1. a. multiplied by 1.15%.
- b. If the person has 2 qualifying children who have the same principal place of abode as the person, the maximum credit income under subd. 1. a. multiplied by 6.25%.
- c. If the person has more than 2 qualifying children who have the same principal place of abode as the person, the maximum credit income under subd. 1. a. multiplied by 18.75%.

SECTION 1739. 71.07 (9r) (b) 7 of the statutes is created to read:

71.07 (9r) (b) 7. The costs were not incurred before the state historical society approved the proposed preservation or rehabilitation plan under subd. 3. b.

SECTION 1740. 71.09 (1) (b) of the statutes is amended to read:

71.09 (1) (b) "Tax shown on the return" and "tax for the taxable year" mean the net tax imposed under s. 71.02 after reduction for exemptions to, and credits against, that tax but before reduction by amounts withheld under subch. X and before reduction for amounts paid as estimated tax under this section for that tax plus the tax imposed under s. 71.08 before reduction for amounts paid as estimated tax under this section for that tax plus the surcharge imposed under s. 77.93 before reduction for amounts paid as estimated tax under this section for that surcharge.

SECTION 1741. 71.09 (2) of the statutes is amended to read:

71.09 (2) WHO SHALL PAY. Every individual, estate and trust deriving income subject to taxation under this chapter, other than wages as defined in s. 71.63 (6) upon which taxes are withheld by the individual's employer under subch. X, shall pay estimated income tax, the surcharge under s. 77.93 and alternative minimum tax. This section does not apply to any person on active duty with the U.S. armed forces while stationed outside the continental United States. This section does not apply to any taxable year ending before the date 2 years after the date of a decedent's death with respect to the estate of such decedent or any trust all of which is treated under subpart E of part I of subchapter J of chapter 1 of the internal revenue code as owned by the decedent and to which the residue of the decedent's estate will pass under his or her will. This section does not apply to any trust that is subject to tax under this chapter on unrelated business taxable income as defined under section 512 of the internal revenue code. Those trusts are subject to estimated tax payments under s. 71.29.

SECTION 1742. 71.10 (5) (h) 1 of the statutes is amended to read:

71.10 (5) (h) 1. The total amount of the administrative costs, ~~excluding~~ including data processing costs, incurred by the department of revenue in administering this subsection during the previous fiscal year.

SECTION 1743. 71.10 (5) (h) 2 of the statutes is repealed.

SECTION 1744. 71.10 (5) (h) 4 of the statutes is amended to read:

71.10 (5) (h) 4. The net amount remaining after the administrative ~~and costs,~~ costs, including data processing costs, ~~under subds. subd. 1 and 2~~ are subtracted from the total received under subd. 3.

SECTION 1745. 71.10 (5) (h) 5 of the statutes is amended to read:

71.10 (5) (h) 5. From the moneys received from designations for the endangered resources program, an amount equal to the sum of administrative expenses, including data processing costs, certified under ~~subds.~~

subd. 1 and 2 shall be deposited in the general fund and credited to the ~~appropriations~~ appropriation under s. 20.566 (1) (hp) ~~and (3) (gp)~~, respectively, and the net amount remaining certified under subd. 4 shall be deposited in the conservation fund and credited to the appropriation under s. 20.370 (1) (fs).

SECTION 1746. 71.22 (4) (f) of the statutes is amended to read:

71.22 (4) (f) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "internal revenue code", for taxable years that begin after December 31, 1990, and before January 1, 1992, means the federal internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~, P.L. 102-227 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1990, do not apply to this paragraph with respect to taxable years beginning after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-227 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1747. 71.22 (4) (g) of the statutes is amended to read:

71.22 (4) (g) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "internal revenue code", for taxable years that begin after December 31, 1991, and before January 1, 1993, means the federal internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1991, do not apply to this paragraph with respect to taxable years beginning after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the provisions applicable

to this subchapter made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1748. 71.22 (4) (h) of the statutes is created to read:

71.22 (4) (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g) and 71.42 (2), "internal revenue code", for taxable years that begin after December 31, 1992, means the federal internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1992, do not apply to this paragraph with respect to taxable years beginning after December 31, 1992.

SECTION 1749. 71.22 (4m) (d) of the statutes is amended to read:

71.22 (4m) (d) For taxable years that begin after December 31, 1990, and before January 1, 1992, "internal revenue code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~, P.L. 102-227 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1990, do not apply to this paragraph with respect to taxable years beginning after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-227 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1750. 71.22 (4m) (e) of the statutes is amended to read:

71.22 (4m) (e) For taxable years that begin after December 31, 1991, and before January 1, 1993, "internal revenue code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by

P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1991, do not apply to this paragraph with respect to taxable years beginning after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1751. 71.22 (4m) (f) of the statutes is created to read:

71.22 (4m) (f) For taxable years that begin after December 31, 1992, "internal revenue code", for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1992, do not apply to this paragraph with respect to taxable years beginning after December 31, 1992.

SECTION 1753. 71.26 (2) (b) 6 of the statutes is amended to read:

71.26 (2) (b) 6. For taxable years that begin after December 31, 1990, and before January 1, 1992, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit or real estate investment trust under the internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227 and P.L. 102-486 "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income or federal real estate investment trust taxable income of the corporation, conduit or trust as determined under the internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-

73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227 and P.L. 102-486 except that property that, under s. 71.02 (1) (c) 8 to 11, 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227 and P.L. 102-486, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1990, do not apply to this subdivision with respect to taxable years that begin after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-227 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1754. 71.26 (2) (b) 7 of the statutes is amended to read:

71.26 (2) (b) 7. For taxable years that begin after December 31, 1991, and before January 1, 1993, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit or real estate investment trust under the internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income or federal real estate investment trust taxable income of the corporation, conduit or trust as determined under the internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that property that, under

s. 71.02 (1) (c) 8 to 11, 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1991, do not apply to this subdivision with respect to taxable years that begin after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1755. 71.26 (2) (b) 8 of the statutes is created to read:

71.26 (2) (b) 8. For taxable years that begin after December 31, 1992, for a corporation, conduit or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit or real estate investment trust under the internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income or federal real estate investment trust taxable income of the corporation, conduit or trust as determined under the internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that property that, under s. 71.02 (1) (c) 8 to 11, 1985 stats., is required to be depreciated for taxable years 1983 to

1986 under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the internal revenue code enacted after December 31, 1992, do not apply to this subdivision with respect to taxable years that begin after December 31, 1992.

SECTION 1756. 71.26 (3) (j) of the statutes is amended to read:

71.26 (3) (j) Sections 243, 244, 245, 246 and 246A are excluded and replaced by the rule that corporations may deduct from income dividends received from a corporation with respect to its common stock if the corporation receiving the dividends owns, directly or indirectly, during the entire taxable year at least ~~80%~~ 70% of the total combined voting stock of the payor corporation ~~and dividends received from a corporation that filed a return under this chapter, that is subject to tax under this chapter, that did not deduct the dividends under this chapter and 50% or more of the net income or loss of which, after adjustment for tax purposes, was used in computing taxable income under this chapter for the year preceding the payment of the dividends. If for the year preceding the payment of the dividends a payor corporation was not subject to tax under this chapter, a corporation shall determine deductibility using net income or loss of the payor corporation for the year the dividends are paid.~~ In this paragraph, "dividends received" means gross dividends minus taxes on those dividends paid to a foreign nation and claimed as a deduction under this chapter. The same dividends may not be deducted more than once.

SECTION 1757. 71.26 (3) (y) of the statutes is amended to read:

71.26 (3) (y) A corporation may compute amortization and depreciation under either the federal internal revenue code as amended to December 31, ~~1991~~ 1992, or the federal internal revenue code in effect for the taxable year for which the return is filed, except that property first placed in service by the taxpayer on or after January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, and property

first placed in service in taxable year 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980.

SECTION 1758. 71.28 (1dj) (am) 8m of the statutes is created to read:

71.28 (1dj) (am) 8m. For each person, whether or not he or she is a member of a targeted group, who is determined by the department of development to be a resident of the development zone in which he or she is employed, calculate a credit equal to 10% of the wages earned by such person during the first year of the person's employment in the development zone, up to a maximum credit of \$600.

SECTION 1759. 71.28 (1dj) (am) 9 of the statutes is amended to read:

71.28 (1dj) (am) 9. Add the amounts under subs. 5 ~~and 8~~ and 8m.

SECTION 1760. 71.29 (1) (b) of the statutes is amended to read:

71.29 (1) (b) "Tax shown on the return" and "tax for the taxable year" mean the net taxes imposed under s. 71.23 (1) or (2) after reduction for credits against those taxes but before reduction for amounts paid as estimated tax under this section plus the surcharge imposed under s. 77.93 before reduction for amounts paid as estimated tax under this section for that surcharge.

SECTION 1761. 71.34 (1g) (f) of the statutes is amended to read:

71.34 (1g) (f) "Internal revenue code" for tax-option corporations, for taxable years that begin after December 31, 1990, and before January 1, 1992, means the federal internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~ P.L. 102-227 and P.L. 102-486, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1990, do not apply to this paragraph with respect to taxable years beginning after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-227 and P.L. 102-486 and changes that indirectly affect provisions applicable to this subchapter made by P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1762. 71.34 (1g) (g) of the statutes is amended to read:

71.34 (1g) (g) "Internal revenue code" for tax-option corporations, for taxable years that begin after December 31, 1991, and before January 1, 1993, means the federal internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 ~~and~~ P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1991, do not apply to this paragraph with respect to taxable years beginning after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1763. 71.34 (1g) (h) of the statutes is created to read:

71.34 (1g) (h) "Internal revenue code" for tax-option corporations, for taxable years that begin after December 31, 1992, means the federal internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99-514 and section 1008 (g) (5) of P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that section 1366 (f) (relating to pass-through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1992, do not apply to this paragraph with respect to taxable years beginning after December 31, 1992.

SECTION 1764. 71.365 (1m) of the statutes is amended to read:

71.365 (1m) TAX-OPTION CORPORATIONS; DEPRECIATION. A tax-option corporation may compute amorti-

zation and depreciation under either the federal internal revenue code as amended to December 31, ~~1991~~ 1992, or the federal internal revenue code in effect for the taxable year for which the return is filed, except that property first placed in service by the taxpayer on or after January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, and property first placed in service in taxable year 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980. Any difference between the adjusted basis for federal income tax purposes and the adjusted basis under this chapter shall be taken into account in determining net income or loss in the year or years for which the gain or loss is reportable under this chapter. If that property was placed in service by the taxpayer during taxable year 1986 and thereafter but before the property is used in the production of income subject to taxation under this chapter, the property's adjusted basis and the depreciation or other deduction schedule are not required to be changed from the amount allowable on the owner's federal income tax returns for any year because the property is used in the production of income subject to taxation under this chapter. If that property was acquired in a transaction in taxable year 1986 or thereafter in which the adjusted basis of the property in the hands of the transferee is the same as the adjusted basis of the property in the hands of the transferor, the Wisconsin adjusted basis of that property on the date of transfer is the adjusted basis allowable under the internal revenue code as defined for Wisconsin purposes for the property in the hands of the transferor.

SECTION 1765. 71.38 of the statutes is amended to read:

71.38 Definition. In this subchapter, "urban mass transportation of passengers" means the transportation of passengers by means of vehicles having a passenger-carrying capacity of 10 or more persons including the operator, such capacity to be determined by dividing by 20 the total seating space measured in inches, when such transportation takes place entirely within contiguous incorporated cities or villages and in municipalities contiguous to that in which the carrier has its principal place of business, or within or between municipalities located within a radius of 10 miles of the municipality in which the carrier has its principal place of business, or entirely within one municipality or municipalities contiguous thereto, or within a county having a population of 500,000 or more or within such county and the counties contiguous thereto, or suburban operations classified as such by the ~~office of the commissioner~~ department of transportation.

SECTION 1766. 71.385 of the statutes is amended to read:

71.385 Determination of cost. The cost of property used and useful in providing urban mass transportation of passengers and the depreciation accrued on such property shall be determined on the basis of the reports and orders on file with the ~~office of the commissioner~~ department of transportation.

SECTION 1767. 71.42 (2) (e) of the statutes is amended to read:

71.42 (2) (e) For taxable years that begin after December 31, 1990, and before January 1, 1992, "internal revenue code" means the federal internal revenue code as amended to December 31, 1990, and as amended by P.L. 102-227 and P.L. 102-486 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227 and P.L. 102-486, except that "internal revenue code" does not include section 847 of the federal internal revenue code. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1990, do not apply to this paragraph with respect to taxable years beginning after December 31, 1990, and before January 1, 1992, except that changes to the internal revenue code made by P.L. 102-227 and P.L. 102-486 and changes that indirectly affect the federal internal revenue code made by P.L. 102-227 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1768. 71.42 (2) (f) of the statutes is amended to read:

71.42 (2) (f) For taxable years that begin after December 31, 1991, and before January 1, 1993, "internal revenue code" means the federal internal revenue code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102-227, and as amended by P.L. 102-318 and P.L. 102-486 and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508 and, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that "internal revenue code" does not include section 847 of the federal internal revenue code. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1991, do not apply to this paragraph with respect to taxable years beginning after December 31, 1991, and before January 1, 1993, except that changes to the internal revenue code made by P.L. 102-318 and P.L. 102-486 and changes that indirectly affect the federal internal revenue code made by P.L. 102-318 and P.L. 102-486 apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1769. 71.42 (2) (g) of the statutes is created to read:

71.42 (2) (g) For taxable years that begin after December 31, 1992, "internal revenue code" means the federal internal revenue code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102-227, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227, excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318 and P.L. 102-486, except that "internal revenue code" does not include section 847 of the federal internal revenue code. The internal revenue code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal internal revenue code enacted after December 31, 1992, do not apply to this paragraph with respect to taxable years beginning after December 31, 1992.

SECTION 1771. 71.45 (2) (a) 8 of the statutes is amended to read:

71.45 (2) (a) 8. By subtracting from federal taxable income dividends received ~~from Wisconsin corporations~~ that are deductible under s. 71.26 (3) (j) and are included in federal taxable income.

SECTION 1772. 71.45 (2) (a) 13 of the statutes is amended to read:

71.45 (2) (a) 13. By adding or subtracting, as appropriate, the difference between the depreciation deduction under the federal internal revenue code as amended to December 31, ~~1991~~ 1992, and the depreciation deduction under the federal internal revenue code in effect for the taxable year for which the return is filed, so as to reflect the fact that the insurer may choose between these 2 deductions, except that property first placed in service by the taxpayer on or after January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, and property first placed in service in taxable year 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is required to be depreciated under the internal revenue code as amended to December 31, 1980, shall continue to be depreciated under the internal revenue code as amended to December 31, 1980.

SECTION 1773. 71.47 (1dj) (am) 8m of the statutes is created to read:

71.47 (1dj) (am) 8m. For each person, whether or not he or she is a member of a targeted group, who is determined by the department of development to be a resident of the development zone in which he or she is employed, calculate a credit equal to 10% of the wages earned by such person during the first year of the person's employment in the development zone, up to a maximum credit of \$600.

SECTION 1774. 71.47 (1dj) (am) 9 of the statutes is amended to read:

71.47 (1dj) (am) 9. Add the amounts under subds. 5 ~~and~~, 8 ~~and~~ 8m.

SECTION 1777. 71.67 (4) of the statutes is renumbered 71.67 (4) (a).

SECTION 1778. 71.67 (4) (b) of the statutes is created to read:

71.67 (4) (b) The administrator shall furnish to each payee whose winnings are subject to withholding under par. (a) during the year, on or before January 31 of the succeeding year, 2 legible copies of a written statement showing the following:

1. The name of the payer and that payer's Wisconsin income tax identification number, if any.
2. The name of the payee and that payee's social security number, if any.
3. The gross amount of lottery prize winnings that are subject to withholding under par. (a).
4. The total amount deducted and withheld as required under par. (a).

SECTION 1779. 71.67 (4) (c) of the statutes is created to read:

71.67 (4) (c) 1. The payee shall furnish the department of revenue with one copy of the written statement he or she receives under par. (b) along with his or her income or franchise tax return for the year.

2. The administrator shall furnish the department of revenue with a copy of the statement that he or she furnishes to the payee under par. (b).

SECTION 1780. 71.67 (5) (c) of the statutes is created to read:

71.67 (5) (c) *Statement of winnings to payee.* The licensee shall furnish to each payee whose winnings are subject to withholding under par. (a) during the year, on or before January 31 of the succeeding year, 2 legible copies of a written statement showing the following:

1. The name of the payer and that payer's Wisconsin income tax identification number, if any.
2. The name of the payee and that payee's social security number, if any.
3. The gross amount of pari-mutuel wager winnings that are subject to withholding under par. (a).
4. The total amount deducted and withheld as required under par. (a).

SECTION 1781. 71.67 (5) (d) of the statutes is created to read:

71.67 (5) (d) *Statement furnished to the department.*

1. The payee shall furnish the department of revenue with one copy of the written statement he or she receives under par. (c) along with his or her income or franchise return for the year.

2. The licensee shall furnish the department of revenue with a copy of the statement that he or she furnishes to the payee under par. (c).

SECTION 1782. 71.83 (1) (b) 2 of the statutes is amended to read:

71.83 (1) (b) 2. (title) 'Personal liability.' The penalties provided by this subdivision shall be paid upon

notice and demand of the secretary of revenue or the secretary's ~~delegates designee~~ and shall be assessed and collected in the same manner as income or franchise taxes, except that the time limits under s. 71.77 do not apply to the assessment of personal liability under this subdivision if the corporation, other form of business association, partnership or sole proprietorship with which the person is associated is assessed within the time period under s. 71.77. Any person required to withhold, account for or pay over any tax imposed by this chapter, whether exempt under s. 71.05 (1) to (3), 71.26 (1) or 71.45 or not, who intentionally fails to withhold such tax, or account for or pay over such tax, shall be liable to a penalty equal to the total amount of the tax, plus interest and penalties on that tax, that is not withheld, collected, accounted for or paid over. The personal liability of such person as provided in this subdivision shall survive the dissolution of the corporation or other form of business association. "Person", in this subdivision, includes an officer ~~or~~, employe ~~or other responsible person~~ of a corporation or other ~~responsible person~~ form of business association or a member ~~or~~, employe ~~or other responsible person~~ of a partnership or ~~other responsible person sole proprietorship~~ who, as such officer, employe, member or other responsible person, is under a duty to perform the act in respect to which the violation occurs.

SECTION 1783m. 73.028 of the statutes is created to read:

73.028 Levy rate limits and debt conditions; rules. The department may promulgate rules to implement and administer the levy rate limits and debt issuance conditions under ss. 66.77 and 67.045.

SECTION 1785. 73.03 (46) of the statutes is amended to read:

73.03 (46) ~~In the 1992-93 each~~ school year, to determine and certify to the state superintendent of public instruction the rate of ~~adjustment for for determining~~ the primary ceiling cost per member under s. 121.07 (6) (b) 2; and in the 1994-95 school year and annually thereafter, to determine and certify to the state superintendent of public instruction the rate for determining minimum aid payments under s. 121.10 (6). The rate of ~~adjustment~~ for any school year is the average percentage change in the consumer price index for all urban consumers, U.S. city average, for the calendar year ending on the 2nd preceding December 31, as computed by the federal department of labor.

SECTION 1785m. 73.0305 of the statutes is created to read:

73.0305 Revenue limits calculations. The department of revenue shall annually determine and certify to the state superintendent of public instruction, no later than the 4th Monday in June, the allowable rate of increase for the limit imposed under subch. VII of ch. 121. For that limit, the allowable rate of increase is the percentage change in the consumer price index for

all urban consumers, U.S. city average, between the preceding May 31 and the 2nd preceding May 31, as computed by the federal department of labor.

SECTION 1786. 73.08 of the statutes is amended to read:

73.08 Educational program. From the amounts provided under s. 20.566 (2) (e) (a), beginning in 1994, the department of revenue shall implement an educational program for local assessment staff members in taxation districts that do not meet the requirements of s. 70.05 (5) (f).

SECTION 1804. 77.51 (9) (am) of the statutes is amended to read:

77.51 (9) (am) The sale of personal property, other than inventory held for sale, previously used by a seller to conduct its trade or business at a location after that person has ceased actively operating in the regular course of business as a seller of tangible personal property or taxable services at that location ~~if the seller delivers its seller's permit to the department for cancellation within 10 days after the last sale at that location of that personal property other than inventory held for sale. This transaction is an occasional sale,~~ even though the seller holds a seller's permit for one or more other locations.

SECTION 1805. 77.51 (18) of the statutes is repealed and recreated to read:

77.51 (18) "Storage" includes any keeping or retention in this state of tangible personal property purchased from a retailer for any purpose except the following:

(a) Sale in the regular course of business.

(b) Keeping, retaining or exercising any right or power over raw materials by a publisher or printer of printed materials for processing or fabricating or for manufacturing into, attachment to or incorporation into printed materials to be transported, and thereafter used solely, outside this state.

SECTION 1806. 77.51 (22) (a) of the statutes is amended to read:

77.51 (22) (a) "Use" includes the exercise of any right or power over tangible personal property or taxable services incident to the ownership, possession or enjoyment of the property or services, or the results produced by the services, including installation or affixation to real property and including the possession of, or the exercise of any right or power over tangible personal property by a lessee under a lease, except that it "use" does not include the ~~sale or rental of the property in the regular course of business activities under sub. (18) (a) and (b).~~

SECTION 1807. 77.53 (1) of the statutes is repealed and recreated to read:

77.53 (1) An excise tax is levied and imposed on the use or consumption in this state of taxable services under s. 77.52 purchased from any retailer, at the rate of 5% of the sales price of those services; on the storage, use or other consumption in this state of tangible

personal property purchased from any retailer, at the rate of 5% of the sales price of that property; and on the storage, use or other consumption of tangible personal property manufactured, processed or otherwise altered, in or outside this state, by the person who stores, uses or consumes it, from material purchased from any retailer, at the rate of 5% of the sales price of that material.

SECTION 1810. 77.54 (42) of the statutes is created to read:

77.54 (42) The gross receipts from the sale of and the storage, use or other consumption of animal identification tags provided under s. 93.06 (1h) and standard samples provided under s. 93.06 (1s).

SECTION 1811d. 77.60 (9) of the statutes is amended to read:

77.60 (9) ~~Any officer or employe of any corporation subject to this subchapter or other person who has responsibility for making person who is required to make a~~ payment of the amount of tax imposed under this subchapter and who wilfully fails to make such payment to the department shall be personally liable for such amounts, including interest and penalties thereon, if that corporation is unable to pay such amounts to the department, ~~and the~~. The personal liability of such ~~officer, employe or other responsible person as provided herein in this subsection shall survive the dissolution of the corporation. Such personal or other form of business association. Personal liability may be assessed by the department against such officer, employe or other responsible person pursuant to person under~~ this subchapter for the making of sales tax determinations against retailers and shall be subject to the provisions for review of sales tax determinations against retailers, but the time for making such determinations shall not be limited by s. 77.59 (3) ~~or by any other statute. "Person", in this subsection, includes an officer, employe or other responsible person of a corporation or other form of business association or a member, employe or other responsible person of a partnership or sole proprietorship who, as such officer, employe, member or other responsible person, is under a duty to perform the act in respect to which the violation occurs.~~

SECTION 1812. 77.82 (2) (intro.) of the statutes is amended to read:

77.82 (2) PETITION. (intro.) Any owner of land may petition the department to designate any eligible parcel of land as managed forest land. A petition may include any number of eligible parcels under the same ownership in a single municipality. Each petition shall be submitted on a form provided by the department, and shall be accompanied by a nonrefundable \$10 application fee unless a different amount of the fee is established by the department by rule at an amount equal to the average expense to the department of recording an order issued under this subchapter, which fee shall be credited to the conservation fund; and. Each petition shall include all of the following:

SECTION 1813. 77.82 (4) of the statutes is amended to read:

77.82 (4) ADDITIONS TO MANAGED FOREST LAND. An owner may petition the department to designate as managed forest land an additional parcel of land in the same municipality if the additional parcel is at least 3 acres in size and is contiguous to any of the owner's designated land. The petition shall be accompanied by a nonrefundable \$10 application fee unless a different amount of the fee is established in the same manner as the fee under sub. (2), which fee shall be credited to the conservation fund. ~~The petition shall be submitted on a department form and shall contain any additional information required by the department.~~

SECTION 1814. 77.82 (5) of the statutes is amended to read:

77.82 (5) NOTICE OF PETITION; REQUEST FOR DENIAL. (a) Upon receipt of a petition under sub. (2) or (4), the department shall provide written notice of the petition to the clerk of the municipality in which the land is located. ~~The department shall also publish a class 1 notice, under ch. 985, of the petition.~~

(b) The governing body of the municipality in which the proposed managed forest land is located or a resident or property tax payer of the municipality may, within 15 days after the notice under par. (a) is ~~published~~ provided, request the department to deny the petition on the grounds that the land fails to meet the eligibility requirements under sub. (1) or that, if the addition is approved, the entire parcel will fail to meet those eligibility requirements. The request shall be in writing and shall specify the reason for believing that the land is or would be ineligible.

SECTION 1815. 77.82 (7) (c) of the statutes is amended to read:

77.82 (7) (c) If a petition is received on or before January 31 of any year from a petitioner who owns less than 1,000 acres in this state or on or before March 31 of any year from any other petitioner, the department shall investigate and shall either approve the petition and issue the order under sub. (8) or deny the petition on or before the following November 21.

SECTION 1816. 77.88 (2) (a) (intro.) of the statutes is amended to read:

77.88 (2) (a) (intro.) ~~An~~ Except as provided in par. (am), an owner may sell or otherwise transfer ownership of all or part of the owner's managed forest land if the land transferred is one of the following:

SECTION 1817. 77.88 (2) (a) 2 of the statutes is amended to read:

77.88 (2) (a) 2. ~~An entire~~ All of an owner's managed forest land within a quarter quarter section.

SECTION 1818. 77.88 (2) (a) 3 of the statutes is amended to read:

77.88 (2) (a) 3. ~~A~~ All of an owner's managed forest land within a government lot or fractional lot as determined by the U.S. government survey plat.

SECTION 1819. 77.88 (2) (am) of the statutes is created to read:

77.88 (2) (am) If the land transferred under par. (a) does not meet the eligibility requirements under s. 77.82 (1), the department shall issue an order withdrawing the land from managed forest land designation and shall assess against the owner a withdrawal tax under sub. (5).

SECTION 1820. 77.91 (5) of the statutes is amended to read:

77.91 (5) RECORDING. Each register of deeds who receives notice of an order under this subchapter shall record the action as provided under s. 59.51. The department shall pay the register of deeds the fee specified under s. 59.57 (1) (a) from the conservation fund appropriation under s. 20.370 (1) (mu).

SECTION 1821. 77.92 (4) of the statutes is amended to read:

77.92 (4) "Net business income", with respect to a partnership, means ordinary income from trade or business activities as reported under subch. III of ch. 74 taxable income as calculated under section 703 of the internal revenue code; plus the items of income and gain under section 702 of the internal code; minus the items of loss and deduction under section 702 of the internal revenue code; plus payments treated as not made to partners under section 707 (a) of the internal revenue code; plus the credits claimed under s. 71.07 (2di), (2dj), (2dL) and (2ds); but excluding income, gain, loss and deductions from farming. "Net business income", with respect to a natural person, estate or trust, means profit from a trade or business for federal income tax purposes and includes net income derived as an employee as defined in section 3121 (d) (3) of the internal revenue code.

SECTION 1822. 77.92 (4m) of the statutes is created to read:

77.92 (4m) "Partnership" has the meaning given in section 761 (a) of the internal revenue code, except that "partnership" does not include entities that are excluded under the regulations interpreting section 761 (a) of the internal revenue code from the operation of all or part of subchapter K of chapter one of the internal revenue code.

SECTION 1823. 77.93 (3) of the statutes is amended to read:

77.93 (3) All partnerships, except partnerships that have net business income only from farming, that are required to file a return under s. 71.20 (1) derive income from business transacted in this state, from property in this state or from services performed in this state for the taxable year. The surcharge is imposed on the partnership, not on its partners, except that if a partnership's surcharge is delinquent the partners are jointly and severally liable for it.

SECTION 1823m. 77.94 (1) (b) of the statutes is amended to read:

77.94 (1) (b) On an entity under s. 77.93 (2) or (3), except an entity that has less than \$1,000 \$4,000 of gross receipts, an amount equal to the amount calculated by multiplying net business income as allocated or apportioned to this state by means of the methods under s. 71.04, for the taxable year of the entity by 0.4345%, up to a maximum of \$9,800, or \$25, whichever is greater.

SECTION 1824. 77.945 of the statutes is amended to read:

77.945 Surcharge adjustments. Annually, in December time for consideration by the joint committee on finance at its December meeting under s. 13.10, the department of revenue shall estimate the amount of revenue necessary to fund all appropriations for the next fiscal year from the recycling fund under s. 25.49. Subject to approval by the joint committee on finance, the department shall establish annual recycling surcharge rates for taxable years that end after April 1, 1992, and that end before April 1, 1999, that are necessary to generate a sufficient level of revenue to fund those appropriations in each fiscal year. If the committee disapproves the proposed rates at that meeting, the rates in effect continue to be in effect. All rate changes first apply to taxable years beginning on the January 1 after the department notifies the committee.

SECTION 1825. 77.947 of the statutes is created to read:

77.947 Partnerships' estimated payments. Partnerships shall pay the surcharge under this subchapter in the manner applicable to the estimated payment of taxes and surcharges by individuals under s. 71.09. Section 71.84 (1) as it applies to underpayments of estimated taxes and surcharges by individuals applies to underpayments of estimated surcharges by partnerships.

SECTION 1826. 77.95 of the statutes is amended to read:

77.95 Interest and penalties. The interest and penalty provisions under ss. 71.82 (1) (a) and (b) and (2) (a) and (b), 71.83 (1) (a) 1, 2 and 7 and (b) 1, (2) (a) 1 to 3 and (b) 1 to 3 and (3) and 71.85, as they apply to the taxes under ch. 71, apply to the surcharge under this subchapter, including the estimated surcharge under s. 77.96 (2).

SECTION 1827. 77.96 (2) of the statutes is amended to read:

77.96 (2) The surcharge under this subchapter is due on the date on which the entity's return under ch. 71 is due. If a taxpayer receives an extension for the return under ch. 71, the taxpayer shall, on or before the unextended due date for the return under ch. 71, pay an estimated surcharge under this subchapter based on the taxpayer's gross tax liability or net business income for the previous year. The department of revenue shall refund or bill the taxpayer for the differ-

~~ence between that payment and the amount due with-
out regard to any extension.~~

SECTION 1828. 77.96 (5) of the statutes is amended to read:

77.96 (5) Each person subject to a surcharge under s. 77.93 shall, on or before the due date ~~under sub. (2)~~, including extensions, for filing under ch. 71, file with the department of revenue, on a form prescribed by the department, an accurate statement of its gross tax liability or net business income. Payments made after the due date under sub. (2) and on or before the due date under this subsection are not delinquent but are subject to interest at the rate of 12% per year.

SECTION 1829. Subchapter I (title) [precedes 78.005] of chapter 78 of the statutes is amended to read:

CHAPTER 78
SUBCHAPTER I
MOTOR VEHICLE FUEL TAX

SECTION 1830. 78.005 (intro.) of the statutes is created to read:

78.005 Definitions. (intro.) In this subchapter:

SECTION 1831. 78.005 (1) of the statutes is created to read:

78.005 (1) "Alcohol" means fuel ethanol, except denaturant and water, that is at least 98% ethanol by volume. "Alcohol" also means ethanol derivative substances that are capable of use as a blendstock, including ethyl tertiary butyl ether, methanol, methanol derivative substances and methyl tertiary butyl ether.

SECTION 1832. 78.005 (2) of the statutes is created to read:

78.005 (2) "Blending" means the mixing of one or more petroleum products, with or without another product, and regardless of the original character of the product blended, if the product obtained by the blending is capable of use in the generation of power for the propulsion of a motor vehicle. "Blending" does not include mixing that occurs in refining by the original refiner of crude petroleum nor mixing of lubricating oil in the production of lubricating oils and greases.

SECTION 1833. 78.005 (3) of the statutes is created to read:

78.005 (3) "Bulk plant" means a motor vehicle fuel storage facility, other than a terminal, that is primarily used to redistribute motor vehicle fuel by vehicles that have a capacity of 4,200 gallons or less.

SECTION 1834. 78.005 (5) of the statutes is created to read:

78.005 (5) "Diesel fuel" means any liquid fuel capable of use in discrete form or as a blended component in the operation of diesel-type engines in motor vehicles including number one and number 2 fuel oils, except that K-1 kerosene is not "diesel fuel" unless it is blended with diesel fuel for use in motor vehicles that have a diesel-type engine.

SECTION 1835. 78.005 (6) of the statutes is created to read:

78.005 (6) "Export" means deliver across the boundaries of this state by or for the seller or purchaser from a place of origin in this state.

SECTION 1836. 78.005 (7) of the statutes is created to read:

78.005 (7) "Gasoline" means gasoline, casing head or natural gasoline, benzol, benzine, naphtha, and any blend stock or additive that is sold for blending with gasoline other than products typically sold in containers of less than 5 gallons. "Gasoline" includes a liquid prepared, advertised, offered for sale, sold for use as, or used in the generation of power for the propulsion of a motor vehicle, including a product obtained by blending together any one or more products of petroleum, with or without another product, and regardless of the original character of the petroleum products blended, if the product obtained by the blending is capable of use in the generation of power for the propulsion of a motor vehicle. "Gasoline" also includes transmix. "Gasoline" does not include diesel fuel, commercial or industrial naphthas or solvents manufactured, imported, received, stored, distributed or sold for exclusive use other than as a fuel for a motor vehicle.

SECTION 1837. 78.005 (8) of the statutes is created to read:

78.005 (8) "Import" means deliver across the boundaries of this state by or for the seller or purchaser from a place of origin outside this state.

SECTION 1838. 78.005 (9) of the statutes is created to read:

78.005 (9) "Licensee" means a person who is licensed under s. 78.09.

SECTION 1839. 78.005 (13) of the statutes is created to read:

78.005 (13) "Motor vehicle fuel" means gasoline or diesel fuel.

SECTION 1840. 78.005 (13m) of the statutes is created to read:

78.005 (13m) "Retail dealer" means a person, other than a wholesaler distributor, who engages in the business of selling or distributing motor vehicle fuel to the end user in this state.

SECTION 1841. 78.005 (14) of the statutes is created to read:

78.005 (14) "Supplier" includes a person who imports, or acquires immediately upon import, motor vehicle fuel by pipeline or marine vessel from a state, territory or possession of the United States or from a foreign country into a terminal and who is registered under 26 USC 4101 for tax-free transactions in gasoline. "Supplier" also includes a person who produces in this state; or imports into a terminal or bulk plant; or acquires immediately upon import by truck, railcar or barge into a terminal; alcohol or alcohol derivative substances. "Supplier" also includes a person who produces, manufactures or refines motor vehicle fuel

in this state. "Supplier" also includes a person who acquires motor vehicle fuel pursuant to an industry terminal exchange agreement. "Supplier" does not include a retail dealer or wholesaler who merely blends alcohol with gasoline before the sale or distribution of the product. "Supplier" does not include a terminal operator who merely handles in a terminal motor vehicle fuel consigned to the terminal operator.

SECTION 1842. 78.005 (15) of the statutes is created to read:

78.005 (15) "Terminal" means a motor vehicle fuel storage and distribution facility that is supplied by a pipeline or a marine vessel and from which motor vehicle fuel may be removed at a rack. "Terminal" does not include any facility at which motor vehicle fuel blend stocks and additives are used in the manufacture of products other than motor vehicle fuel and from which no motor vehicle fuel is removed.

SECTION 1843. 78.005 (16) of the statutes is created to read:

78.005 (16) "Terminal operator" means the person who by ownership or contractual agreement is charged with the responsibility for, or physical control over, and operation of a terminal. If co-venturers own a terminal, "terminal operator" means the person who is appointed to exercise the responsibility for, or physical control over, and operation of the terminal.

SECTION 1844. 78.005 (17) of the statutes is created to read:

78.005 (17) "Transmix" means the buffer between 2 different products in a pipeline shipment, or a mix of 2 different products in a refinery or terminal, that results in an off-grade mixture.

SECTION 1845. 78.005 (18) of the statutes is created to read:

78.005 (18) "Wholesaler distributor" means a person who acquires motor vehicle fuel from a supplier or from another wholesaler distributor for subsequent sale at wholesale and distribution by tank cars or tank trucks or both.

SECTION 1846. 78.01 (1) of the statutes is amended to read:

78.01 (1) IMPOSITION OF TAX AND BY WHOM PAID. An excise tax at the rate determined under s. 78.015 is imposed on all motor vehicle fuel sold, used or distributed in received by a supplier for sale in this state, for sale for export to this state or for export to this state except as otherwise provided in this chapter. The motor vehicle fuel tax is to be computed and paid as provided in this chapter. Except as otherwise provided in this chapter, ~~the wholesaler, as defined in s. 78.08, a person who receives motor vehicle fuel under s. 78.07~~ shall collect from the purchaser of the motor vehicle fuel that is received, and the purchaser shall pay to the wholesaler person who receives the motor vehicle fuel under s. 78.07, the tax imposed by this section on each sale of motor vehicle fuel by the wholesaler at the time of the sale, irrespective of whether the

sale is for cash or on credit. In each subsequent sale or distribution of motor vehicle fuel on which the tax has been collected as provided in this subsection, the tax collected shall be added to the selling price so that the tax is paid ultimately by the user of the motor vehicle fuel.

SECTION 1847. 78.01 (2) (title) of the statutes is amended to read:

78.01 (2) (title) GASOLINE EXEMPTIONS.

SECTION 1848. 78.01 (2) (a) of the statutes is amended to read:

78.01 (2) (a) ~~Motor fuel Gasoline exported from this state by a licensed wholesaler if transported by the wholesaler or motor fuel exported from this state from a wholesaler's licensed place of business if transported by a carrier for hire. Motor fuel person licensed to export. Gasoline~~ carried out of this state in the ordinary fuel tank of a motor vehicle is not ~~motor fuel gasoline~~ exported from this state.

SECTION 1849. 78.01 (2) (b) of the statutes is amended to read:

78.01 (2) (b) ~~Motor fuel Gasoline~~ sold to and used by the United States or its agencies ~~where such if that sale is evidenced by an exemption certificate executed by an authorized representative of the U.S. government or agency thereof certifying that the motor fuel purchased is for the exclusive use of the U.S. government or its agencies~~ proper documentation.

SECTION 1850. 78.01 (2) (c) of the statutes is repealed.

SECTION 1851. 78.01 (2) (d) of the statutes is amended to read:

78.01 (2) (d) ~~Motor fuel Gasoline~~ sold to a common motor carrier as defined in ch. 194, ~~when such if that carrier certifies to the department that the motor fuel gasoline~~ is for use in the operation of a motor vehicle for the urban mass transportation of passengers as defined in s. 71.38.

SECTION 1852. 78.01 (2) (e) of the statutes is amended to read:

78.01 (2) (e) ~~Motor fuel Gasoline~~ sold for nonhighway use in mobile machinery and equipment and delivered directly into the consumer's storage tank in an amount of not less than 100 gallons if the supplier obtains from the consumer a valid exemption certificate prescribed by the department.

SECTION 1853. 78.01 (2) (f) of the statutes is amended to read:

78.01 (2) (f) ~~Motor fuel Gasoline~~ sold to a general aviation fuel dealer licensed under s. 78.56 for use in an aircraft, as defined in s. 78.55 (2), and delivered directly into the dealer's storage tank in a volume of at least 100 gallons.

SECTION 1854. 78.01 (2m) of the statutes is created to read:

78.01 (2m) DIESEL FUEL EXEMPTIONS. No tax is imposed under sub. (1), and no supplier, wholesaler or

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retail dealer may collect a tax, on diesel fuel that is purchased by an end user who provides a certification of exempt use at or before the time of sale and if that fuel fulfills the requirements under sub. (2p) or fulfills one of the following conditions:

- (a) It is exported by a person who is licensed to export.
- (b) It is sold to and used by the United States or one of its agencies and that sale is evidenced by proper documentation.
- (c) It is sold for use as a heating oil.
- (d) It is sold for use in trains.
- (e) It is sold to a common motor carrier, as defined in s. 194.01 (1), if that carrier certifies to the department that the diesel fuel is to be used in the operation of a motor vehicle for the urban mass transportation of passengers, as defined in s. 71.38.
- (f) It is sold for off-highway use.
- (g) It is exported by an unlicensed person who has paid the tax on it to the state of destination, as evidenced by a bill of lading.

SECTION 1854m. 78.01 (2p) of the statutes is created to read:

78.01 (2p) DYED FUEL. If indelible dye has been added to diesel fuel before or upon withdrawal at a terminal or refinery rack, that fuel may be used only for an exempt purpose. At the option of the supplier, the dye may be either dye required to be added under federal environmental protection agency requirements or dye that meets specifications of, and is in an amount required by, the department.

SECTION 1855. 78.01 (2r) of the statutes is created to read:

78.01 (2r) REFUNDS FOR EXEMPT TRANSACTIONS. (a) The ultimate consumer shall assign his or her claim for a refund on undyed exempt diesel fuel and on all exempt gasoline to the person from whom the ultimate consumer purchased the fuel. That person shall apply to the department for a refund. The department shall make a reasonable effort to pay the claim within 2 weeks after it receives the claim.

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(b) A licensed exporter who has purchased diesel fuel from a supplier, paid the tax on it, removed it from a terminal or a refinery for delivery in this state and exported it may claim a refund for that tax by presenting to the department within 3 years after the date of purchase a written statement, under the penalties for perjury, that lists the amount of diesel fuel purchased and exported and that indicates that the purchase price and the tax have been paid. The department may investigate the claim before paying the refund.

SECTION 1855m. 78.01 (2s) of the statutes is created to read:

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78.01 (2s) LIABILITY PRECLUDED. A wholesaler or contributor who is unable to recover the tax from a purchaser is not liable for the tax and, by supplying proper documentation, may apply for a refund. The department shall issue the refund within 2 weeks after

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receiving the documentation. A licensed supplier who is unable to recover the tax from a purchaser is not liable for the tax and, with proper documentation, may credit the amount of tax against a later remittance of taxes.

SECTION 1856. 78.01 (3) of the statutes is repealed.

SECTION 1857. 78.015 (1) of the statutes is amended to read:

78.015 (1) Before April 1 the department shall recompute and publish the rate for the tax imposed under s. 78.01 (1) and the rate under s. 78.14. The new rate per gallon shall be calculated by multiplying the rate in effect at the time of the calculation by an amount obtained by multiplying the amount under sub. (2) by the amount under sub. (3).

SECTION 1858. 78.015 (3) of the statutes is amended to read:

78.015 (3) Divide the number of gallons of motor fuel and special vehicle fuel sold in this state, as estimated by the department, during the year 2 years prior to the year during which the calculation is made minus any shrinkage allowed by the department by the number obtained by subtracting from the number of gallons of motor fuel and special vehicle fuel sold in this state, as estimated by the department, during the year prior to the year during which the calculation is made any shrinkage allowed by the department.

SECTION 1859. 78.02 (title) of the statutes is repealed.

SECTION 1860. 78.02 of the statutes is renumbered 78.005 (4).

SECTION 1861. 78.03 (title) of the statutes is repealed.

SECTION 1862. 78.03 (1) of the statutes is renumbered 78.005 (12) and amended to read:

78.005 (12) "Motor vehicle", as used in this chapter, means any automobile, truck, truck-tractor, tractor, bus, vehicle or other conveyance which that is self-propelled by an internal combustion engine or motor and licensed for highway use, except that "motor vehicle" does not include mobile machinery and equipment.

SECTION 1863. 78.03 (2) and (3) of the statutes are consolidated, renumbered 78.005 (11) and amended to read:

78.005 (11) "Mobile machinery and equipment", as used in this chapter, means includes a vehicle which is self-propelled by an internal combustion engine or motor but not designed or used primarily for the transportation of persons or property and only incidentally operated or moved over a highway such as farm tractors, ditch digging apparatus, power shovels, drag lines, earth-moving equipment and machinery and road construction and maintenance machinery such as asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finishing machines, motor graders, paving mixers, road rollers, scarifiers and earth-moving scrapers. The foregoing enumera-

tion shall not operate to exclude other vehicles which are within the general terms of this subsection. (3) "Mobile machinery and equipment shall" does not include dump trucks or self-propelled vehicles originally designed for the transportation of persons or property to which machinery has been attached such as truck-mounted transit mixers, cranes, shovels, welders, air compressors, well-boring apparatus, corn shellers, lime spreaders and feed grinders.

SECTION 1864. 78.04 of the statutes is repealed.

SECTION 1865. 78.05 of the statutes is repealed.

SECTION 1866. 78.06 (title) of the statutes is repealed.

SECTION 1867. 78.06 of the statutes is renumbered 78.005 (10) and amended to read:

78.005 (10) "Manufacturing" means producing motor vehicle fuel by refining or preparing motor vehicle fuel by any process involving substantially more than the blending of motor vehicle fuel.

SECTION 1868. 78.07 (title) of the statutes is amended to read:

78.07 (title) Motor vehicle fuel received.

SECTION 1869. 78.07 (1) (intro.) and (a) of the statutes are consolidated, renumbered 78.07 (1) and amended to read:

78.07 (1) Motor vehicle fuel which that is produced, refined, blended or manufactured, or imported into this state for manufacturing, by any person at a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture in this state, or motor fuel which is imported into this state by boat, barge or pipeline and delivered in such boat or barge or by such pipeline to any person at a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture in this state for storage, or motor fuel which is imported into this state and stored for blending by any person at a refinery in this state to correct an imbalance of product output due to excess asphalt production: (a) Except as otherwise provided in pars. (b) and (c), shall be deemed is received by such person a supplier when the motor vehicle fuel is loaded into removed from a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture and placed in tank cars, ships or barges, tank trucks, tank wagons or other types of transportation equipment, containers or facilities at such refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture for ultimate destination within this state or when the motor vehicle fuel is placed in any tank or other container from which sales or deliveries not involving transportation of the motor vehicle fuel are made directly. However, when motor fuel is shipped by such person from storage at a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture in this state to a person at another refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture in this state by boat, barge or pipeline, this paragraph shall

then apply to the person to whom so shipped as if that person had imported the motor fuel by boat, barge or pipeline;

SECTION 1870. 78.07 (1) (b) and (c) of the statutes are repealed.

SECTION 1871. 78.07 (2) of the statutes is repealed.

SECTION 1872. 78.07 (3) of the statutes is amended to read:

78.07 (3) Except as provided in ~~subs.~~ sub. (1) and (2), motor vehicle fuel imported into this state shall be deemed is received in this state at the time and place of unloading and by the person who is the owner thereof immediately after unloading or for whose account such that shipment or delivery is made to an unlicensed place of business; except that motor fuel sold or distributed to unlicensed persons in this state by a person licensed under s. 78.09 (2) (a) shall be deemed received by such licensed person at the time and place of unloading in this state.

SECTION 1873. 78.07 (4) of the statutes is amended to read:

78.07 (4) Any product, that is not a motor vehicle fuel, and that is blended as a component part of motor vehicle fuel other than at a refinery, marine terminal, pipe line terminal, pipe line tank farm or place of manufacture ~~shall be deemed is~~ received by such person who is the owner ~~thereof of that product~~ at the time and place the blending is completed.

SECTION 1874. 78.08 of the statutes is repealed.

SECTION 1875. 78.09 of the statutes is repealed and recreated to read:

78.09 Supplier and exporter licenses. (1) No person may import motor vehicle fuel into; or sell, use, transport or store motor vehicle fuel in; this state, unless the tax on that motor vehicle fuel has been paid to, or tax liability accrued by, a holder of an unrevoked supplier license issued by the department, except that a supplier is exempt from that requirement for motor vehicle fuel manufactured in this state or imported by pipeline or marine barge and stored in a terminal in this state, and except that a supplier of alcohol is exempt from that requirement for alcohol imported by barge, railcar or transport truck. A supplier who does not transact business in this state and who has no contacts with this state except sales to wholesaler distributors or retail dealers in another state who ship motor vehicle fuel into this state may apply for, and may be given, a supplier's license under this subsection and thereby submit to the jurisdiction of this state for purposes of this subchapter.

(2) To procure a license, a supplier shall file with the department an application prescribed and furnished by the department and verified by the owner of the business if the owner is an individual, partnership or unincorporated association or by the president and secretary if the owner is a corporation.

(3) No person may export motor vehicle fuel unless that person has obtained an export license or a supplier license or has paid the destination state motor vehicle fuel tax to the supplier and can demonstrate proof of export in the form of a destination state bill of lading.

(4) In order to obtain a license to export motor vehicle fuel to another specified state, a person shall be licensed either to collect and remit motor vehicle fuel taxes or to deal in tax-free motor vehicle fuel in that other specified state of destination.

(5) To procure an export license, an exporter shall file with the department an application prescribed and furnished by the department and verified by the owner of the business if the owner is an individual, partnership or unincorporated association or by the president and secretary if the owner is a corporation.

(6) Subject to gallonage limits and other conditions established by the department, the department shall provide for the payment of the tax imposed by this subchapter by a person importing motor vehicle fuel from a bulk plant in a vehicle capable of carrying not more than 4,200 gallons if the destination of that vehicle is no more than 25 miles from the border of this state.

(7) Subject to gallonage limits and other conditions established by the department, the department shall provide for export by and the certification for exemption from the tax imposed by this subchapter to a wholesale distributor exporting motor vehicle fuel out of a bulk plant in a vehicle capable of carrying not more than 4,200 gallons if the destination of that vehicle is no more than 25 miles from the border of this state.

SECTION 1876. 78.10 (title) of the statutes is amended to read:

78.10 (title) Licensing process.

SECTION 1877. 78.10 (1) of the statutes is amended to read:

78.10 (1) FORM. Application for a license as a ~~wholesaler to receive motor vehicle fuel under s. 78.07~~ shall be made upon a form prepared and furnished by the department. ~~It and, in the case of a supplier, the form shall be accompanied by a copy of the applicant's license under 26 USC 4101. The application shall be subscribed by the applicant and shall contain such the information as that the department may reasonably require requires~~ for the administration of this ~~chapter~~ subchapter.

SECTION 1878. 78.10 (2) of the statutes is amended to read:

78.10 (2) INVESTIGATION. The department shall investigate each applicant. No license shall be issued if the department deems that ~~(a)~~ the application is not filed in good faith; ~~(b)~~ the applicant is not the real party in interest and the license of the real party in interest has been revoked for cause; ~~or (e)~~ or other reasonable cause for nonissuance exists.

SECTION 1879. 78.10 (4) of the statutes is amended to read:

78.10 (4) ISSUE. If the application and bond are approved, the department shall issue a license ~~in as many copies as the licensee has wholesale places of business stated in the licensee's application which qualify for a license.~~

SECTION 1880. 78.10 (5) of the statutes is amended to read:

78.10 (5) TERM OF LICENSE. A ~~wholesaler's~~ license under this section is valid until suspended, revoked for cause or canceled.

SECTION 1881. 78.10 (6) of the statutes is amended to read:

78.10 (6) TRANSFER FORBIDDEN. A ~~wholesaler's~~ license under this section is not transferable to another person ~~or to another place of business.~~

SECTION 1882. 78.10 (8) of the statutes is repealed.

SECTION 1883. 78.11 (1) (a) of the statutes is amended to read:

78.11 (1) (a) To protect the revenues of this state, the department may require any person liable to the department for the tax imposed by this subchapter to place with it, either before or after a ~~wholesaler's~~ license under s. 78.09 is issued, security in the amount which the department determines. The amount of security required may be increased or decreased as the department deems necessary, but shall not exceed \$100,000 3 times the licensee's average monthly liability for taxes under this subchapter, as estimated by the department. If any applicant or licensee fails or refuses to place such security, the department may refuse to issue or may revoke the license. If any taxpayer is delinquent in the payment of taxes imposed by this subchapter, the department may, upon 10 days' notice, recover the taxes, interest, penalties, costs and disbursements from the taxpayer's security placed with the department. No interest shall be paid or allowed by the state to any person for the deposit of the security.

SECTION 1884. 78.11 (1) (b) of the statutes is amended to read:

78.11 (1) (b) The security required by this subsection may be in the form of a surety bond furnished to the department payable to the state to secure payment of any ~~and all~~ motor vehicle fuel taxes, interest and penalties accrued under this subchapter, together with the costs and disbursements incurred in the collection thereof. The department shall prescribe the form and contents of the bond.

SECTION 1885. 78.11 (2) of the statutes is amended to read:

78.11 (2) RELEASE OF SURETY. The surety upon a bond required under sub. (1) may elect to conditionally cancel the bond at any time by filing with the ~~wholesaler licensee~~ and the department written notice of such conditional cancellation. The surety so filing shall not be discharged from any liability already

accrued or which may accrue under ~~said the~~ bond before the expiration of 60 days after the filing of said notice. If the ~~wholesaler shall licensee does~~ not within 60 days after receiving such notice file a new bond satisfactory to the department with the department, the ~~wholesaler's licensee's~~ license ~~to act as a wholesaler~~ shall be automatically revoked. If a new bond is furnished by a ~~wholesaler licensee~~, the department shall cancel and surrender the old bond of the ~~wholesaler licensee~~ as soon as it is satisfied that all liability under the old bond has been fully discharged.

SECTION 1886. 78.11 (3) of the statutes is amended to read:

78.11 (3) ADDITIONAL BOND; WHEN REQUIRED. If liability upon the bond filed by any ~~wholesaler licensee~~ is discharged or reduced by judgment rendered, payment made or otherwise, or if in the opinion of the department, the bond of any ~~wholesaler licensee~~ has become insufficient by the subsequent insolvency, death or removal of the sureties or any of them, or if for any cause any such bond is deemed insufficient as to sureties or amount, the department shall require any such ~~wholesaler licensee~~ to give and file additional surety or new bonds in the same manner and form and with sureties satisfactory to the department. If any such ~~wholesaler licensee~~ fails to file such additional bond within 5 days after written notice from the department, then that ~~wholesaler's licensee's~~ license shall be automatically revoked.

SECTION 1887. 78.11 (4) of the statutes is amended to read:

78.11 (4) LIABILITY ON BOND CONTINUES. The validity of any bond shall not be affected by the suspension, revocation or cancellation of any ~~wholesaler's~~ license under s. 78.09 or by partial recovery upon the bond or by the execution of any new bond.

SECTION 1888. 78.12 (1) of the statutes is amended to read:

78.12 (1) GALLONS TO BE REPORTED. For the purpose of the administration of this section, ~~(a) each intrastate receipt, shipment or delivery of motor vehicle fuel shall be reported in U.S. standard liquid gallons (231 cubic inches) except that the department may upon written application therefor permit the reported gallons as invoiced to the wholesaler by whom the shipment is received as provided in s. 78.07 (1) (b); and (b) each interstate receipt, shipment or delivery of motor fuel shall be reported in gallons as originally invoiced.~~

SECTION 1889. 78.12 (2) of the statutes is repealed and recreated to read:

78.12 (2) REPORTS OF LICENSEES. Each licensee shall, not later than the last day of each month, file with the department, or, if the department so requires, file electronically with any state agency that the department specifies, on forms prescribed and furnished by the department, a report that indicates for

the month before the month during which the report is due the following:

(a) If the licensee operates a terminal, a reconciliation of inventory, an itemized statement of meter readings, an itemized list of shipments and the name of the person who is liable for the payment of the tax under this subchapter.

(b) If the licensee imports or exports fuel, an itemized statement of shipments imported or exported and the name of the person who is liable for the payment of the tax under this subchapter on that fuel.

(c) If the licensee produces, refines, blends or manufactures fuel, an itemized statement of the fuel produced, refined, blended or manufactured and the name of the person who is liable for the payment of the tax under this subchapter on that fuel.

SECTION 1890. 78.12 (3) of the statutes is amended to read:

78.12 (3) REPORTS OF OTHERS. Any person, ~~including a terminal operator, who is not a wholesaler or an authorized industrial user, licensee and~~ who either uses any motor vehicle fuel in this state or who has possession of any motor vehicle fuel (other than that contained in the ordinary fuel tank attached to a motor vehicle); upon which the motor vehicle fuel tax has not been paid or the liability therefor has not been incurred by any ~~wholesaler licensee~~ in this state, shall file a report and ~~make payment of~~ pay the tax on such motor that motor vehicle fuel and shall be subject to this ~~chapter subchapter~~ in the same manner as is provided for ~~wholesalers licensees~~.

SECTION 1891. 78.12 (3m) of the statutes is amended to read:

78.12 (3m) EXEMPTION REPORTS. Any person who purchases ~~motor fuel~~ gasoline tax-free under s. 78.01 (2) (e) shall file an annual report not later than April 15 of the year following the reporting period. That report shall be prescribed by the department and shall set forth the number of gallons purchased, the supplier, the use and any other information that the department reasonably requires for the administration and enforcement of this subchapter. The department shall revoke the exemption certificate of any person who fails to file the report under this subsection. Any person who purchases ~~motor fuel~~ gasoline after that person's exemption certificate has been revoked and who does not pay the tax on that fuel gasoline may be fined \$25 for each month that the person does so.

SECTION 1892. 78.12 (4) of the statutes is repealed and recreated to read:

78.12 (4) COMPUTATION OF TAX. At the time when the tax is due under sub. (5), the licensee shall compute that tax as follows:

(a) For gasoline:

1. Subtract the number of gallons under s. 78.01 (2r) for the taxable period from the number of gallons received during the taxable period.

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2. Subtract from the amount under subd. 1 an amount equal to 0.0125 multiplied by the number of gallons under subd. 1.

3. Subtract from the amount under subd. 2 an amount equal to 0.001 multiplied by the number of gallons under subd. 1.

4. Multiply the number of gallons under subd. 3 by the rate under s. 78.015.

(b) For diesel fuel:

1. Subtract the number of gallons under s. 78.01 (2r) for the taxable period from the number of gallons received during the taxable period.

2. Multiply the number of gallons under subd. 1 by the rate under s. 78.015.

SECTION 1893. 78.12 (5) of the statutes is repealed and recreated to read:

78.12 (5) PAYMENT OF TAX. (a) Licensed suppliers shall pay taxes on motor vehicle fuel no later than the 15th day of the month for motor vehicle fuel sold during the previous month. At the option of a wholesaler distributor, a licensed supplier shall allow the wholesaler distributor to delay paying the tax to the licensed supplier until the date that the tax is due to this state. A wholesaler distributor who makes delayed payments shall make the payments by electronic funds transfer. If a wholesaler distributor fails to make timely payments, the licensed supplier may terminate the right of the wholesaler distributor to make delayed payments. Each licensed supplier shall notify the department of each wholesaler distributor who makes delayed payments of the tax. The department may require any wholesaler distributor who makes delayed payments of the tax to file with the department a surety bond payable to this state in an amount not to exceed 3 times the highest estimated monthly tax owed by the wholesaler distributor. Whenever the wholesaler distributor pays the licensed supplier, the licensed supplier shall credit the wholesaler distributor's account for the amount of tax reduction that results from the calculation under s. 78.12 (4) (a) 2.

(b) The department may require licensees to transfer tax revenue electronically to the appropriate state account. Any licensee who is not required to transfer tax revenue electronically may do one of the following:

1. Mail the payment to the department.

2. Deposit the payment in a public depository if the department has designated one and has not, within the 6 months before the deposit is made, specified that payments are no longer to be made to the depository.

SECTION 1894. 78.13 of the statutes is amended to read:

78.13 (title) Notice by licensee of discontinuance, sale or transfer of business; final report. (1) NOTICE REQUIRED. Whenever any wholesaler licensee doing business under this chapter subchapter ceases to be a wholesaler by reason of the discontinuance, sale or transfer of the business, the wholesaler do business, that licensee shall notify the department in writing

immediately of such discontinuance, sale or transfer. Said. That notice shall give specify the date of discontinuance, sale or transfer when the licensee ceases doing business and, in the event of the sale or transfer of the business, the name and address of the purchaser or transferee thereof.

(2) FINAL REPORTS. Every wholesaler licensee shall, upon the discontinuance, sale or transfer of the cessation of business or upon the cancellation or revocation of a license, make a report as required under s. 78.12 and pay all motor vehicle fuel taxes, interest and penalties due the state. Such payment shall be to the public depository if one has been designated pursuant to s. 78.84, but otherwise to the department made under s. 78.12 (5).

SECTION 1895. 78.14 of the statutes is repealed.

SECTION 1896. 78.15 of the statutes is amended to read:

78.15 Theft of tax moneys. If any wholesaler licensee sells any motor vehicle fuel upon which the tax imposed by this chapter subchapter has become due and has not been paid, all motor vehicle fuel tax moneys received by such wholesaler that licensee because of said that sale are trust funds in that wholesaler's licensee's hands and the property of the this state of Wisconsin. Any wholesaler licensee who fails or refuses to pay over to the state the tax on motor vehicle fuel at the time required in this chapter, under s. 78.12 (5) or who fraudulently withholds or appropriates or otherwise uses such moneys or any portion thereof belonging to the this state, is guilty of theft and shall be punished as provided by law for the crime of theft, irrespective of whether any such wholesaler or not that licensee has or claims to have any interest in such the moneys so received by that wholesaler licensee.

SECTION 1897. 78.16 of the statutes is repealed.

SECTION 1898. 78.17 of the statutes is repealed.

SECTION 1899. 78.18 of the statutes is repealed.

SECTION 1900. 78.19 of the statutes is amended to read:

78.19 Refund for fuel destroyed. If any motor vehicle fuel in transit and consigned to or in the possession of a licensed wholesaler licensee is destroyed by fire, lightning, storm, flood or accident not caused by the wilful act of such wholesaler that licensee or any employe thereof, before being it is sold or used by that wholesaler, upon proper application therefor and proof of such licensee, and if the licensee applies to the department and proves the destruction or loss satisfactory satisfactorily to the department, it the department shall authorize a tax credit or shall refund the amount of tax paid thereon. Such application or claim shall be filed with the department within 15 days after the motor vehicle fuel is so destroyed or lost or the tax credit or refund will not be allowed.

SECTION 1901. 78.21 of the statutes is created to read:

78.21 Seizure and sale. (1) The department may seize, the department of transportation may seize and the department of transportation may request any police officer to seize, any motor vehicle fuel and the vehicle or other means of transporting it if the person who possesses the motor vehicle fuel does any of the following:

(a) Imports, sells, uses, delivers or stores in this state motor vehicle fuel if the tax on the motor vehicle fuel has not been paid, dye has been added to the motor vehicle fuel or liability for the tax has not been incurred by the holder of an unrevoked supplier license, unless a supplier possesses the motor vehicle fuel and the motor vehicle fuel is manufactured in this state or imported by pipeline or barge and stored in this state and unless an alcohol supplier possesses the motor vehicle fuel and has imported it by barge, rail-car or transport truck into a terminal in this state or unless an agricultural user possesses the motor vehicle fuel and that motor vehicle fuel is dyed.

(b) Exports motor vehicle fuel unless the person has an export license or a supplier's license or has paid the motor vehicle fuel tax of the destination state to the supplier and has a bill of lading that proves the export.

(c) Operates or maintains a motor vehicle on any highway in this state with dyed fuel, unless the vehicle is a truck that is used principally for agricultural purposes and is marked with an agricultural use plate or tag or unless the motor vehicle is a truck that has received the fuel in a jurisdiction that permits the introduction of dyed fuel of that color and type into the motor vehicle fuel tank of highway vehicles.

(d) Engages in a business for which a license is required under s. 78.09 and does not have that license.

(e) Operates a transport truck to ship diesel fuel on the highways of the state, destined for delivery in this state, as shown on the shipping papers and does not have on board a shipping paper that sets out on its face a notation that the load is exempt if it is exempt or taxable if it is taxable.

(2) The department of transportation may promulgate rules to interpret sub. (1).

SECTION 1902. 78.215 of the statutes is created to read:

78.215 Separate fuel supply tanks required. Every motor vehicle operated by diesel fuel shall be equipped with a diesel fuel supply tank separate from and in no way connected to any cargo tank on or attached to that motor vehicle.

SECTION 1903. 78.22 (title) of the statutes is amended to read:

78.22 (title) Motor vehicle fuel floor tax.

SECTION 1904. 78.22 (1) of the statutes is amended to read:

78.22 (1) FLOOR TAX IMPOSED. On the date any motor vehicle fuel tax rate change becomes effective under s. 78.01, a floor tax is hereby imposed upon every person who is in possession of any motor vehicle

fuel held for sale or resale and on which the motor vehicle fuel tax already has been imposed. The person shall determine the volume of motor vehicle fuel and shall file with the department by the 15th day of the month in which the new tax rate becomes effective a return, together with any tax due on it, determined in accordance with sub. (2).

SECTION 1905. 78.22 (2) of the statutes is amended to read:

78.22 (2) FLOOR TAX OR REFUND COMPUTATION. The amount of any motor vehicle fuel floor tax or refund shall be computed by multiplying the number of gallons of motor vehicle fuel held in inventory as determined under sub. (1) by the difference between the tax rate already paid and the new tax rate, and the resulting figure shall be expressed in dollars.

SECTION 1906. 78.22 (4) of the statutes is amended to read:

78.22 (4) LATE FILING FEE. Any person who fails to file a motor vehicle fuel floor tax return when due shall ~~be required to~~ pay a late filing fee of \$10. A return shall be considered filed in time if it is mailed in a properly addressed envelope with 1st class postage duly prepaid and the envelope is officially postmarked on the date due and the return is actually received by the department within 5 days of the due date.

SECTION 1907. Subchapter II (title) [precedes 78.39] of chapter 78 of the statutes is amended to read:

CHAPTER 78
SUBCHAPTER II
~~SPECIAL FUEL~~
ALTERNATE FUELS TAX

SECTION 1908. 78.39 of the statutes is created to read:

78.39 Definitions. In this subchapter:

(1) "Alternate fuels" means all combustible gases and liquids suitable for generation of power for propulsion of motor vehicles, except that "alternate fuels" does not include motor vehicle fuel, as defined in s. 78.005 (13), or general aviation fuel, as defined in s. 78.55 (3).

(4) "Department" means the department of revenue.

(5) "Motor vehicle" has the meaning given in s. 78.005 (12).

(6) "Supplier" has the meaning given in s. 78.005 (14).

(7) "Use" means the receipt, delivery, or placing of alternate fuels into the fuel supply tank of a motor vehicle in this state, by an alternate fuels user and the delivery to a retailer or user if the supplier reports and pays the tax under s. 78.40 (1).

SECTION 1909. 78.40 (1) of the statutes is amended to read:

78.40 (1) IMPOSITION OF TAX AND BY WHOM PAID. An excise tax at the rate determined under s. 78.405 is imposed on the use, ~~as defined in s. 78.44,~~ of special fuel alternate fuels. The tax, with respect to all special

alternate fuel delivered by a ~~special~~ an alternate fuel dealer into supply tanks of motor vehicles in this state, attaches at the time of delivery and shall be collected by the dealer from the ~~special fuel~~ alternate fuels user and shall be paid to the department. The tax, with respect to ~~special fuel~~ alternate fuels acquired by any ~~special fuel~~ alternate fuels user other than by delivery by a ~~special~~ an alternate fuel dealer into a fuel supply tank of a motor vehicle, attaches at the time of the use of the fuel and shall be paid to the department by the user. The department may permit any supplier of ~~special fuel~~ alternate fuels to report and pay to the department the tax on ~~special fuel~~ alternate fuels delivered into the storage facility of a ~~special fuel~~ an alternate fuels user or retailer which will be consumed for ~~special fuel~~ alternate fuels tax purposes or sold at retail.

SECTION 1910. 78.40 (2) (a) of the statutes is amended to read:

78.40 (2) (a) ~~Special fuel~~ Alternate fuels used by the United States or its agencies where such use is evidenced by an exemption certificate executed by an authorized representative of the U.S. government or agency thereof certifying that the ~~special~~ fuel used is for the exclusive consumption by the U.S. government or its agencies.

SECTION 1911. 78.40 (2) (b) of the statutes is repealed.

SECTION 1912. 78.40 (2) (c) of the statutes is amended to read:

78.40 (2) (c) ~~Special fuel~~ Alternate fuels used by a common motor carrier as defined in ch. 194, ~~when such if the~~ carrier certifies to the department that the ~~motor~~ fuel is for use in the operation of a motor vehicle for the urban mass transportation of passengers as defined in s. 71.38.

SECTION 1913. 78.41 of the statutes is repealed.

SECTION 1914. 78.42 of the statutes is repealed.

SECTION 1915. 78.43 of the statutes is repealed.

SECTION 1916. 78.44 of the statutes is repealed.

SECTION 1917. 78.45 (title) of the statutes is repealed.

SECTION 1918. 78.45 of the statutes is renumbered 78.39 (2) and amended to read:

78.39 (2) "~~Special fuel~~ Alternate fuels dealer" means any person (including the state of Wisconsin and any political subdivision thereof, but not including the United States or its agencies except to the extent now or hereafter permitted by the constitution and laws thereof) in the business of handling ~~special fuel~~ alternate fuels who delivers any part thereof into the fuel supply tank or tanks of a motor vehicle not then owned or controlled by that person or to a retailer or user if the supplier reports and pays the tax under s. 78.40 (1).

SECTION 1919. 78.46 (title) of the statutes is repealed.

SECTION 1920. 78.46 of the statutes is renumbered 78.39 (3) and amended to read:

78.39 (3) "~~Special fuel~~ Alternate fuels user" means the owner or other person (including the state of Wisconsin and any political subdivision thereof, but not including the United States or its agencies except to the extent now or hereafter permitted by the constitution and laws thereof) responsible for the operation of a motor vehicle at the time ~~special~~ an alternate fuel is placed in the fuel supply tank or tanks thereof while such vehicle is within this state.

SECTION 1921. 78.47 of the statutes is amended to read:

78.47 (title) Alternate fuels license. No person may act as a ~~special fuel~~ an alternate fuels dealer in this state unless the person holds a valid ~~special fuel~~ alternate fuels license issued by the department. Except for ~~special~~ alternate fuel which is delivered by a ~~special fuel~~ an alternate fuels dealer into a fuel supply tank of any motor vehicle in this state, no person may use ~~special~~ an alternate fuel in this state unless the person holds a valid ~~special~~ alternate fuel license issued by the department or unless the ~~special~~ alternate fuel has been delivered by a supplier who is authorized under s. 78.40 (1) to report and pay the tax on behalf of the user or retailer.

SECTION 1922. 78.48 (1) of the statutes is amended to read:

78.48 (1) FORM. Application for a ~~special fuel~~ an alternate fuels license shall be made upon a form prepared and furnished by the department. It shall be subscribed by the applicant and shall contain ~~such~~ the information as ~~that~~ the department ~~may~~ reasonably ~~require~~ requires for the administration of this ~~chapter~~ subchapter.

SECTION 1923. 78.48 (2) of the statutes is amended to read:

78.48 (2) INVESTIGATION. The department shall investigate each applicant. No license shall be issued if the department deems that (a) the application is not filed in good faith; (b) ~~the~~ the applicant is not the real party in interest and the license of the real party in interest has been revoked for cause; or (c) other reasonable cause for nonissuance exists.

SECTION 1924. 78.48 (4) of the statutes is amended to read:

78.48 (4) ISSUE. If the application and bond are approved, the department shall issue a license in as many copies as the licensee has places of business for which a ~~special fuel~~ an alternate fuels license is required.

SECTION 1925. 78.48 (5) of the statutes is amended to read:

78.48 (5) TERM OF LICENSE. A ~~special fuel~~ An alternate fuels license is valid until suspended, revoked for cause or canceled.

SECTION 1926. 78.48 (6) of the statutes is amended to read:

78.48 (6) TRANSFER FORBIDDEN. A ~~special fuel~~ An alternate fuels license is not transferable to another person or to another place of business.

SECTION 1927. 78.48 (9) of the statutes is amended to read:

78.48 (9) BOND. (a) To protect the revenues of this state, the department may require any person liable to the department for the tax imposed by this subchapter to place with it, either before or after a ~~special-fuel an alternate fuels~~ license is issued, security in an amount which the department determines. The amount of security required may be increased or decreased as the department deems necessary, but shall not exceed ~~\$25,000~~ 3 times the licensee's average monthly liability for taxes under this subchapter, as estimated by the department. If any applicant or licensee fails or refuses to place such security, the department may refuse to issue or may revoke the license. If any taxpayer is delinquent in the payment of taxes imposed by this subchapter, the department may, upon 10 days' notice, recover the taxes, interest, penalties, cost and disbursements from the taxpayer's security placed with the department. No interest shall be paid or allowed by the state to any person for the deposit of the security.

(b) The security required by this subsection may be in the form of a surety bond furnished to the department payable to the state to secure payment of ~~any and all special-fuel alternate fuels~~ taxes, interest and penalties accrued under this subchapter, together with costs and disbursements incurred in the collection thereof. The department shall prescribe the form and contents of the bond.

(c) Section 78.11 (2) to (4), regarding ~~wholesalers' licensees'~~ bonds, shall also apply to bonds furnished by ~~special-fuel alternate fuels~~ applicants and licensees under this subsection.

SECTION 1928. 78.49 of the statutes is amended to read:

78.49 Reports to department; computation of tax. (1) (title) REPORTS OF ALTERNATE FUELS LICENSEES. (a) For the purpose of determining the amount of liability to the state for the tax ~~herein imposed under this subchapter~~, except as provided in par. (b), each ~~special-fuel alternate fuels~~ licensee shall, not later than the 20th last day of each month, file a monthly report for the next preceding month with the department on forms furnished and prescribed by it. Such report shall contain a declaration by the ~~special-fuel~~ licensee that the statements contained therein are accurate and are a true return of the amount of ~~special-fuel the alternate fuels~~ tax due and shall be subscribed by the ~~special-fuel~~ licensee or the licensee's duly authorized agent. The report shall show, with reference to each location at which ~~special an alternate~~ fuel is delivered or placed by such ~~special-fuel~~ licensee into a fuel supply tank of any motor vehicle, ~~such the~~ information as that the department may reasonably require requires for the proper administration and enforcement of the ~~special-fuel~~ tax under this subchapter. The department shall give due consideration to the varying types of

operations and transactions in specifying the information required.

(b) The department may allow ~~special-fuel alternate fuels~~ licensees whose tax liability is less than \$500 per quarter to file on a quarterly basis. Quarterly reports shall be mailed on or before the 20th last day of the next month following the end of each calendar quarter. The report shall contain the declaration, subscription and information specified in par. (a).

(2) REPORTS OF OTHERS. Any person, who is not a ~~special-fuel an alternate fuels~~ licensee, and who uses any ~~special alternate~~ fuel in this state upon which the ~~special-fuel~~ tax under this subchapter has not been paid or the liability therefor has not been incurred by any ~~special-fuel alternate fuels~~ licensee in this state, shall file a report and make payment of pay the tax on such ~~special-fuel~~ and shall be subject to this ~~chapter subchapter~~ in the same manner as is ~~provided for special-fuel are alternate fuels~~ licensees.

(3) COMPUTATION OF TAX. Each ~~special-fuel alternate fuels~~ licensee at the time of making the monthly or quarterly report shall compute and pay to the ~~public depository if one has been designated under s. 78.84, but otherwise directly to the~~ department, the full amount of the ~~special-fuel alternate fuels~~ tax for the next preceding month or quarter. The amount of the ~~special-fuel~~ tax shall be computed as follows: the number of gallons of ~~special-fuel alternate fuels~~ delivered or placed by the ~~special-fuel~~ licensee into the fuel supply tanks of motor vehicles or sold to a retailer if the supplier reports and pays the tax under s. 78.40 (1) shall be multiplied by the amount provided in s. 78.40 (1) and the resulting figure shall be the amount of the ~~special-fuel alternate fuels~~ tax for the next preceding month or quarter.

SECTION 1929. 78.50 of the statutes is amended to read:

78.50 (title) Notice by alternate fuels licensee of cessation, sale or transfer of business; final report. (1) NOTICE REQUIRED. Whenever any ~~special-fuel alternate fuels~~ licensee ceases to perform any of the acts for which a ~~special-fuel an alternate fuels~~ license is required, the licensee shall notify the department in writing. Said That notice shall give the date of cessation, and in the event of sale or transfer of the business, the name and address of the purchaser or transferee thereof.

(2) FINAL REPORT. Every ~~special-fuel alternate fuels~~ licensee shall, upon such cessation, sale or transfer of the business or upon the cancellation or revocation of a license, make a report as required in s. 78.49 and pay all ~~special-fuel alternate fuels~~ taxes, interest and penalties due the state. Such payment shall be ~~to the public depository if one has been designated pursuant to s. 78.84, but otherwise made~~ to the department.

SECTION 1930. 78.51 of the statutes is amended to read:

78.51 (title) Theft of alternate fuels tax moneys. All sums paid by a purchaser of ~~special an alternate~~ fuel to a ~~special fuel an alternate fuels~~ dealer as ~~special fuel alternate fuels~~ taxes, which have not ~~heretofore~~ been paid to the state, are public moneys, the property of the state of Wisconsin. Any ~~special fuel alternate fuels~~ dealer who fails or refuses to pay over to the state the tax on ~~special an alternate~~ fuel at the time required in this chapter, or who fraudulently withholds or appropriates or otherwise uses such moneys or any portion thereof belonging to the state is guilty of theft and shall be punished as provided by law for the crime of theft, irrespective of whether ~~such special fuel that alternate fuels~~ dealer has or claims to have any interest in such moneys so received by that ~~special fuel~~ dealer.

SECTION 1931. 78.52 of the statutes is amended to read:

78.52 Separate fuel supply tanks required. Every motor vehicle operated by ~~special alternate~~ fuel shall be equipped with a ~~special an alternate~~ fuel supply tank separate from and in no way connected to any cargo tank on or attached to such motor vehicle.

SECTION 1932. 78.53 of the statutes is amended to read:

78.53 Presumption. For the purpose of enforcing this ~~chapter subchapter~~, it shall be prima facie presumed that all ~~special alternate~~ fuel received by a ~~special fuel an alternate fuels~~ dealer or a ~~special fuel an alternate fuels~~ user into storage and dispensing equipment designed to fuel motor vehicles is to be transferred or delivered by the ~~special fuel~~ dealer or ~~special fuel~~ user into the supply tanks of motor vehicles.

SECTION 1933. 78.57 (9) (a) of the statutes is amended to read:

78.57 (9) (a) To protect the revenues of this state, the department may require any person liable to the department for the tax imposed by this subchapter to place with it, either before or after a general aviation fuel license is issued, security in an amount which the department determines. The amount of security required may be increased or decreased as the department deems necessary, but may not exceed \$25,000 ~~3 times the licensee's average monthly liability for taxes under this subchapter, as estimated by the department.~~ If an applicant or licensee fails or refuses to place such security, the department may refuse to issue or may revoke the license. If any taxpayer is delinquent in the payment of taxes imposed by this subchapter, the department may, upon 10 days' advance written notice, recover the taxes, interest, penalties, cost and disbursements from the taxpayer's security placed with the department. No interest may be paid or allowed by the state to any person for the deposit of the security.

SECTION 1934. 78.57 (9) (c) of the statutes is amended to read:

78.57 (9) (c) Section 78.11 (2) to (4), regarding ~~wholesalers' motor vehicle fuel licensees'~~ bonds, also

applies to bonds furnished by general aviation fuel applicants and licensees under this subsection.

SECTION 1935. 78.58 (3) (a) of the statutes is renumbered 78.58 (3) and amended to read:

78.58 (3) COMPUTATION OF TAX. Each general aviation fuel licensee at the time of making the monthly or quarterly report shall compute and pay to the public depository if one has been designated under s. ~~78.84 78.585~~, but otherwise directly to the department, the full amount of the general aviation fuel tax for the next preceding month or quarter, which shall be computed as follows: the number of gallons of general aviation fuel placed into the fuel supply tanks of an aircraft or into bulk storage facilities by the general aviation fuel licensee, multiplied by 0.06 and the resulting figure expressed in dollars.

SECTION 1936. 78.59 (2) of the statutes is amended to read:

78.59 (2) FINAL REPORT. Every general aviation fuel licensee shall, upon such cessation, sale or transfer of the business or upon the cancellation or revocation of a license, make a report as required in s. 78.58 and pay all general aviation fuel taxes and penalties due the state. Such payment shall be to the public depository if one has been designated under s. ~~78.84 78.585~~, but otherwise to the department.

SECTION 1937. 78.64 of the statutes is created to read:

78.64 Definitions. In this subchapter:

(1) "Alternate fuels" has the meaning given in s. 78.39 (1).

(2) "Department" means the department of revenue.

(3) "Motor vehicle fuel" has the meaning given in s. 78.005 (13).

SECTION 1938. 78.65 (1) of the statutes is amended to read:

78.65 (1) If a ~~wholesaler fails to maintain at any licensed location the minimum storage capacity for active use required by s. 78.09 (1) or if a wholesaler, general aviation fuel licensee or special fuel licensee under s. 78.09 or 78.47~~ violates any provision of this chapter, and the department deems good cause exists for suspension or revocation by reason of such violation, it may suspend such person's license, or, after a hearing of the charges is held, it may revoke such license. No license may be suspended unless the holder of the license has been notified of a hearing to be held on the charges and no license may be revoked until after the holder of the license has been notified of a hearing and has been afforded an opportunity to appear and testify. The department shall notify the licensee in writing of the time and place a hearing of the charges shall be held. The notice shall contain a statement of the alleged violation, and shall be served upon the licensee at least 10 days prior to the hearing, either by personal delivery to the licensee, or by mailing by registered mail to the address of the licensee as shown in the application. At the time and place fixed

in the notice, the department shall proceed to a hearing of the charges, and the licensee shall be afforded an opportunity to present in person or by counsel statements, testimony, evidence and argument pertinent to the charges or to any defense thereto. The department may continue the hearing from time to time but not more than 60 days. After the hearing, the department shall rescind the order of suspension, if any, and for good cause shown shall either suspend the license for a given period of time or revoke the license.

SECTION 1939. 78.66 (title) of the statutes is amended to read:

78.66 (title) Records to be kept by licensees.

SECTION 1940. 78.66 (1) of the statutes is amended to read:

78.66 (1) Every ~~wholesaler,~~ general aviation fuel licensee and ~~special fuel~~ licensee under s. 78.09 or 78.47 shall keep a record of all purchases, receipts, sales, distribution and consumption of each kind or trade name of motor vehicle fuel, crude petroleum, and general aviation fuel and special each alternate fuel.

SECTION 1941. 78.66 (2) of the statutes is amended to read:

78.66 (2) Every licensee shall keep true and accurate records of all stocks of motor vehicle fuel, crude petroleum, and general aviation fuel and special each alternate fuel on hand. Every licensee shall take a physical inventory of ~~motor fuel, crude petroleum, general aviation fuel and special fuel~~ those fuels on hand at each licensed location at the close of business on the last day of every month.

SECTION 1942. 78.67 of the statutes is amended to read:

78.67 Timely filing. When the final date provided in this chapter for the filing of any report or claim or for the remittance of any tax or penalty falls on a Saturday, Sunday or legal holiday, the next secular or business day shall be the final date. The provisions on timely filing under s. 71.80 (18) apply to the tax reports, claims and remittances under this chapter.

SECTION 1943. 78.68 (2) (intro.) of the statutes is amended to read:

78.68 (2) (intro.) Delinquent tax returns are subject to a \$10 late filing fee. Delinquent motor vehicle fuel, special fuel alternate fuels and general aviation fuel taxes bear interest at the rate of 1.5% per month until paid. The taxes imposed by this chapter are delinquent if not paid as follows:

SECTION 1944. 78.68 (9) of the statutes is amended to read:

78.68 (9) Before any tax becomes due, if the department has reason to believe that any licensee intends or is likely to evade or attempt to evade payment of the tax when due, or intends or is likely to convey, dispose of, or conceal his or her property or abscond from the state, or do any other act which would render the state

insecure in collecting the tax when due, the department may demand payment forthwith of all taxes upon all motor vehicle fuel received, ~~as defined in~~ under s. 78.07, general aviation fuel placed in the fuel supply tank of an aircraft or in bulk storage facilities or special alternate fuel used, as defined in s. 78.44 78.39 (7), by the licensee, which shall immediately become payable and collectible as if delinquent, and the property of the licensee shall be subject to attachment as provided in s. 78.70.

SECTION 1945. 78.70 (1) (intro.) of the statutes is amended to read:

78.70 (1) DEPARTMENT AUTHORITY. (intro.) The department may collect delinquent motor vehicle fuel, alternate fuel and general aviation fuel taxes in the manner provided for the collection of delinquent income and franchise taxes under ss. 71.80 (12), 71.82 (2), 71.91 (1) (a) and (c) and (2) to (7) and 71.92, including proceeding under the authority incorporated by reference in s. 71.91 (5) (j) and the authority to:

SECTION 1946. 78.70 (2) of the statutes is amended to read:

78.70 (2) ATTACHMENT. Delinquent motor vehicle fuel, general aviation fuel or special fuel alternate fuel tax shall also be collectible and enforceable by a writ of attachment brought by the attorney general or district attorney in the name of the state against the lands, goods, chattels, credits or other personal property of the licensee, and for the purpose of this section, the licensee shall be deemed to be a nonresident of this state, and such attachment shall be governed in all respects by the provisions of law relating to attachments against nonresidents, but no attachment bond shall be required of the state, nor shall an indemnity bond be required or demanded of any sheriff or constable serving such writ of attachment, and no sheriff or constable shall be liable in damages on account of levying any attachment when acting under the direction of the attorney general or district attorney.

SECTION 1947. 78.70 (4) of the statutes is amended to read:

78.70 (4) ASSESSMENT CONSTITUTES PRIMA FACIE EVIDENCE. In any action or proceeding for the collection of the tax from the licensee, or any penalties imposed in connection therewith, an assessment by the department, made pursuant to this chapter, of the amount of the motor vehicle fuel, alternate fuel or general aviation fuel or special fuel taxes, or any penalties imposed in connection therewith, due from the licensee, shall constitute prima facie evidence of the claim of the state, and the burden of proof shall be upon the licensee to show that the assessment was incorrect and contrary to law.

SECTION 1948. 78.70 (6) of the statutes is amended to read:

78.70 (6) PERSONAL LIABILITY. Any officer, employe, fiduciary or agent who is responsible for

paying taxes, interest, penalties or other charges under this chapter incurred by another person, as defined in s. 77.51 (10), is personally liable for those taxes, interest, penalties or other charges. Sections 71.88 (1) (a) and (2) (a), 71.89 and 71.90, as they apply to appeals of income or franchise tax assessments, apply to appeals of assessments under this subsection.

SECTION 1949. 78.71 of the statutes is amended to read:

78.71 (title) Motor vehicle fuel, general aviation fuel and alternate fuels taxes are preferred claims. (1) If the property of any licensee is seized upon any mesne or final process of any court of this state, or when the business of any licensee is suspended by the action of creditors or put into the hands of any assignee, receiver or trustee, all motor vehicle fuel, general aviation fuel or special-fuel alternate fuels tax moneys and penalties due the state from the licensee shall be considered preferred claims and the state shall be a preferred creditor and shall be paid in full.

(2) If the property of any consumer of motor vehicle fuel, general aviation fuel or special alternate fuel is seized upon any mesne or final process of any court of this state, or when the business of any consumer of motor vehicle fuel, general aviation fuel or special alternate fuel is suspended by the action of creditors or put into the hands of any assignee, receiver or trustee, all amounts due any licensee for motor vehicle fuel, general aviation fuel or special-fuel alternate fuels taxes paid to the state by the licensee on motor vehicle fuel, general aviation fuel or special alternate fuel purchased from it by the consumer shall be considered preferred claims and the licensee shall be a preferred creditor to that extent and shall be paid in full for such taxes paid.

SECTION 1950. 78.73 (1) (dm) of the statutes is amended to read:

78.73 (1) (dm) Presents an exemption certificate under s. 78.01 (2) (e) or 78.40 (2) (d), or obtains motor vehicle fuel tax-free under s. 78.01 (2) (f), and uses the fuel obtained tax-free on the basis of the certificate in a manner other than the manner for which the certificate was issued;

SECTION 1951. 78.73 (1) (dr) of the statutes is amended to read:

78.73 (1) (dr) Uses motor vehicle fuel purchased tax-free and obtained from the storage tank of a general aviation fuel dealer, as defined in s. 78.55 (4), in a motor vehicle for highway purposes;

SECTION 1952. 78.73 (1) (e) of the statutes is amended to read:

78.73 (1) (e) Uses any false or fictitious name or address when purchasing or obtaining motor vehicle fuel, or general aviation fuel or special-fuel alternate fuels from any source for sale or consumption in this state; or

SECTION 1953. 78.75 (1m) (a) to (e) of the statutes are amended to read:

78.75 (1m) (a) 1. Except as provided under subs. 2 and 2m, a person who uses motor vehicle fuel or special an alternate fuel, upon which has been paid the tax required under this chapter, for the purpose of operating a taxicab for the transportation of passengers, for the purpose of operating a motorboat exempt from registration as a motor vehicle under s. 341.05 (20) on privately owned land or for any purpose other than operating a motor vehicle upon the public highways, shall be reimbursed and repaid the amount of the tax paid upon making and filing a claim with the department if the claim is for the tax on 100 gallons or more.

2. A person who uses motor vehicle fuel or special an alternate fuel upon which has been paid the tax required under this chapter for the purpose of operating a snowmobile, as defined under s. 340.01 (58a), an aircraft, as defined under s. 78.55 (2), or a motorboat, as defined under s. 30.50 (6), unless the motorboat is exempt from registration as a motor vehicle under s. 341.05 (20), may not be reimbursed or repaid the amount of tax paid.

2m. A person who uses motor vehicle fuel or special an alternate fuel upon which has been paid the tax required under this chapter for the purpose of operating an all-terrain vehicle, as defined under s. 340.01 (2g), may not be reimbursed or repaid the amount of tax paid unless the all-terrain vehicle is registered for private use under s. 23.33 (2) (d).

3. Claims under subd. 1 shall be made and filed upon forms prescribed and furnished by the department. The forms shall indicate that refunds are not available for motor vehicle fuel or alternate fuels used for motorboats, except motorboats exempt from registration as motor vehicles under s. 341.05 (20), or gas motor vehicle fuel or alternate fuels used for snowmobiles and that the estimated snowmobile gas motor vehicle fuel or alternate fuels tax payments are used for snowmobile trails and areas. The forms shall indicate that refunds are not available for gas motor vehicle fuel or alternate fuels used for all-terrain vehicles unless the all-terrain vehicle is registered for private use under s. 23.33 (2) (d) and shall indicate that estimated all-terrain vehicle gas motor vehicle fuel or alternate fuels tax payments are used for all-terrain vehicle trails and areas. The forms shall also indicate that refunds are not available for the tax on less than 100 gallons. The department shall distribute forms in sufficient quantities to each county clerk.

(b) Such claim shall be filed not later than 12 months after the date of purchase of the motor vehicle fuel or special alternate fuel, or the claim shall not be allowed.

(c) The seller, upon request, shall furnish each purchaser with an invoice prepared at the time of delivery, and the purchaser shall send that invoice or a list of purchases to the department when making a claim for refund. The invoice shall contain the following information: date of sale; name and address of seller; name of purchaser, which name must be the name of the

claimant; number of gallons purchased; the type of fuel; the purchase price; and the amount of Wisconsin motor vehicle fuel or ~~special fuel~~ alternate fuels tax paid as a separate item. If the purchaser sends invoices to the department, the purchaser shall send a separate invoice for each sale and delivery, and the invoice shall be legibly written and shall comply with the foregoing requirements. If the purchaser sends a list of purchases to the department, the purchaser shall retain for 3 years the invoices that are evidence of those purchases and allow the department to inspect them. The claim shall state whether or not the applicant owns an automobile or truck or any other motor-driven machinery or appliance which consumes motor vehicle fuel or ~~special~~ an alternate fuel; the total number of gallons of motor vehicle fuel or ~~special~~ alternate fuel purchased; the number of gallons of such motor vehicle fuel or ~~special~~ alternate fuel purchased on which refund is claimed; a detailed statement of the consumption of such motor vehicle fuel or ~~special~~ alternate fuel on which a refund is claimed, describing the machinery, equipment or appliance in which consumed, giving the serial or manufacturer's number of the motor and the approximate number of gallons consumed in each; or if such fuel were not consumed in any such machinery, equipment or appliance, then a description of the purposes for which the fuel was consumed with the approximate number of gallons consumed for each purpose; a statement whether or not deduction has been made for motor vehicle fuel or ~~special fuel~~ alternate fuels consumed in applicant's automobile or truck; and such other information as the department deems necessary.

(e) On the filing of a claim under par. (a), accompanied by the invoice or list of purchases, the department shall determine the amount of refund due. The department may make such investigation of the correctness of the facts stated in such claim as it deems necessary and may require a claimant to submit records to substantiate the claim. When the department has approved such claim, it shall pay the claimant the reimbursement herein provided out of the moneys collected under this chapter to be used for carrying out this section. No refund shall be claimed by or allowed to any person on account of any motor vehicle fuel or ~~special~~ alternate fuel carried from this state in the ordinary fuel tank of a motor vehicle.

SECTION 1954. 78.75 (2) of the statutes is amended to read:

78.75 (2) The right of any person to a refund under this chapter shall not be assignable and the application for a refund shall be made by the same person who purchased the motor vehicle fuel or ~~special~~ alternate fuel as shown in the invoice by the person selling the same, and by no other person, and the proceeds or amount of such refund as determined by the department shall be paid to the person whose name appears on the seller's invoice and to no other person.

SECTION 1955. 78.77 (1) of the statutes is amended to read:

78.77 (1) No person may transport motor vehicle fuel, general aviation fuel or ~~special fuel~~ alternate fuels by truck, trailer, semitrailer or other vehicle on any highway in this state ~~a)~~ from a point without this state to a point within this state, ~~or b)~~ from a point within this state to a point without this state, or ~~c)~~ for hire, as defined in s. 194.01 (4), unless each ~~vehicle so used~~ person is registered with the department and unless the registration number furnished by the department for the vehicle preceded by the letters W.D.R. is prominently displayed on the vehicle by painting the same registration number on each side and on the rear of the vehicle in characters not less than 5 inches in height with a stroke not less than three-fourths inch in width. The registration ~~shall expire annually on June 30 is valid until it is suspended, revoked for cause or canceled. A registration is not transferable to another person or place of business.~~ Application for registration shall be upon forms prescribed by the department and shall furnish such information concerning the applicant as the department requires. The application shall show the name and address of the applicant, a description of the truck, trailer, semitrailer or other vehicle, the license number and the state in which issued, the name and address of the licensee, the capacity in gallons of the fuel tank or tanks, the serial number of the trailer, semitrailer or other vehicle, and the serial and motor number of any truck.

SECTION 1956. 78.77 (2) of the statutes is amended to read:

78.77 (2) Every person transporting motor vehicle fuel, general aviation fuel or ~~special fuel~~ alternate fuels upon the highways of this state, who obtains the motor vehicle fuel, general aviation fuel or ~~special~~ alternate fuel from a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture shall, while transporting the motor vehicle fuel, general aviation fuel or ~~special~~ alternate fuel, carry a copy of the ~~loading ticket or manifest prepared and furnished by the refiner, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture where loaded,~~ which shall be serially numbered and shall show the date of loading, name of refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture where loaded, point of origin, destination state, name of shipper, kind of motor vehicle fuel, general aviation fuel or ~~special~~ alternate fuel and number of gallons. ~~The refiner, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture where the fuel is loaded shall prepare and furnish the manifest.~~ Each shipment of motor vehicle fuel, general aviation fuel or ~~special~~ alternate fuel by truck, trailer, semitrailer or other vehicle shall have one manifest, ~~and only one, covering the entire load.~~ Delivery of any shipment may be made to one or more unlicensed places of business at the direction of the ~~licensed wholesaler~~ licensee under s. 78.09 or 78.47 or

general aviation fuel dealer whose name and address appear on the manifest and for whose account the shipment is made if the ~~licensed wholesaler's licensee's~~ or general aviation fuel dealer's copy of the manifest is supported by delivery tickets each showing the manifest number and complete information concerning the delivery and the original or copy of the delivery ticket is at the time of delivery presented to the person to whom any part of the shipment is delivered, ~~except any remaining balance from the shipment after the deliveries may be delivered to any licensed place of business within this state of the licensed wholesaler or general aviation fuel dealer for whose account such shipment was made, but no balance shall be returned to the place of origin. No shipment of motor fuel, general aviation fuel or special fuel originating at a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture in this state shall be delivered in part to a location within this state and in part to a location without this state.~~ Every person transporting motor vehicle fuel, general aviation fuel or special alternate fuel shall keep complete and accurate records of all motor fuel, general aviation fuel and special such fuel transported.

SECTION 1957. 78.77 (3) of the statutes is amended to read:

78.77 (3) Any person who transports motor vehicle fuel, general aviation fuel or special an alternate fuel upon the highways of this state by truck, tractor, trailer, semitrailer or any vehicle which is not required to be registered under sub. (1) shall have his or her name and address painted on each side of the vehicle not less than 5 inches in height; if the vehicle is operated by a licensee duly licensed in this state, the trade insignia or trade name regularly used by such licensee for tank vehicle identification together with the name of the city from which the vehicle is customarily operated may be substituted for the name and address of the licensee. Each such person shall keep complete and accurate records of all motor vehicle fuel, general aviation fuel or special alternate fuel purchased, consumed, sold or otherwise distributed.

SECTION 1958. 78.77 (4) of the statutes is amended to read:

78.77 (4) No person transporting motor vehicle fuel, general aviation fuel or special an alternate fuel upon the highways of this state or any person who has custody of the records of motor vehicle fuel, general aviation fuel or special fuel alternate fuels transported upon the highways of this state may refuse at any time to divulge to the department, its agents or employes any information demanded by the department, its agents or employes concerning motor vehicle fuel, general aviation fuel or special alternate fuel transported or being transported.

SECTION 1959. 78.77 (5) of the statutes is amended to read:

78.77 (5) Book records, sales tickets, invoices, delivery tickets, bills of lading, loading tickets or

manifests, and other papers pertaining to the transportation, purchase, sale or distribution of motor vehicle fuel, general aviation fuel and special fuel alternate fuels shall be retained and shall be subject to inspection by the department.

SECTION 1960. 78.78 (1) of the statutes is amended to read:

78.78 (1) Every agent or employe of every railroad company, pipeline company, motor truck or motor tank car company, water transportation company, and every other common carrier transporting motor vehicle fuel, general aviation fuel or special fuel alternate fuels, either in interstate or intrastate commerce, which originates at or is destined to a point in this state, and every person transporting motor vehicle fuel, general aviation fuel or special fuel alternate fuels interstate, which transportation originates at or is destined to a point in this state, who has the custody of books and records showing the transportation, shall report all the transportation to the department on forms prescribed and furnished by it. ~~This subsection shall not apply to local distribution of motor fuel by persons in bordering states licensed by the department under s. 78.09 (2) (a) for motor fuel distributed by them into the local trading area specified or to persons in this state similarly licensed by a bordering state for comparable purposes. A supplier or terminal operator may rely on information about the destination of fuel provided under this subsection by an exporter. Only the exporter is liable for the tax due as a result of diverting the fuel from the represented destination state.~~

SECTION 1961. 78.78 (2) of the statutes is amended to read:

78.78 (2) The reports under sub. (1) shall cover monthly periods, and shall be filed with the department on or before the 30th day after the close of the month covered by the report, and shall contain the following information: the name and address of the transporter, the month and year covered by the report, the date of unloading, the initials and number of the car if shipped by rail, the loading ticket or manifest number and the registration number required by s. 78.77 if shipped by truck transport, the name of the consignor, the point of origin, the name of the consignee, the name of the person to whom delivery has in fact been made if other than the original named consignee, the point of unloading, and the quantity of each shipment in gallons, ~~classified as gasoline, casing head or natural gasoline, benzol, benzine, naphtha, low flash power fuel, kerosene, distillate, liquefied petroleum gas, or other petroleum product.~~

SECTION 1962. 78.80 (1) of the statutes is amended to read:

78.80 (1) The department, or any deputy, employe or agent appointed in writing, is authorized at any time during the business day to examine the books, records, papers, receipts, invoices, storage tanks and any equipment of any ~~wholesaler licensee~~ under s.

78.09 or 78.47, broker, dealer, general aviation fuel licensee, ~~special fuel licensee~~ or other person, purchaser or common carrier, pertaining to motor vehicle fuel, crude petroleum, or general aviation fuel or special fuel alternate fuels to verify the truth and accuracy of any statement, report or return, or to ascertain whether or not the taxes imposed by this chapter have been paid or to determine the financial responsibility of any licensee for the payment of motor vehicle fuel, or general aviation fuel or special fuel alternate fuels taxes. The department is further authorized to redetermine taxes and to allow credits for overpayments due to error.

SECTION 1963. 78.80 (2) of the statutes is amended to read:

78.80 (2) The department may hold hearings, issue subpoenas, administer oaths to witnesses, take the sworn testimony of any person and cause it to be transcribed into writing and conduct such investigations as it may deem necessary. If any ~~wholesaler~~, broker, dealer, general aviation fuel licensee, ~~special fuel licensee~~ under s. 78.09 or 78.47, purchaser or common carrier, or any other person refuses access to the books, records, papers, receipts, invoices, storage tanks and other equipment, and if any witness fails or refuses to obey any subpoena or fails or refuses to testify before the department, then the department shall certify the names and facts to any court of competent jurisdiction and the court shall enter such order as the enforcement of this chapter and justice shall require.

SECTION 1964. 78.80 (3) of the statutes is amended to read:

78.80 (3) Sections 71.78 (1) and (4) to (9) and 71.83 (2) (a) 3, relating to confidentiality of income, franchise and gift tax returns, apply to any information obtained from any person on a motor vehicle fuel, general aviation fuel or special fuel alternate fuels tax return, report, schedule, exhibit or other document or from an audit report pertaining to the same.

SECTION 1965. 78.82 of the statutes is amended to read:

78.82 (title) Municipalities not to tax motor vehicle fuel or alternate fuels. No county, city, village, town or other political subdivision shall levy or collect any excise, license, privilege or occupational tax upon motor vehicle fuel or special fuel alternate fuels or upon the buying, selling, handling or consuming of motor vehicle fuel or special fuel alternate fuels.

SECTION 1966. 78.84 of the statutes is renumbered 78.585 and amended to read:

78.585 Public depository. Each ~~wholesaler shall pay motor fuel taxes, each~~ general aviation fuel licensee shall pay general aviation fuel taxes ~~and each special fuel licensee shall pay special fuel taxes~~ directly to the public depository in this state as that the department of administration designates under s. 34.05, to the credit of the transportation fund, if such that public depository, prior to such designation, agrees to

supply the department of revenue with the deposit reports at such times as the department deems necessary for the proper administration of this chapter. Upon not less than 6 months' notice to a public depository designated under this section, the secretary of revenue may determine that the taxes required to be remitted by ~~wholesalers, general aviation fuel licensees and special fuel licensees~~ on and after a date specified be remitted directly to the department of revenue.

SECTION 1967b. 79.01 (1) of the statutes is amended to read:

79.01 (1) There is established an account in the general fund entitled the "~~Tax Rate Disparity Payment Expenditure Restraint Program~~ Account". There shall be appropriated to that account \$25,000,000 in 1991, in 1992 and in 1993 and \$42,000,000 in 1994 and thereafter.

SECTION 1968. 79.01 (4) of the statutes is created to read:

79.01 (4) There is established an account in the general fund entitled the "County Mandate Relief Account". There shall be appropriated to that account the amount specified in s. 79.058 (3).

SECTION 1969. 79.015 of the statutes is amended to read:

79.015 Statement of estimated payments. The department of revenue, on or before September 15 of each year, shall provide to each municipality and county a statement of estimated payments to be made in the next calendar year to the municipality or county under ss. 79.03, 79.04, 79.05, 79.058 and 79.06.

SECTION 1970. 79.02 (2) (b) of the statutes is amended to read:

79.02 (2) (b) ~~Payments Subject to s. 66.77 (4), payments~~ in July shall equal 15% of the municipality's or county's estimated payments under ss. 79.03, 79.04, 79.058 and 79.06 and 100% of the municipality's estimated payments under s. 79.05.

SECTION 1971. 79.02 (3) of the statutes is amended to read:

79.02 (3) ~~Payments Subject to s. 66.77 (4), payments~~ to each municipality and county in November shall equal that municipality's or county's entitlement to shared revenues under ss. 79.03, 79.04, 79.05, 79.058 and 79.06 for the current year, minus the amount distributed to the municipality or county in July.

SECTION 1972. 79.03 (3) (a) of the statutes is amended to read:

79.03 (3) (a) The amount in the shared revenue account for municipalities and the amount in the shared revenue account for counties, less the payments under sub. (2) and s. 79.04, shall be allocated to each municipality and county respectively in proportion to its entitlement. In this paragraph, "entitlement" means the product of aidable revenues and tax base weight.

SECTION 1973. 79.03 (3) (b) 3 of the statutes is amended to read:

79.03 (3) (b) 3. "Full valuation" means the full value of all taxable property for the preceding year as equalized for state tax purposes, ~~including the estimated value, as defined in s. 70.114 (1) (b), of lands for which payments are made under s. 70.114,~~ except that for municipalities the value of real estate assessed under s. 70.995 is excluded. Value increments under s. 66.46 are included for municipalities but excluded for counties. If property that had been assessed under s. 70.995 and that has a value exceeding 10% of a municipality's value is assessed under s. 70.10, 30% of that property's full value is included in "full valuation" for purposes of the shared revenue payments in the year after the assessment under s. 70.10, 65% of that property's full value is included in "full valuation" for purposes of the shared revenue payments in the year 2 years after the assessment under s. 70.10 and 100% of that property's full value is included in "full valuation" for purposes of subsequent shared revenue payments.

SECTION 1974. 79.03 (3) (b) 4. e. of the statutes is amended to read:

79.03 (3) (b) 4. e. "Revenues for services to private parties by a county's or municipality's general operations or enterprises" means revenues collected from private parties for the following services: general government services consisting of license publication fees, sale of publications, clerk's fees and treasurer's fees; public safety services, consisting of police or sheriff's department fees, fire department fees and ambulance fees; inspection services, consisting of building, electrical, heat, plumbing, elevator and weights and measures; sidewalk replacement or construction fees, storm sewer construction fees, street lighting fees; parking ramps, meters and lot fees, ~~except that fees collected from a parking ramp or lot funded under s. 23.09 (25) (e), 1987 stats., are excluded until the county or municipality has foregone total payments under this section and s. 79.06 in an amount equal to the funds received under s. 23.09 (25) (e), 1987 stats., for the parking ramp or lot;~~ library fines or fees; and museum and zoo users or admission fees.

SECTION 1975. 79.03 (3) (b) 6 of the statutes is amended to read:

79.03 (3) (b) 6. "Standardized valuation per person" is that number that when used in the computation under par. (a) most nearly approximates the sum of entitlements for all municipalities ~~and~~ or for all counties respectively to the funds distributable under par. (a).

SECTION 1976f. 79.03 (3c) (f) of the statutes is amended to read:

79.03 (3c) (f) *Distribution amount.* If the total amounts calculated under ~~par. (c) to (e)~~ pars. (c) to (e) exceed the total amount to be distributed under this subsection, the amount paid to each eligible municipality shall be paid on a prorated basis. In ~~1993~~ 1994 and

thereafter, the total amount to be distributed under this subsection from s. 20.835 (1) (b) is ~~\$0~~ \$10,000,000.

SECTION 1977. 79.03 (4) of the statutes is renumbered 79.03 (4) (a) and amended to read:

79.03 (4) (a) In 1991, the total amount to be distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) is \$885,961,300. In 1993 ~~and subsequent years,~~ the total amount to be distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to municipalities and \$168,981,800 to counties. In 1995 and subsequent years, the total amounts to be distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to counties.

SECTION 1977m. 79.03 (4b) of the statutes is created to read:

79.03 (4b) The total amount specified in sub. (4) for any year shall be reduced by the total of all reductions in shared revenue payments for that year under s. 66.77 (4).

SECTION 1978. 79.04 (1) (intro.) of the statutes is amended to read:

79.04 (1) (intro.) Annually the department of administration, upon certification by the department of revenue, shall distribute to a municipality having within its boundaries a production plant or a general structure, including production plants and general structures under construction, used by a light, heat or power company assessed under s. 76.28 (2) except those described in s. 66.069 (2) or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.073 the amount determined as follows, ~~except that no distribution shall be made for a production plant if the municipality received a distribution under sub. (3), pertaining to the same production plant:~~

SECTION 1979. 79.04 (1) (a) of the statutes is amended to read:

79.04 (1) (a) An amount from the shared revenue account determined by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or village, the first \$125,000,000 of the amount shown in the account, plus leased property, of each public utility on December 31 of the preceding year for either "production plant, exclusive of land" and "general structures", or "work in progress" for production plants and general structures under construction, in the case of light, heat and power companies ~~or,~~ electric cooperatives or municipal electric companies, for all property within a municipality in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant

and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined by the department of revenue. The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than \$125,000,000. The amount distributable to a municipality in any year shall not exceed \$300 times the population of the municipality.

SECTION 1981. 79.04 (2) (a) of the statutes is amended to read:

79.04 (2) (a) Annually, the department of administration, upon certification by the department of revenue shall distribute from the shared revenue account to any county having within its boundaries a production plant or a general structure, including production plants and general structures under construction, used by a light, heat or power company assessed under s. 76.28 (2) except those described in s. 66.069 (2) or by an electric cooperative assessed under ss. 76.07 and 76.48, respectively, or by a municipal electric company under s. 66.073 an amount determined by multiplying by 6 mills the first \$100,000,000 \$125,000,000 of the amount shown in the account, plus leased property, of each public utility on December 31 of the preceding year for either "production plant, exclusive of land" and "general structures", or "work in progress" for production plants and general structures under construction, in the case of light, heat and power companies ~~or electric cooperatives or municipal electric companies~~, for all property within a town in accordance with the system of accounts established by the public service commission or rural electrification administration, less depreciation thereon as determined by the department of revenue and less the value of treatment plant and pollution abatement equipment, as defined under s. 70.11 (21) (a), as determined by the department of revenue and by multiplying by 3 mills the first ~~\$100,000,000~~ \$125,000,000 of the amount as defined in this subsection for all property within a city or village. ~~Amounts from the accounts, plus leased property, for production plants for which sub. (3) distributions pertain, shall be excluded in computing the distribution under this subsection.~~ The total of amounts, as depreciated, from the accounts of all public utilities for the same production plant is also limited to not more than ~~\$100,000,000~~ \$125,000,000. The amount distributable to a county in any year shall not exceed \$100 times the population of the county.

SECTION 1983. 79.04 (3) of the statutes is repealed.

SECTION 1984. 79.04 (4) of the statutes is created to read:

79.04 (4) (a) Annually, in addition to the amount distributed under sub. (1), the department of administration shall distribute \$50,000 to a municipality if spent nuclear fuel is stored within the municipality on December 31 of the preceding year. If a spent nuclear fuel storage facility is located at a production plant located in more than one municipality, the payment

shall be apportioned according to the formula under sub. (1) (c) 2. The payment to each municipality under this paragraph may not be less than \$10,000 annually.

(b) Annually, in addition to the amount distributed under sub. (2), the department of administration shall distribute \$50,000 to a county if spent nuclear fuel is stored within the county on December 31 of the preceding year. If a spent nuclear fuel storage facility is located at a production plant located in more than one county, the payment shall be apportioned according to the formula under sub. (1) (c) 2, except that the formula, as it applies to municipalities in that subdivision, applies to counties in this paragraph. The payment under this paragraph may not be less than \$10,000 annually.

SECTION 1984t. 79.05 (title) of the statutes is amended to read:

79.05 (title) Expenditure restraint program.

SECTION 1985. 79.05 (1) (am) of the statutes is created to read:

79.05 (1) (am) "Inflation factor" means a percentage equal to the average annual percentage change in the U.S. consumer price index for all urban consumers, U.S. city average, as determined by the U.S. department of labor, for the 12 months ending on September 30 of the year before the statement under s. 79.015.

SECTION 1987c. 79.05 (1) (d) of the statutes is created to read:

79.05 (1) (d) "Valuation factor" means a percentage equal to 60% of the percentage change in the municipality's equalized value due to new construction less improvements removed between the year before the statement under s. 79.015 and the previous year, but not less than zero nor greater than 2.

SECTION 1987g. 79.05 (2) (a) of the statutes is amended to read:

79.05 (2) (a) Its property tax levy rate established during the year before the statement under s. 79.015 is greater than ~~the average for all municipalities~~ 5 mills.

SECTION 1987r. 79.05 (2) (b) of the statutes is repealed.

SECTION 1988b. 79.05 (2) (c) (intro.) of the statutes is renumbered 79.05 (2) (c) and amended to read:

79.05 (2) (c) Its municipal budget, exclusive of principal and interest on long-term debt, for the year of the statement under s. 79.015 increased over its municipal budget as adjusted under sub. (6), exclusive of principal and interest on long-term debt, for the year before that year by less than the ~~average annual percentage change in the U.S. consumer price index for all urban consumers, U.S. city average, as determined by the U.S. department of labor, for the 12 months ending on September 30 of the year before the statement under s. 79.015 plus the following percentages:~~ sum of the inflation factor and the valuation factor, rounded to the nearest 0.10%.

SECTION 1989. 79.05 (2) (c) 1 and 2 of the statutes are repealed.

SECTION 1990. 79.05 (2m) of the statutes is amended to read:

79.05 (2m) Annually, on November 1, the department of revenue shall certify the appropriate percentage change in the consumer price index that is to be used in the requirement under sub. (2)-(e) (1) (am) to the joint committee on finance.

SECTION 1990m. 79.05 (3) (a) of the statutes is amended to read:

79.05 (3) (a) Subtract ~~the statewide average property tax levy rate~~ 5 mills from the municipality's property tax levy rate.

SECTION 1990p. 79.05 (6) of the statutes is created to read:

79.05 (6) (a) If a municipality transfers to another governmental unit responsibility for providing any service that the municipality provided in the preceding year, its budget for the preceding year shall be decreased to reflect the cost that the municipality incurred to provide that service, as determined by the department of revenue.

(b) If a municipality increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit in any year, its budget for the preceding year shall be increased to reflect the cost of that service, as determined by the department of revenue.

SECTION 1991k. 79.058 of the statutes is created to read:

79.058 County mandate relief. (1) Each county is entitled to a mandate relief payment equal to the per person distribution under sub. (2) times the county's population for the year in which the statement under s. 79.015 is provided as determined under s. 16.96 (2).

(2) The per person distribution is determined by dividing the total amount to be distributed to counties from s. 20.835 (1) (f) by the state population for the year in which the statement under s. 79.015 is provided as determined under s. 16.96.

(3) The total amount to be distributed to counties under sub. (1) from s. 20.835 (1) (f) is:

(a) In 1994, \$4,725,200.

(b) In 1995 and subsequent years, \$8,159,000.

SECTION 1993. 79.06 (1) (c) of the statutes is amended to read:

79.06 (1) (c) ~~In 1982 and thereafter, a~~ A municipality or county that has an aids deficiency shall receive a payment from the amounts withheld under sub. (2) equal to its proportion of all the aids deficiencies of municipalities ~~and~~ or counties respectively for that year.

SECTION 1995. 79.06 (2) (c) of the statutes is amended to read:

79.06 (2) (c) In this subsection, "maximum allowable increase" in any year means a percentage such that the sum for all municipalities ~~and~~ or counties

respectively in that year of the excess of payments under ss. 79.02 and 79.03, excluding payments under s. 79.03 (3c), over the payments as limited by the maximum allowable increase is equal to the sum of the aids deficiencies under sub. (1) in that year.

SECTION 2003. 79.10 (11) (b) of the statutes is amended to read:

79.10 (11) (b) Before October 16, the department of administration shall determine the total funds available for distribution under the lottery credit in the following year and shall inform the joint committee on finance of that total. Total funds available for distribution shall be all existing and projected lottery proceeds and interest for the fiscal year of the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r), ~~20.566 (2) (r)~~ and 20.835 (2) (q) and (3) (r) and less the required reserve under s. 20.003 (5). The joint committee on finance may revise the total amount to be distributed if it does so at a meeting that takes place before November 1. If the joint committee on finance does not schedule a meeting to take place before November 1, the total determined by the department of administration shall be the total amount estimated to be distributed under the lottery credit in the following year.

SECTION 2004. 80.38 (2) of the statutes is amended to read:

80.38 (2) If 6 or more freeholders residing within the limits of the village or other plat wish any streets in the plat to be so declared public highways and opened to public use, they may apply to the town board for that purpose in the manner provided in s. 80.02. Upon that application, the town board shall make and file an order, within 10 days, declaring the streets to be public highways or refusing so to do. In either case, any person considering himself or herself aggrieved by the order may appeal to the circuit court for the same county by filing with the town clerk a notice of appeal, specifying the grounds of appeal, within 20 days from the filing of the order, together with a written undertaking of the appellant, with one or more sufficient sureties, to be approved by the town clerk for the payment of all costs that may be awarded against the appellant, and paying to the clerk the fee prescribed in s. 814.61 (8) (a) 1 or (am) 1. Within 20 days thereafter the town clerk shall deliver to the clerk of the circuit court all the papers in the case, together with the notice of appeal, with the date of service endorsed thereon, and pay the fee prescribed in s. 814.61 (8) (a) 1 or (am) 1; whereupon the clerk of the circuit court shall enter an action in the court record in which the appellant is the plaintiff and the town is the defendant. The issues as shown by the papers and the appeal shall be tried without further pleading, the same as in personal actions in circuit court, and judgment rendered and enforced as in other actions in which persons and municipal corporations are parties.

SECTION 2005. 84.001 (1m) of the statutes is created to read:

84.001 (1m) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2006. 84.013 (3) (rb) to (rp) of the statutes are created to read:

84.013 (3) (rb) The Rock county transportation plan, consisting of STH 11 extending southeasterly approximately 6.1 miles between STH 11 west of Janesville and the intersection of USH 51 and STH 351, designated as the Janesville bypass, and STH 81 and STH 213 extending southerly approximately 2.5 miles between STH 213 west of Beloit and the state line, designated as the Beloit bypass, in Rock county.

(re) USH 12 extending approximately 18.2 miles between the USH 12/14 interchange area in Middleton and STH 60 in Dane and Sauk counties.

(rg) STH 13 extending approximately 5.0 miles between USH 10 and Lincoln avenue, designated as the Marshfield mobility study, in Wood and Marathon counties.

(rj) STH 64 extending approximately 14.3 miles between STH 64 northeast of Houlton and STH 65 east of New Richmond, designated as the Houlton to New Richmond project, in St. Croix county.

(rm) USH 151 between CTH "D" and STH 149, designated as the Fond du Lac bypass, in Fond du Lac county.

(rp) STH 57 extending approximately 10.5 miles between I 43 and STH 57 approximately 0.5 mile north of the southern Sheboygan county line, in Ozaukee and Sheboygan counties.

SECTION 2007. 84.05 of the statutes is amended to read:

84.05 Railroad crossing improvements. On a highway which the department has authority to construct and which crosses a railroad, if the department determines that the construction or reconstruction of a grade separation or the rearrangement or elimination of a grade crossing or other rearrangement of the highway or tracks is necessary in the interest of public safety or for convenience of public travel, the department shall make a plan of the construction proposed and an estimate of the cost thereof, including the cost of needed right-of-way; and shall endeavor to make an arrangement with all persons concerned as to all matters involved in the plan, including the portion of the cost of the contemplated work which the persons shall defray. If the department is unable to contract with the persons concerned as to the distribution and payment of the cost of the work or the maintenance thereof, the department shall lay the matter before the ~~office of the commissioner of transportation public service commission~~, and the ~~office of the commissioner of transportation public service commission~~ shall review the proceedings and hold a hearing thereon in accordance with ss. 195.28 and 195.29, and shall fix the portion of the cost of the construction and of the maintenance which is to be paid by the persons

or corporations concerned, and the portion of the cost, if any, to be paid by the public, which portion shall be paid from the transportation fund. ~~The office of the commissioner of transportation public service commission~~ shall determine the benefits, if any, which will inure to other highways, and apportion and charge to the units of government responsible for the construction of such other highways a fair portion of the cost.

SECTION 2008. 84.13 (intro.) and (1) of the statutes are consolidated, renumbered 84.13 (1) and amended to read:

84.13 (1) Any toll bridge eligible to be reconstructed as a free bridge under s. 84.11 or 84.12, may be purchased under such section and made a free bridge, and the procedure in such case, so far as applicable, shall be the same as for the construction or reconstruction of bridges. If the department is unable to agree with the owners of such toll bridge as to purchase price, the ~~said~~ toll bridge may be condemned, by exercising the right of eminent domain, ~~in the following manner: (1) The department may petition the office of the commissioner of transportation to fix a time and place for public hearing in the matter of just compensation to be paid for the taking of the toll bridge, as provided by s. 197.05, and the subsequent procedure, so far as applicable, shall be as provided by ss. 197.05 to 197.09. "Municipality" as used in such sections means the department in all proceedings brought under this section, and "commission" means the office of the commissioner of transportation under ch. 32.~~ Any toll bridge so purchased or acquired may be later reconstructed under this chapter in the same manner as other free bridges may be reconstructed.

SECTION 2009. 84.185 (4) of the statutes is amended to read:

84.185 (4) RULES. The department shall promulgate rules establishing criteria for making determinations under this section. The rules shall include criteria to rank projects and make competitive grant selections, and criteria and procedures for the repayment of loans made under sub. (6m).

SECTION 2010. 84.185 (6m) of the statutes is amended to read:

84.185 (6m) ADMINISTRATION. From the appropriations under s. 20.395 (2) (iq), (iv) and (ix), upon the approval of the secretary under sub. (2), the department may make improvements to or provide other assistance for the improvement of a transportation facility under sub. (1) (d) 1 to 3 or provide other assistance for the improvement of a transportation facility under sub. (1) (d) 4 or 5. The department may make loans from the appropriations under s. 20.395 (2) (iq) and (iw) for the improvement of a transportation facility. ~~The department shall expend not more than 50% of the appropriation under s. 20.395 (2) (iq) for grants under this subsection.~~ The state share of costs for the improvement of a transportation facility,

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including any loans made under this subsection for the improvement of the transportation facility, may not exceed 50% of the cost of the improvement.

SECTION 2017. 84.30 (18) of the statutes is amended to read:

84.30 (18) HEARINGS; TRANSCRIPTS. Hearings concerning sign removal notices under sub. (11) or the denial or revocation of a sign permit or license shall be conducted before the ~~office of the commissioner of transportation~~ division of hearings and appeals as are hearings in contested cases under ch. 227. The decision of the ~~office of the commissioner of transportation~~ division of hearings and appeals is subject to judicial review under ch. 227. Any person requesting a transcript of the proceedings from the ~~office~~ division of hearings and appeals shall pay ~~\$1 per page the amount established by the division of hearings and appeals by rule~~ for the transcript.

SECTION 2018. 84.31 (6) (a) of the statutes is amended to read:

84.31 (6) (a) If a junkyard is an illegal junkyard but not a nonconforming junkyard, the department shall give the owner or operator thereof notice of the illegal status of the junkyard. The notice shall specify the respects in which the junkyard is illegal and shall state that unless the junkyard is brought into compliance with the law within 30 days at the expense of the owner or operator, the department shall take one or more of the courses of action authorized in par. (b). The notice shall inform the owner or operator that if he or she requests a hearing on the matter in writing within the 30-day period, a hearing shall be conducted by the ~~office of the commissioner of transportation under s. 227.44~~ division of hearings and appeals as are hearings in contested cases under ch. 227. Requests for hearings shall be served on the department and the ~~office of the commissioner of transportation~~ division of hearings and appeals.

SECTION 2019. 84.59 (6) of the statutes is amended to read:

84.59 (6) Revenue obligations may be contracted by the building commission when it reasonably appears to the building commission that all obligations incurred under this section can be fully paid from moneys received or anticipated and pledged to be received on a timely basis. Revenue obligations issued under this section shall not exceed ~~\$665,934,000~~ \$950,834,000 in principal amount, excluding obligations issued to refund outstanding revenue obligations. Not more than ~~\$578,334,000~~ \$841,634,000 of the ~~\$665,934,000~~ \$950,834,000 may be used for transportation facilities under s. 84.01 (28) and major highway projects under ss. 84.06 and 84.09.

SECTION 2020. 85.01 (2) of the statutes is repealed and recreated to read:

85.01 (2) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2021. 85.013 of the statutes is created to read:

85.013 Hearings. (1) Except as provided in sub. (2), any hearing under s. 227.42 granted by the department may be conducted before the division of hearings and appeals which shall decide the matter.

(2) The secretary shall designate employees of the department as hearing examiners to preside over all hearings arising under ch. 344.

SECTION 2022. 85.022 (title) of the statutes is amended to read:

85.022 (title) Multimodal transportation studies.

SECTION 2023. 85.022 (1) (intro.) of the statutes is amended to read:

85.022 (1) (intro.) The department shall administer a program to study multimodal transportation ~~corridors~~. The department may make grants or pay contract costs from the ~~appropriation~~ appropriations under s. 20.395 (2) (hq) and (hx) for multimodal transportation ~~corridor~~ studies and preliminary engineering of public transportation projects. The department may provide grants or contract with any person under this section to study interurban and intraurban area multimodal transportation ~~corridors~~, including an analysis of the potential impact of a transportation facility on local and statewide economic development. A study may consider any of the following:

SECTION 2024. 85.022 (4) of the statutes is repealed.

SECTION 2024g. 85.024 of the statutes is created to read:

85.024 Bicycle and pedestrian facilities program. (1) In this section, "political subdivision" means a county, city, village or town.

(2) The department shall administer a bicycle and pedestrian facilities program to award grants of assistance to political subdivisions for the planning, development or construction of bicycle and pedestrian facilities. Annually, the department shall award ~~\$700,000~~ from the appropriation under s. 20.395 (2) ~~(fx)~~ (fx) in grants to political subdivisions under this section. A political subdivision that is awarded a grant under this section shall contribute matching funds equal to at least 25% of the amount awarded under this section. The department shall select grant recipients annually beginning in 1994 from applications submitted to the department on or before April 1 of each year.

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~~SECTION 2024r. 85.06 (2) (g) of the statutes is created to read:~~

~~85.06 (2) (g) Provide funding for railroad station improvements.~~

~~SECTION 2024t. 85.06 (3) (b) of the statutes is amended to read:~~

~~85.06 (3) (b) The department shall give priority to funding additional rail passenger service over railroad station improvements, marketing studies or promotional activities.~~

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SECTION 2025. 85.061 of the statutes is created to read:

85.061 Rail passenger route development. (1) DEFINITION. In this section, "Amtrak" means the national railroad passenger corporation.

(2) LEGISLATIVE FINDINGS. The legislature finds that private capital and local governmental financial and technical resources are unable to fully meet the transportation needs of all citizens. It is determined that the program authorized under this section, including the improvement of the property or facilities of a railroad, whether publicly or privately owned, is a legitimate governmental function serving proper public purposes.

(3) PROGRAM. The department shall administer a rail passenger route development program. From the appropriation under s. 20.866 (2) (up), the department may fund capital costs related to Amtrak service extension routes between the cities of Milwaukee and Madison and between the cities of Milwaukee and Green Bay. The extension of the route between the cities of Milwaukee and Green Bay shall provide service to population centers along the route in a manner that makes the route most economically feasible. The department may not use any proceeds from the bond issue authorized under s. 20.866 (2) (up) for the extension of a route under this subsection unless the department submits evidence to the joint committee on finance that Amtrak has agreed to provide rail passenger service on that extension route and the joint committee on finance approves the use of the proceeds. The department may contract with Amtrak, railroads or other persons to perform the activities under this subsection.

SECTION 2026. 85.08 (2) (i) of the statutes is amended to read:

85.08 (2) (i) To make and execute contracts with the federal government, any other state or any county ~~or other body public and corporate, city, village, town, railroad, or any transit commission organized under s. 59.968, 66.30 or 66.943,~~ to ensure the continuance and improvement of quality transportation service at reasonable rates or to provide for rail service on rail property owned by the state.

SECTION 2027. 85.08 (2) (L) of the statutes is created to read:

85.08 (2) (L) To acquire rail property for the purpose of preserving freight rail service or improving the efficiency of freight rail service if, in the department's judgment, the public interest requires acquisition of the rail property.

SECTION 2027g. 85.08 (4m) (title) of the statutes is amended to read:

85.08 (4m) (title) FREIGHT RAILROAD LOANS AND GRANTS.

SECTION 2027j. 85.08 (4m) (a) of the statutes is amended to read:

85.08 (4m) (a) *Purpose; findings.* The purpose of this subsection is to assist ~~local governments~~ in the preservation and improvement of freight rail service in ~~those areas of the this state confronted with the possibility of service discontinuation.~~ The legislature finds that private capital and local government contributions are insufficient ~~to prevent the breakdown of for~~ adequate freight rail service. The legislature finds that freight rail service preservation ~~bears~~ and improvement bear a significant relationship to the conservation of energy, the preservation of existing economic and tax bases and the maintenance of a balanced transportation system. The legislature further finds that these are proper governmental functions and that the programs authorized under this subsection are therefore valid governmental functions serving proper public purposes. It is the intent of this subsection to promote the public good by preserving and improving freight rail service in this state.

SECTION 2028. 85.08 (4m) (b) 1 of the statutes is amended to read:

85.08 (4m) (b) 1. "Eligible applicant" means a county, municipality or town or agency thereof, a railroad, a current or potential user of freight rail service or a transit commission organized under s. 59.968, 66.30 or 66.943.

SECTION 2029. 85.08 (4m) (c) (intro.) of the statutes is amended to read:

85.08 (4m) (c) (title) *Railroad facilities acquisition grants and loans.* (intro.) The department may make grants to eligible applicants for the purpose of preserving freight rail service through the acquisition of rail property. The grant may be composed of state funds, federal funds, state property, the use of state property, or any combination of state funds, federal funds ~~and, state property and the use of state property.~~ No grant for the acquisition of rail property improvements may exceed 80% of the acquisition cost. No grant for the acquisition of rail property exclusive of rail property improvements may exceed 100% of the acquisition cost. A grant may be made to an eligible applicant before or after abandonment of a railroad line as defined in s. 85.09 (3). The department may permit an eligible applicant's share of an increase in the acquisition cost of rail property or rail property improvements to be paid in instalments if the increase in acquisition cost is caused by negotiation or litigation. No grant may be made under this paragraph for the acquisition of rail property if the acquisition price exceeds an amount deemed reasonable by the department. If a grant is made to an eligible applicant under this paragraph, the department may award a loan to the eligible applicant for not more than 15% of the acquisition cost. A grant of money or a loan made under this paragraph shall be paid from the appropriation under s. 20.395 (2) ~~(aa), (bu) or (bx) or 20.866 (2) (uw).~~ The department shall administer this program and shall have all powers necessary and convenient to

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implement this paragraph and par. (d), including the following powers:

SECTION 2030. 85.08 (4m) (c) 1 of the statutes is amended to read:

85.08 (4m) (c) 1. To develop the specifications and provisions of the grants and loans which are made to eligible applicants.

SECTION 2031. 85.08 (4m) (c) 2 of the statutes is amended to read:

85.08 (4m) (c) 2. To receive and review applications for grants and loans and to prescribe the form, nature and extent of the information which shall be contained in applications.

SECTION 2032. 85.08 (4m) (c) 5 of the statutes is amended to read:

85.08 (4m) (c) 5. To make and execute agreements with eligible applicants for grants and loans. These agreements shall ensure that rail service on the line is continued and that the required maintenance, rehabilitation and improvement activities are performed.

SECTION 2033. 85.08 (4m) (d) of the statutes is amended to read:

85.08 (4m) (d) (title) *Railroad rehabilitation and construction grants and loans*. The department may make grants to eligible applicants for the purpose of rehabilitating or constructing rail property improvements. Construction shall be limited to that which is required to continue rail service on a particular line, or to provide alternative rail service when a line has been abandoned ~~or to provide industry access to a line~~. A grant under this paragraph may be composed of state funds, federal funds, state property, the use of state property, technical assistance, or any combination of state funds, federal funds, state property, the use of state property and technical assistance. The value of a grant may not exceed 80% of the costs of rehabilitation or construction. If a grant is made to an eligible applicant under this paragraph, the department may award a loan to the eligible applicant for not more than 15% of the rehabilitation or construction costs. A grant may be made before or after abandonment of a railroad line as defined in s. 85.09 (3). A grant or loan made under this paragraph shall be paid from the appropriation under s. 20.395 (2) ~~(a)~~ (bu) or (bx) or 20.866 (2) (uw).

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SECTION 2034m. 85.08 (4m) (e) of the statutes is repealed and recreated to read:

85.08 (4m) (e) *Freight rail infrastructure improvement loans*. 1. Upon the request of an eligible applicant, the department may negotiate and enter into a loan agreement with the eligible applicant for purposes of rehabilitating a rail line or to finance an economic development and transportation efficiency project, including a project designed to promote safety or the viability of a statewide system of freight rail service, to assist intermodal freight movement or to provide industry access to a rail line. A loan made under this paragraph shall finance a project that would not be economically feasible without the loan and that

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confers a public benefit or enhances economic development in this state. Loans made under this paragraph shall be paid from the appropriation under s. 20.395 (2) (bt), (bu), (bw) or (bx).

2. Projects for which a loan made under this paragraph may be used include all of the following:

a. ~~Main~~ line upgrades that will expand the use of a rail line for the public benefit, including increased passenger service and increased use of double-stack technology and piggyback service.

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b. Rail branch line stabilization or upgrading.

Vetoed

c. Projects associated with ~~establishing~~ rail intermodal facilities, such as terminals, team tracks, docks, conveyers, ~~passenger stations~~, and other loading and unloading facilities.

Vetoed

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d. Relocation of a freight rail off-loading facility that has been agreed to by the owner of the facility; the city, village or town in which the facility is located; and the city, village or town in which the facility will be relocated.

e. Rail line relocation or consolidation.

3. Loans made under this paragraph shall be allocated by the department on bases that protect the public interest, including a cost-benefit analysis. A loan made under this paragraph may cover up to 100% of a project's cost and shall be repaid over a 10-year period in equal instalments.

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4. The department shall administer this program and shall have all powers necessary and convenient to implement this paragraph, including the following powers:

a. To establish standards and schedules for railroad infrastructure improvement projects and to establish the specifications and provisions of a loan that is made to an eligible applicant.

b. To establish the level and period of rail service to be provided by the railroad in any loan agreement.

c. To negotiate and establish the financial participation required of an eligible applicant in any loan agreement.

d. To provide technical assistance to an eligible applicant.

5. An application for a loan under this paragraph may not be made if an abandonment or discontinuance application is pending on the line or portion of line, or the line or portion of line on which the rail property improvements are located has been designated by the railroad to the interstate commerce commission on its system diagram map as anticipated to be the subject of an abandonment or discontinuance application within a 3-year period following the date of the application or the date on which the loan is scheduled, unless the secretary determines that this restriction may be waived for a particular application.

SECTION 2034p. 85.08 (4m) (f) of the statutes is repealed.

SECTION 2041. 85.08 (4m) (g) (intro.) of the statutes is amended to read:

85.08 (4m) (g) *Exemption from bond requirements.* (intro.) The secretary may exempt contracts involving the performance of labor or furnishing of materials for any public improvement or public work under the railroad rehabilitation and construction program of par. (d) or the advance capital loan program for pre-abandonment rail line stabilization freight rail infrastructure improvements under par. (e) from the performance and payment bond requirements of s. 779.14 if the secretary determines that:

SECTION 2041e. 85.08 (5) of the statutes is created to read:

85.08 (5) ASSISTANCE TO RURAL AREAS. (a) In this subsection, "rural municipality" means any of the following:

1. A city, town or village with a population of 4,000 or less.
2. A city, town or village that is located in a county with a population density of less than 150 persons per square mile.

(b) In awarding assistance under this section, the department shall make a good faith effort to select eligible applicants that represent or will benefit various geographical regions and populations of this state, including rural municipalities.

SECTION 2042. 85.09 (2) of the statutes is renumbered 85.09 (2) (a) and amended to read:

85.09 (2) (a) The department of transportation shall have the first right to acquire, for present or future transportation purposes, or recreational purposes, scenic purposes or for the purpose of constructing a correctional institution, any property used in operating a railroad or railway, including land and rails, ties, switches, trestles, bridges and the like located thereon, which has been abandoned. The department of transportation may, in connection with abandoned rail property, assign this right to a state agency, the board of regents of the university of Wisconsin system, any county or municipality or any transit commission. Acquisition by the department of transportation may be by gift, purchase or condemnation in accordance with the procedure under s. 32.05. In addition to its property management authority under s. 85.15, the department of transportation may lease and collect rents and fees for any use of rail property pending discharge of the department's duty to convey property that is not necessary for a public purpose. In exercising its property management authority, the department of transportation, to the greatest extent practicable, shall encourage and utilize the Wisconsin conservation corps for appropriate projects. No person owning abandoned rail property, including any person to whom ownership reverts upon abandonment, may convey or dispose of any abandoned rail property without first obtaining a written release from the department of transportation indicating that the first right of acquisition under this subsection will not be exercised or assigned. ~~The department of cor-~~

~~rections may notify the department of transportation of its interest in specific rail property or of its interest in rail property in certain areas of the state. The department of transportation may not issue this written release for rail property in which the department of corrections has notified it of an interest unless the department of corrections authorizes the release.~~ No railroad or railway may convey any rail property prior to abandonment if the rail property is part of a rail line shown on the railroad's system map as in the process of abandonment, expected to be abandoned or under study for possible abandonment unless the conveyance or disposal is for the purpose of providing continued rail service under another company or agency. Any conveyance made without obtaining such release is void. The first right of acquisition of the department of transportation under this subsection does not apply to any rail property declared by the department to be abandoned before January 1, 1977. The department of transportation may acquire any abandoned rail property under this section regardless of the date of its abandonment.

SECTION 2043. 85.09 (2) (b) of the statutes is created to read:

85.09 (2) (b) The first right of acquisition under this subsection applies only to the following property:

1. In unincorporated areas, any land measured 50 feet from the center line of each outermost track bed and any land between such tracks.
2. In incorporated areas, any land measured 33 feet from the center line of each outermost track bed and any land between such tracks.
3. Any property not included in subsds. 1 and 2 that consists of a loading or unloading facility, a vehicular access facility, or a building that is, in the department's judgment, suitable for a freight or rail passenger station.

SECTION 2044. 85.12 of the statutes is created to read:

85.12 Statewide public safety radio management program. (1) The department shall administer a statewide public safety radio management program. From the appropriations under s. 20.395 (5) (dk) and (dq), the department may provide statewide tower site management, public safety frequency management, public safety database administration and planning services related to statewide public safety radio management.

(2) The department shall maintain any existing communications equipment at state patrol towers and stations that is used by emergency medical services programs under s. 146.55 unless the cost of maintaining the equipment exceeds the benefits that will result from such maintenance.

SECTION 2045. 85.20 (4m) (am) of the statutes is created to read:

85.20 (4m) (am) From the amounts appropriated under s. 20.395 (1) (bu), the department shall make supplemental payments of state aid to each eligible

applicant in an urban area served by an urban mass transit system with annual operating expenses in excess of \$20,000,000 and annual ridership exceeding 7,000,000 one-way revenue passenger trips. State aid to an eligible applicant under this paragraph shall be paid in each fiscal year according to a schedule established by the department. The department may not make the last payment for a fiscal year until the department has completed an audit under sub. (3) (c) of the applicable urban mass transit system for the most recent state aid contract period. Payments under this paragraph are in addition to any payments made under par. (a). Each eligible applicant shall provide a local contribution, exclusive of user fees, toward operating expenses in an amount equal to at least 20% of any supplemental payment of state aid to that eligible applicant under this paragraph. Payments under this paragraph shall be made so that the sum of state and federal aids distributed to each eligible applicant for a state aid contract period is equal to a uniform percentage of operating expenses established by the department.

SECTION 2046. 85.20 (4s) of the statutes is amended to read:

85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed between the department and eligible applicants under this section shall provide that the state aid payment of the state aid allocation under sub. (4m) (a) for the last quarter of the state's fiscal year shall be provided from the following fiscal year's appropriation under s. 20.395 (1) (bq).

SECTION 2046e. 85.21 (3) (c) of the statutes is amended to read:

85.21 (3) (c) To make and execute contracts with counties to ensure the provision of specialized transportation service. Payments under such contracts to eligible applicants shall not exceed the county proportionate share, except as supplemented under par. (e) or (f). A contract under this section shall require the county to make a matching contribution of 20% of the contract amount and to furnish information determined necessary by the department for periodic program monitoring and year-end auditing and evaluation. A contract may permit a county to hold aids received under this section on or after July 2, 1983, in trust, according to rules promulgated by the department, for the exclusive purpose of acquiring or maintaining equipment used for services authorized under this section. All aids held in trust, as well as any accumulated interest, not expended for the authorized purposes, shall be returned to the department for deposit in the transportation fund. Nothing in this paragraph entitles a county to any investment interest accumulated prior to the time the aid payment is actually received by the county.

SECTION 2046g. 85.21 (3) (f) of the statutes is created to read:

85.21 (3) (f) Notwithstanding the determination of county proportionate share under par. (b), to make

supplemental payments under contracts to eligible applicants under this section. The department shall make supplemental payments under this paragraph to ensure that payments to any eligible applicant for calendar year 1994 and for each calendar year thereafter are at least equal to payments made to the eligible applicant for calendar year 1992.

SECTION 2047. 85.243 of the statutes is created to read:

85.243 Surface transportation discretionary grants program. (1) DEFINITIONS. (a) "Eligible applicant" means a local public body in an area having a population of 5,000 or more.

(b) "Local public body" includes counties, municipalities or towns, or agencies thereof; transit or transportation commissions or authorities and public corporations established by law or by interstate compact to provide mass transportation services and facilities or 2 or more of any such bodies acting jointly under s. 66.30.

(c) "Metropolitan planning organization" means an organization designated by the department by rule for an urbanized area having a population of 50,000 or more that complies with the requirements of 23 USC 134.

(2) ADMINISTRATION. (a) The department shall administer a surface transportation discretionary grants program to promote the development and implementation of surface transportation projects that foster the diverse transportation needs of the people of this state. Annually, the department may make grants to eligible applicants for surface transportation projects that promote nonhighway use or that otherwise supplement existing transportation activities. A grant may not exceed 80% of the total cost of a project. The department shall give priority to funding projects that foster alternatives to single-occupancy automobile trips. In deciding whether to award a grant under this section, the department may consider whether other funding sources are available for the proposed project.

(b) The department shall have all powers necessary and convenient to implement this section, including the following powers:

1. To promulgate, by rule, procedures and criteria for the review and award of grants under this section.
2. To receive and review applications for grants and to prescribe the form, nature and extent of the information which shall be contained in applications.
3. To audit and inspect the records of grant recipients.
4. To require reports from grant recipients as needed.

(c) For any eligible applicant located within an urbanized area served by a metropolitan planning organization, all of the following apply:

1. The department shall administer and implement the program under this section in cooperation with the metropolitan planning organization.

2. The department may not make a grant under par. (a) unless the proposed project is included in a transportation improvement plan of the metropolitan planning organization.

3. If 2 or more grant applications are submitted to the department by eligible applicants located within the urbanized area served by a metropolitan planning organization, the department shall require the metropolitan planning organization to submit a ranking, in order of priority, of the grant applications before awarding any grants to eligible applicants located within the urbanized area served by the metropolitan planning organization.

SECTION 2048. 85.245 of the statutes is created to read:

85.245 Congestion mitigation and air quality improvement program. (1) The department may administer a program for the distribution of federal funds for congestion mitigation and air quality improvement projects made available to the state under 23 USC 149. The cost of any project shall be funded from the appropriations under s. 20.395 (2) (kv) and (kx).

(2) The department shall pay to the department of natural resources \$624,000 in fiscal year 1993-94 and \$552,000 in fiscal year 1994-95 from the appropriation under s. 20.395 (2) (kx) for air quality improvement related to mobile sources of air contaminants.

SECTION 2049. 85.28 of the statutes is created to read:

85.28 Driver license reinstatement training program. The department shall administer a driver license reinstatement training program. From the appropriation under s. 20.395 (5) (cq), the department may contract with public or private entities for programs that provide persons whose driver's license has been revoked or suspended under the laws of this state with training and assistance in meeting the requirements of ch. 343 for license reinstatement.

SECTION 2050. 86.001 (intro.) of the statutes is amended to read:

86.001 (title) Definitions. (intro.) In this chapter, "~~department~~" means the department of transportation.

SECTION 2051. 86.001 (1) of the statutes is created to read:

86.001 (1) "Commission" means the public service commission.

SECTION 2052. 86.001 (1m) of the statutes is created to read:

86.001 (1m) "Department" means the department of transportation.

SECTION 2053. 86.001 (2) of the statutes is created to read:

86.001 (2) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2054. 86.073 (3) of the statutes is amended to read:

86.073 (3) If the department confirms or modifies the decision of the district office, the department shall notify the applicant of the action and the grounds for the action and shall also notify the applicant of a right to a hearing before the ~~office of the commissioner of transportation~~ division of hearings and appeals. Upon written request by the applicant within 30 days after the notice is mailed to the applicant, the ~~office of the commissioner of transportation~~ division of hearings and appeals shall schedule a hearing to be held within 60 days after receipt of the request.

SECTION 2055. 86.12 (2) of the statutes is amended to read:

86.12 (2) If a railroad company fails to comply with the resolution in sub. (1) within 30 days after service of the resolution, the county board, common council, village board or town board may file a complaint with the ~~office of the commissioner of transportation~~ commission alleging the failure. The ~~office of the commissioner of transportation~~ commission shall investigate and determine the matter in controversy as provided in ch. 195. An order issued by the ~~office of the commissioner of transportation~~ commission under this subsection has the same effect as an order in a proceeding brought under ch. 195.

SECTION 2056. 86.13 (3) of the statutes is amended to read:

86.13 (3) If any railroad company fails to grade, construct, pave, surface or otherwise improve or maintain in good and safe condition for public travel as required by this section any street or highway crossing after having been notified so to do by the officer in charge thereof or of the highway improvement for 30 days after such notification, the highway authorities may file a complaint with the ~~office of the commissioner of transportation~~ commission. The ~~office of the commissioner of transportation~~ commission shall investigate and determine the matter in controversy as provided in ch. 195. An order issued by the ~~office of the commissioner of transportation~~ commission under this subsection has the same effect as an order in a proceeding brought under ch. 195.

SECTION 2057. 86.16 (5) of the statutes is amended to read:

86.16 (5) Any person, firm or corporation whose written application for permission to construct such lines within the limits of a highway has been refused, or when such application has been on file with the department or local authority for 20 days and no action has been taken thereon, the applicant may file with the department or local authority a notice of appeal to the ~~office of the commissioner of transportation~~ division of hearings and appeals. The department or local authority shall thereupon return all of the papers and action of the department or local authority to the ~~office of the commissioner of transportation~~

division of hearings and appeals, and the office of the commissioner of transportation division of hearings and appeals shall hear and try and determine the appeal on 10 days' notice to the department or local authority, and the applicant. The order entered by the office of the commissioner of transportation division of hearings and appeals shall be final.

SECTION 2058. 86.195 (9) (b) of the statutes is amended to read:

86.195 (9) (b) Contested cases concerning removals under this subsection shall be heard and decided by the office of the commissioner of transportation division of hearings and appeals.

SECTION 2058pm. 86.30 (1) (e) of the statutes is amended to read:

86.30 (1) (e) "Statewide county average cost-sharing percentage" means a factor determined for counties by which multiyear average costs under s. 86.303 are multiplied to fully distribute the amounts specified in sub. (9) (b) for the purpose of determining the share of costs.

SECTION 2058pr. 86.30 (1) (f) of the statutes is created to read:

86.30 (1) (f) "Statewide municipal average cost-sharing percentage" means a factor determined for municipalities by which multiyear average costs under s. 86.303 are multiplied to fully distribute the amounts specified in sub. (9) (c) for the purpose of determining the share of costs.

SECTION 2058q. 86.30 (1) (g) of the statutes is created to read:

86.30 (1) (g) "Three-year average costs" means the amount determined based on the 3 most recent years of actual costs established under s. 86.303.

SECTION 2058r. 86.30 (2) (a) 1 of the statutes is amended to read:

86.30 (2) (a) 1. ~~The~~ Except as provided in pars. (b), (d) and (dm) and s. 86.303, the amount of transportation aids payable by the department to each county and shall be the aids amount calculated under subd. 2 and to each municipality shall be the aids amount calculated under subd. 2 or 3, whichever is greater, except as provided under pars. (b) and (d) and s. 86.303 (5).

SECTION 2058s. 86.30 (2) (a) 2. a. of the statutes is amended to read:

86.30 (2) (a) 2. a. The share of costs for a municipality is the amount determined by multiplying the statewide municipal average cost-sharing percentage by the municipality's multiyear average costs under s. 86.303.

SECTION 2058t. 86.30 (2) (a) 2. b. of the statutes is repealed and recreated to read:

86.30 (2) (a) 2. b. The share of costs for a county is the amount determined by multiplying the statewide county average cost-sharing percentage by the county's multiyear average costs under s. 86.303.

SECTION 2058v. 86.30 (2) (a) 3. (intro.) of the statutes is amended to read:

86.30 (2) (a) 3. (intro.) For each mile of road or street under the jurisdiction of a ~~county or~~ municipality as determined under s. 86.302, the mileage aid payment shall be an amount equal to the following:

SECTION 2058x. 86.30 (2) (a) 3. a. of the statutes is repealed.

SECTION 2059. 86.30 (2) (a) 3. b. of the statutes is amended to read:

86.30 (2) (a) 3. b. In calendar year 1993 ~~and thereafter~~, \$1,200.

SECTION 2059e. 86.30 (2) (a) 3. b. of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed.

SECTION 2060. 86.30 (2) (a) 3. c. and d. of the statutes are created to read:

86.30 (2) (a) 3. c. In calendar year 1994, \$1,275.

d. In calendar year 1995 and thereafter, \$1,350.

SECTION 2060c. 86.30 (2) (b) 1 of the statutes is amended to read:

86.30 (2) (b) 1. Except as provided under par. (d) and s. 86.303 (5), no municipality whose aid is determined under par. (a) 2 may receive an increase in its annual transportation aid payment in excess of 10% 15% of its last previous calendar year aid payment or a decrease in its annual transportation aid payment in excess of 5% of its last previous calendar year transportation aid payment.

SECTION 2060d. 86.30 (2) (b) 1r. (intro.), a. and b. of the statutes are consolidated, renumbered 86.30 (2) (b) 1r and amended to read:

86.30 (2) (b) 1r. Except as provided under ~~par. (d) and s. 86.303 (5)~~, no county may receive ~~either of the following: a. An an~~ increase in its annual transportation aid payment in excess of 10% 15% of its last previous calendar year aid payment. ~~b. A~~ Except as provided under par. (dm) and s. 86.303, no county may receive a decrease in its annual transportation aid payment in excess of 2% of its last previous calendar year transportation aid payment.

SECTION 2060em. 86.30 (2) (b) 2 of the statutes is amended to read:

86.30 (2) (b) 2. The last previous calendar year aid payment to a ~~county or~~ municipality whose aid is determined under par. (a) 3 is adjusted in proportion to changes in the mileage under the jurisdiction of the ~~county or~~ municipality before an adjustment under subd. 1g ~~or 1r~~ is made.

SECTION 2060f. 86.30 (2) (d) of the statutes is amended to read:

86.30 (2) (d) *Aid limitation based on reported costs.* No ~~county or~~ municipality may be paid an amount under this section greater than 85% of its multiyear 3-year average costs ~~under s. 86.303~~.

SECTION 2060fm. 86.30 (2) (dm) of the statutes is created to read:

86.30 (2) (dm) *Fiscal limits aid reductions.* 1. If the department of revenue requests the department to reduce the aids paid to a county under par. (e), the

department shall reduce those aids by the amount specified under s. 66.77 (4) (b).

2. An amount equal to the amount of the reductions under subd. 1 is lapsed to the transportation fund.

SECTION 2060g. 86.30 (2) (e) of the statutes is amended to read:

86.30 (2) (e) *Aid payments.* Local transportation aids under this section shall be calculated and distributed on the basis of a calendar year. Local transportation aids shall be paid in 4 equal instalments on the first Monday in January, April, July and October. If adjustments are necessary, the department may adjust any of the scheduled aid payments in a calendar year. The payments shall be made from the appropriation under s. 20.395 (1) ~~(a)~~ (as) or (at) for the fiscal year in which the payments are made.

SECTION 2061. 86.30 (9) (title) of the statutes is amended to read:

86.30 (9) (title) AID CALCULATIONS.

SECTION 2062. 86.30 (9) of the statutes is renumbered 86.30 (9) (a) and amended to read:

86.30 (9) (a) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids are \$239,202,700 in calendar year 1992 and \$248,514,700 in calendar year 1993 ~~and thereafter~~. These amounts, to the extent practicable, shall be used to determine the statewide average cost-sharing percentage in the particular calendar year.

SECTION 2063c. 86.30 (9) (a) of the statutes is repealed.

SECTION 2063e. 86.30 (9) (b) of the statutes is created to read:

86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to counties are \$63,392,900 in calendar year 1994 and \$66,588,900 in calendar year 1995 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide county average cost-sharing percentage in the particular calendar year.

SECTION 2063g. 86.30 (9) (c) of the statutes is created to read:

86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2), the amounts for aids to municipalities are \$197,814,700 in calendar year 1994 and \$209,496,900 in calendar year 1995 and thereafter. These amounts, to the extent practicable, shall be used to determine the statewide municipal average cost-sharing percentage in the particular calendar year.

SECTION 2064. 86.31 (1) (ar) of the statutes is amended to read:

86.31 (1) (ar) "Entitlement" means the amount of aid made available under sub. (3) for reimbursement within a county for the components specified in sub. (3) (a) 1 to 3.

SECTION 2065. 86.31 (2) (a) of the statutes is amended to read:

86.31 (2) (a) The department shall administer a local roads improvement program to accelerate the improvement of seriously deteriorating local roads by reimbursing political subdivisions for improvements. The selection of improvements that may be funded under the program shall be performed by officials of each political subdivision, consistent with the ~~entitlements determined under sub. (3)~~ requirements of subs. (3) and (3m).

SECTION 2066. 86.31 (3) (b) (intro.) of the statutes is amended to read:

86.31 (3) (b) (intro.) From the appropriation under s. 20.395 (2) (fr), after first deducting the funds allocated under sub. (3m), the department shall allocate funds for entitlement as follows:

SECTION 2067. 86.31 (3m) of the statutes is created to read:

86.31 (3m) TOWN ROAD IMPROVEMENTS. From the appropriation under s. 20.395 (2) (fr), the department shall allocate \$500,000 in each fiscal year to fund town road improvements with eligible costs totaling \$100,000 or more. The funding of improvements under this subsection is in addition to the allocation of funds for entitlements under sub. (3).

SECTION 2068. 86.31 (6) (d) of the statutes is created to read:

86.31 (6) (d) Procedures for reimbursements for town road improvements under sub. (3m).

SECTION 2069. 86.32 (1) of the statutes is amended to read:

86.32 (1) The department may designate, or rescind the designation of, certain marked routes of the state trunk highway system over the streets or highways in any municipality for which the municipality will be responsible for maintenance and traffic control and the maintenance and operation of any swing or lift bridge. Such maintenance, operation and traffic control of the connecting highways and swing and lift bridges shall be subject to review and approval by the department. Those marked routes of the state trunk highway system designated as connecting streets prior to July 1, 1977, shall become the connecting highways in municipalities which are eligible for aids payments under this section. The character of travel service provided by a route, uniformity of maintenance, the effect on the maintaining agency, and the municipality's maintenance capability will be considerations by the secretary, in cooperation with the municipalities and counties in making changes in the connecting highways of the state trunk highway system in municipalities. The decision of the secretary to designate or rescind a designation may be appealed to the ~~office of the commissioner of transportation division of hearings and appeals~~, which may affirm, reverse or modify the secretary's decision.

SECTION 2070. 86.32 (2) (am) 3 and 4 of the statutes are repealed.

SECTION 2071. 86.32 (2) (am) 6 and 7 of the statutes are created to read:

86.32 (2) (am) 6. For 1994, \$10,213 per lane mile for municipalities having a population over 500,000; \$9,460 per lane mile for municipalities having a population of 150,001 to 500,000; \$8,431 per lane mile for municipalities having a population of 35,001 to 150,000; \$7,426 per lane mile for municipalities having a population of 10,000 to 35,000; and \$6,398 per lane mile for municipalities having a population under 10,000.

7. For 1995, \$10,468 per lane mile for municipalities having a population over 500,000; \$9,696 per lane mile for municipalities having a population of 150,001 to 500,000; \$8,641 per lane mile for municipalities having a population of 35,001 to 150,000; \$7,612 per lane mile for municipalities having a population of 10,000 to 35,000; and \$6,558 per lane mile for municipalities having a population under 10,000.

SECTION 2071g. 86.34 (2) of the statutes is amended to read:

86.34 (2) The department shall make such investigation as it deems necessary and within 6 months from the date of filing the petition shall make its findings and determination as to the granting of aid, the amount thereof, and the conditions under which it is granted. In making its determination the department shall cause an estimate to be made of the cost of repairing or replacing the facilities damaged or destroyed by the flood to standards and efficiency similar to those previously existing, and also an estimate of the cost of reconstructing to a higher type or improving any such facilities if determined to be warranted and advisable. The amount of aid to be granted shall be one-half of the increased cost of the reconstruction to a higher type or the improvement of any of the facilities, plus three-fourths of the cost of repair or replacement to standards similar to those previously existing or the amount by which such costs exceed one-fourth of the last annual aids paid to the petitioner from s. 20.395 (1) ~~(a)~~ (as) or (at), whichever is greater. The department may revise any of its estimates on the basis of additional facts. The county, town, village or city shall pay the remainder of the cost not allowed as aid, but this shall not invalidate any other provision of the statutes whereby the cost may be shared by the county and the town, village or city.

SECTION 2072. 88.66 (2) of the statutes is amended to read:

88.66 (2) Every district whose drains cross the ~~right of way~~ right-of-way of a railway company is liable to such company for the reasonable cost of opening its ~~right-of-way~~ right-of-way and also for the cost of the culverts and bridges made necessary by such drain. The drainage board shall include such costs in its cost of construction, as set forth in its report of benefits and damages, and shall award them as damages to the railway company. The bridge or culvert shall be designed by the district's engineer and the design sub-

mitted to the railway company for approval. If a dispute arises as to the adequacy of the design, either party may submit the dispute to the ~~office of the commissioner of transportation~~ public service commission by filing with the ~~office~~ commission a statement as to the facts involved and the nature of the dispute. The ~~office~~ commission shall investigate and determine the matter in controversy in accordance with ch. 195, and any order it makes in such proceeding has the same effect as an order in any other proceeding properly brought under ch. 195.

SECTION 2073. 88.87 (4) of the statutes is amended to read:

88.87 (4) If a railway company fails to comply with sub. (2), any person aggrieved thereby may file a complaint with the ~~office of the commissioner of transportation~~ public service commission setting forth the facts. The ~~office~~ commission shall investigate and determine the matter in controversy in accordance with ch. 195, and any order it makes in such proceeding has the same effect as an order in any other proceeding properly brought under ch. 195.

SECTION 2074. 88.88 (2) of the statutes is amended to read:

88.88 (2) If the railway company fails to comply with sub. (1), the person aggrieved thereby may file a complaint with the ~~office of the commissioner of transportation~~ public service commission setting forth the facts. The ~~office~~ commission shall investigate and determine the matter in controversy in accordance with ch. 195, and any order it makes in such proceeding has the same effect as an order in any other proceeding properly brought under ch. 195.

SECTION 2074g. 91.01 (2) of the statutes is amended to read:

91.01 (2) "Board" means the land and water conservation board.

SECTION 2074p. 91.17 (2) of the statutes is amended to read:

91.17 (2) When the owner of land subject to a farmland preservation agreement dies or is certified by a physician to be totally and permanently disabled, the land may be released from the program under this chapter and shall not be subject to a lien under s. 91.19 (8).

SECTION 2074q. 91.19 (1m) of the statutes is created to read:

91.19 (1m) Upon request, a farmland preservation agreement shall be relinquished by the department on behalf of the state when the owner of land subject to the agreement dies or is certified by a physician to be totally and permanently disabled.

SECTION 2074r. 91.19 (7) of the statutes is amended to read:

91.19 (7) Whenever a farmland preservation agreement is relinquished under sub. (2) or (6t) or all or part of the land is released from a farmland preservation agreement under sub. (2) or (6p) or a transition area agreement is relinquished under sub. ~~(4) or (2)~~ or, sub-

ject to subs. (12) and (13), a transition area agreement is relinquished under sub. (1) or (1m), the department shall cause to be prepared and recorded a lien against the property formerly subject to the agreement for the total amount of all credits received by all owners of such lands under subch. IX of ch. 71 during the last 10 years that the land was eligible for such credit, plus interest at the rate of 9.3% per year compounded annually on the credits received from the time the credits were received until the lien is paid for farmland preservation agreements relinquished under sub. (6t) and 6% per year compounded annually on the credits received from the time the credits were received until the lien is paid for other agreements. No interest shall be compounded for any period during which the farmland is subject to a subsequent farmland preservation agreement or transition area agreement or is zoned for exclusive agricultural use under an ordinance certified under subch. V.

SECTION 2074s. 91.19 (8) of the statutes is amended to read:

91.19 (8) ~~Upon~~ Subject to subs. (12) and (13), upon the relinquishment of a farmland preservation agreement under sub. (1) or (1m), the department shall cause to be prepared and recorded a lien against the property formerly subject to the farmland preservation agreement for the total amount of the credits received by all owners thereof under subch. IX of ch. 71 during the last 10 years that the land was eligible for such credit, plus 6% interest per year compounded from the time of relinquishment. No interest shall be compounded for any period during which the farmland is subject to a subsequent farmland preservation agreement or transition area agreement or is zoned for exclusive agricultural use under an ordinance certified under subch. V.

SECTION 2074t. 91.19 (13) of the statutes is created to read:

91.19 (13) No lien may be filed under sub. (7) or (8) for any amount of tax credits paid under subch. IX of ch. 71 to any owner of farmland if, up to the date of relinquishment under sub. (1) or (1m) of the applicable farmland preservation agreement or transition area agreement, all of the requirements under this subchapter that relate to the agreement have been satisfied by the owner.

SECTION 2074u. 92.03 (2) of the statutes is amended to read:

92.03 (2) "Board" means the land and water conservation board created under s. 15.135 (4).

SECTION 2074v. 92.04 (title) of the statutes is amended to read:

92.04 (title) Land and water conservation board.

SECTION 2076. 92.07 (15) of the statutes is amended to read:

92.07 (15) ADMINISTRATION AND ENFORCEMENT OF ORDINANCES. A land conservation committee may, if authorized by the county board, administer and

enforce those provisions of an ordinance enacted under s. 101.65 (1) (a) related to construction site erosion or, a zoning ordinance enacted under s. 59.974 or an ordinance enacted under authority granted under s. 101.1205.

SECTION 2076e. 92.103 (2) of the statutes is amended to read:

92.103 (2) This section does not apply after June 30, ~~1994~~ 1995.

SECTION 2076h. 92.14 (6) (h) 1. d. of the statutes is amended to read:

92.14 (6) (h) 1. d. The grant for the facility or system, combined with all other governmental funding, is no more than ~~\$20,000~~ an amount specified by the department by rule, except that there is no limit on the amount of the grant if the principal purpose of the facility or system is to prevent or control barnyard runoff.

SECTION 2076i. 92.14 (6) (h) 4 of the statutes is amended to read:

92.14 (6) (h) 4. The department may exceed the limits under subd. 1. d. and e. in cases of economic hardship, as defined by rule by the department. ~~The department may issue grants that exceed the limits under subd. 1. d. and e. to no more than 10% of the recipients who receive grants under this section for an animal waste management facility or system.~~

SECTION 2076j. 92.14 (6) (L) of the statutes is created to read:

92.14 (6) (L) The department may make a grant under this section to replace a structure or facility at a new location, rather than to repair or reconstruct the structure or facility, if the relocation reduces water pollution and replacement is cost-effective compared to repairing or reconstructing the structure or facility.

SECTION 2077. 93.06 (1) (f) of the statutes is amended to read:

93.06 (1) (f) Information regarding products and situations ~~which that~~ are the subject of laws under its supervision ~~which may involve imminent danger to health or gross deception of the consumer.~~

SECTION 2078. 93.06 (1d) of the statutes is created to read:

93.06 (1d) FEES. Charge a fee to a person requesting information published under sub. (1), but the fee may not exceed the department's cost of publishing the requested information.

SECTION 2079. 93.06 (1f) of the statutes is created to read:

93.06 (1f) ANIMAL HEALTH INSPECTION AND TESTING. Perform animal health inspections and tests and examine animal health documentation at the state fair, the world dairy expo, the world beef expo, the midwest horse show and other livestock exhibitions held in this state and attended by participants from outside of this state, as specified by the department by rule. The department may charge a fee to the

sponsor of the exhibition to cover the reasonable costs of the department's inspection and testing services whether or not the sponsor requests the services. This subsection does not apply to county fairs or other local livestock exhibitions.

SECTION 2080. 93.06 (1g) of the statutes is created to read:

93.06 (1g) INTERSTATE HEALTH CERTIFICATES. Furnish, to veterinarians in this state, forms to be used by them in issuing interstate health certificates or certificates of veterinary inspection. The department may charge a \$2 fee for each form unless the department specifies a different fee by rule.

SECTION 2081. 93.06 (1h) of the statutes is created to read:

93.06 (1h) ANIMAL HEALTH SUPPLIES. Sell, at not more than its cost, animal identification tags to persons who are required or authorized to use those identification tags.

SECTION 2083. 93.06 (1q) of the statutes is created to read:

93.06 (1q) MARKETING SERVICES. Provide marketing services upon request and charge a fee for those services, but the fee may not exceed the department's cost of providing those services.

SECTION 2084. 93.06 (1s) of the statutes is repealed and recreated to read:

93.06 (1s) STANDARD SAMPLES. Provide standard samples representing product or commodity grades and charge a fee for the samples, but the fee may not exceed the department's cost of providing those services.

SECTION 2085. 93.06 (10m) of the statutes is created to read:

93.06 (10m) FARMLAND PRESERVATION COLLECTIONS. Enter into contracts to collect amounts owed to the state under ch. 91 as the result of the relinquishment of, or the release of land from, a farmland preservation agreement or as the result of the rezoning of land zoned for exclusive agricultural use.

SECTION 2086. 93.21 (5) of the statutes is repealed and recreated to read:

93.21 (5) LATE FILING FEE. (a) In this subsection, "license" means a permit, certificate, registration or license issued by the department under chs. 91 to 100 or ch. 127.

(b) A person who files an application for the renewal or reissuance of a license after the license has expired shall pay, in addition to the fee for the license, an additional fee equal to 20% of the license fee or \$5, whichever is greater. For purposes of this section, an application for a license shall not be considered an application for the renewal or reissuance of the license if the application is filed more than one year after the date of expiration of the original license.

SECTION 2087. 93.29 of the statutes is created to read:

93.29 Exposition center grants. (1) Beginning in fiscal year 1994-95, the department may grant

\$240,000 in each fiscal year to Dane county to assist Dane county in paying for the expansion of and ongoing costs of operating an exposition center and for the costs of hosting the world dairy expo at the exposition center if all of the following conditions are met:

(a) Dane county completes the expansion of the exposition center before June 1, 1995.

(b) Dane county enters into a written agreement with the department, before receiving the grant proceeds in each fiscal year, that specifies the conditions for the use of the grant proceeds, including reporting and auditing requirements.

(c) Dane county agrees to submit an itemized accounting, verified on oath, to the department within 30 days after the last day of the fiscal year in which Dane county receives a grant, that states how the grant proceeds were used.

(2) The department shall make the grants under sub. (1) from the appropriation under s. 20.115 (4) (f).

SECTION 2088. 93.41 (1) of the statutes is amended to read:

93.41 (1) The department shall participate in the stray voltage program established under s. 196.857. ~~The department shall assess fees not to exceed \$100 per farm for the services provided to farmers under s. 196.857. Any fees collected under this subsection shall be credited to the appropriation under s. 20.115 (8) (j).~~

SECTION 2089. 93.41 (3) of the statutes is amended to read:

93.41 (3) This section does not apply after August 31, 1993 1995.

SECTION 2090. 93.47 of the statutes is created to read:

93.47 Sustainable agriculture grant program. (1) In this section, "sustainable agriculture" means an agricultural method, practice or system that attempts to use and maintain renewable local physical, biological, social and other resources and minimize the need for energy inputs and other purchased, nonrenewable inputs.

(2) The department may award grants from the appropriation under s. 20.115 (7) (k) to individuals or organizations to fund demonstration projects designed to encourage the use of sustainable agriculture. The department shall promulgate rules to govern the sustainable agriculture grant program under this section.

SECTION 2091. 93.60 of the statutes is amended to read:

93.60 Computer system equipment, staff and services transfers. The department may transfer to the appropriation under s. 20.115 (8) (k) in each fiscal year an amount from the appropriations under s. 20.115 (1) (g), (gb), (gh), (gm), ~~(im)~~ (hm), (j), (jm) ~~and~~ (m), ~~(r)~~ and (s), (2) (g), ~~(ha)~~, (j), ~~(k)~~ and (m), (3) (g), (h), (i), ~~(j)~~, ~~(ja)~~, ~~(L)~~ and (m), (7) (g), (ga), (gm), (ig), (k) ~~and (m)~~ and (8) (ga), (gm), (h), (ha), (i), (j), (kp), (ks) and (m) ~~and (pz) and (9) (m)~~. The total amount that the department transfers in each fiscal year from these

appropriations to the appropriation under s. 20.115 (8) (k) may not exceed the amount specified in the schedule under s. 20.115 (8) (k) for each fiscal year. The amounts transferred from each appropriation shall be based on the actual costs incurred by the department for computer system equipment, staff and services provided for the purpose of that appropriation.

SECTION 2092. 94.10 (3) of the statutes is renumbered 94.10 (3) (a).

SECTION 2093. 94.10 (3) (b) of the statutes is created to read:

94.10 (3) (b) 1. In addition to the fees under par. (a), an applicant for a license under par. (a) shall pay a surcharge to the department in the following amount:

a. If the applicant's gross annual sales of nursery stock are not more than \$500, \$20.

b. If the applicant's gross annual sales of nursery stock are more than \$500 and the applicant's nursery is less than 10 acres, \$90.

c. If the applicant's gross annual sales of nursery stock are more than \$500 and the applicant's nursery is 10 acres or more, the sum of \$90 plus \$10 for each 25 acres or fraction of 25 acres in excess of 10.

d. If the applicant sells nursery stock from a supply on hand at other than a nursery location, \$30 for each such place of business.

2. The amounts collected under subd. 1 shall be credited to the appropriation under s. 20.115 (7) (j).

SECTION 2094. 94.10 (4) (am) of the statutes is created to read:

94.10 (4) (am) In addition to the license fee required under par. (a), an applicant for a license under par. (a) shall pay a surcharge of \$30. The amounts collected under this paragraph shall be credited to the appropriation under s. 20.115 (7) (j).

SECTION 2096. 94.29 of the statutes is amended to read:

94.29 Appeal. If either party is not satisfied with the award the party may, within 10 days after the delivery of the copy thereof to him or her, serve upon either of the arbitrators notice of appeal from their award to the circuit court of the county in which the lands or any part thereof are situated and pay to the arbitrators the whole amount of their fees plus the fee prescribed in s. 814.61 (8) (a) 1 or (am) 1; and if the party required to pay the damages gives notice of an appeal therefrom he or she shall file with the notice of appeal an undertaking, signed by 2 or more sureties, to be approved by at least 2 of the arbitrators, in double the amount of the award, conditioned to pay any judgment that may be rendered against the party upon appeal. Upon filing the notice of appeal and undertaking, when required, the arbitrators, or 2 of them, shall, within 10 days, make and sign a full statement of the proceedings had by them and of their award and file the same with the clerk of circuit court and pay the fee prescribed in s. 814.61 (8) (a) 1 or (am)

1; and thereupon the clerk shall enter an action in which the claimant is the plaintiff, which shall be deemed then at issue, and proceedings shall be had thereon in like manner as in other civil actions in the court. Unless the appellant obtains a more favorable judgment upon appeal, he or she shall pay costs; otherwise, the respondent.

SECTION 2097. 94.64 (3) of the statutes is repealed and recreated to read:

94.64 (3) FERTILIZER LICENSE. (a) 1. Except as provided in subd. 2, no person may manufacture or distribute fertilizer in this state without an annual license from the department. A separate license is required for each business location and each mobile unit at which the person manufactures fertilizer. A license shall expire on August 14 annually and is not transferable between persons or locations.

2. Notwithstanding subd. 1, a person who distributes only any of the following is not required to obtain a license under subd. 1:

a. Fertilizer materials to manufacturers for further manufacturing.

b. Packaged fertilizer that is in its original container as packaged and labeled by the manufacturer or distributor.

c. Bulk fertilizer that the person obtains for resale purposes from a licensed manufacturer or distributor and that is labeled as required under sub. (2) (b) 1, 4, 5 and 6, with label information furnished by the licensed manufacturer or distributor.

(b) An applicant for a license under par. (a) shall submit an application on a form provided by the department. The application shall include information reasonably required by the department for licensing purposes. As part of the application, the applicant shall identify the business location or mobile unit that the applicant uses to manufacture fertilizer in this state. The application shall be accompanied by all applicable fees under par. (c).

(c) 1. An applicant for a fertilizer license under par. (a) shall pay the following fees:

a. For each business location and each mobile unit that the applicant uses to manufacture fertilizer in this state and that is not licensed under s. 94.685 or 94.703, \$50.

b. For each business location and each mobile unit that the applicant uses to manufacture fertilizer in this state and that is licensed under s. 94.685 or 94.703, \$25.

c. If the applicant distributes fertilizer but does not manufacture it in this state, \$50.

2. The department shall deposit the fees collected under this paragraph in the agrichemical management fund.

SECTION 2098. 94.64 (4) (a) of the statutes is amended to read:

94.64 (4) (a) ~~An inspection~~ A person who sells or distributes fertilizer in this state shall pay to the

department a fee of ~~25~~ 70 cents per ton shall be paid to the department for all fertilizers sold or distributed in this state with a minimum fee of \$25 for ~~100~~ 25 tons or less. This fee shall not be applicable to fertilizer materials or products sold to manufacturers or exchanged between them for further manufacturing purposes or further processing. The department shall deposit the fees collected under this paragraph in the agrichemical management fund.

SECTION 2099. 94.64 (4) (am) of the statutes is amended to read:

94.64 (4) (am) In addition to paying the inspection fee under par. (a), a person who sells or distributes fertilizer in this state shall pay to the department a research fee of 10 cents per ton shall be paid to the department for on all fertilizer sold or distributed in this state with a minimum fee of \$1 for 10 tons or less. The department shall credit all research fees collected under this paragraph to the appropriation account under s. 20.115 (7) (h).

SECTION 2100. 94.64 (4) (ar) of the statutes is amended to read:

94.64 (4) (ar) In addition to paying the fees under pars. (a), (am) and (an), a person who sells or distributes fertilizer in this state shall pay to the department a research fee of 10 cents per ton shall be paid to the department for on all fertilizers sold or distributed in this state, with a minimum fee of \$1 for sales of 10 tons or less. The department shall deposit credit all mon- eys research fees collected under this paragraph in to the appropriation account under s. 20.285 (1) (hm).

SECTION 2101. 94.64 (4) (b) of the statutes is amended to read:

94.64 (4) (b) ~~Payment of the inspection fee under par. (a) and the research fee under par. (am) shall be made on the basis of annual tonnage reports. A person who sells or distributes fertilizer in this state shall file an annual fertilizer tonnage report with the department setting forth the number of tons of fertilizer sold or distributed in this state. The fees under pars. (a), (am), (an) and (ar) shall be paid on the basis of the tonnage report and shall accompany the tonnage report. The reports report shall cover the an annual reporting period ending June 30 of each year and shall be filed with the department not later than August 14 following the close of each annual reporting period. The time department may be extended, for cause an additional, extend the filing deadline for up to 30 days only on in response to a written request to the department. Remittance to cover the inspection fee at the rate prescribed in par. (a) and the research fee at the rate prescribed in par. (am) shall accompany each tonnage report. Records. The department may audit the records upon which the statement of a tonnage report is based shall be subject to department audit.~~

SECTION 2102. 94.65 (6) (a) 1 of the statutes is amended to read:

94.65 (6) (a) 1. Annually by March 31, file with the department a tonnage report setting forth the number

of tons of each soil or plant additive distributed during the preceding year by that person or by any other person authorized under sub. (3) (a) 2 to distribute under the name of that person and pay to the department an inspection fee of ~~25~~ 70 cents per ton so distributed. The minimum total fee is \$25.

SECTION 2103. 94.67 (3m) of the statutes is amended to read:

94.67 (3m) "Business location" means any place from which a commercial application business operates on a regular basis as a commercial applicator for hire, except that it does not include a motor vehicle that contains a mobile telephone unit which is used to take pesticide application orders.

SECTION 2104. 94.68 (3) (br) of the statutes is amended to read:

94.68 (3) (br) In addition to the fees under par. (b), a licensee shall pay a ~~hazardous waste collection and disposal~~ surcharge for each nonhousehold pesticide product to be sold or distributed by the licensee in the license year that is based on the volume of the licensee's sales of the nonhousehold pesticide product for use within the state during the preceding year. The surcharge shall be the following amount:

1. For no sales or sales of less than \$25,000, \$80 ~~\$90~~.
2. For sales equal to or greater than \$25,000, but less than \$75,000, ~~\$140~~ \$340.
3. For sales equal to or greater than \$75,000, an amount equal to the sum of \$1,590 plus 1.3% of those sales.

SECTION 2105. 94.68 (4) (a) 2m of the statutes is amended to read:

94.68 (4) (a) 2m. All of the ~~hazardous waste collection and disposal~~ surcharges received under sub. (3) (br).

SECTION 2106. 94.68 (4) (c) of the statutes is amended to read:

94.68 (4) (c) The department shall deposit in the environmental fund for environmental repair an amount equal to ~~\$50~~ \$30 of the amount received for each pesticide product under sub. (3) (b), (c) and (e).

SECTION 2107. 94.685 (1) of the statutes is amended to read:

94.685 (1) No dealer or distributor may sell or offer to sell a restricted-use pesticide in this state, whether or not the sale is made wholly or partially in this state or another state, without a license issued by the department under this section. ~~The licenses expire A license expires~~ on December 31 of ~~even numbered years annually~~ and are ~~is~~ not transferable.

SECTION 2108. 94.685 (3) (a) of the statutes is renumbered 94.685 (3) and amended to read:

94.685 (3) ~~Except as provided under par. (b), a A~~ licensee shall pay a an annual license fee of ~~\$100 per license period~~ for each location from which the licensee sells restricted-use pesticides, including any new location opened during the license period. A

licensee who opens a new sales location during the license period may not sell a restricted-use pesticide from the new location unless the licensee has paid the license fee for that new sales' location. The amount of the license fee is \$100 for each location, except that if the location is also licensed under s. 94.703 the license fee is \$50.

SECTION 2109. 94.685 (3) (b) of the statutes is repealed.

SECTION 2110. 94.703 (1) of the statutes is amended to read:

94.703 (1) No commercial application business may operate in this state without a license issued by the department under this section. A natural person who operates a commercial application business as sole proprietor, and who is also an individual commercial applicator, shall be licensed under this section and s. 94.704. Licenses A license issued under this section expire expires on December 31 of each odd-numbered year and are annually and is not transferable.

SECTION 2111. 94.703 (2) (b) of the statutes is amended to read:

94.703 (2) (b) The street address of every business location from which the licensee operates as a commercial applicator for hire in this state or, if the business location has no street address, its legal description.

SECTION 2112b. 94.703 (3) of the statutes is repealed and recreated to read:

94.703 (3) (a) A licensee under this section shall pay an annual license fee of \$125. If the licensee operates from more than one business location in this state, the licensee shall also pay a fee of \$125 for each additional business location operated by the licensee, including each new business location added during the license year.

(b) For purposes of this subsection, a business location includes a site at which a licensee mixes or loads at least 1,500 pounds of active ingredient during a license year, excluding active ingredient that is applied at or immediately adjacent to the mixing or loading site. If a licensee mixes or loads a total of at least 1,500 pounds of active ingredient at 2 or more sites that are within 0.5 mile of each other, those sites shall be considered a single business location.

(c) The department shall deposit the fees collected under this subsection in the agrichemical management fund.

SECTION 2113. 94.704 (1) of the statutes is amended to read:

94.704 (1) No person may act as an individual commercial applicator without a license issued by the department under this section. The licenses expire A license expires on December 31 of each odd-numbered year and are annually and is not transferable. A licensee shall carry the license on his or her person at all times when acting as an individual commercial

applicator. No license is required of a private applicator who applies pesticides solely as a private applicator or only on an occasional or incidental basis as a commercial applicator.

SECTION 2114. 94.704 (3) (intro.) of the statutes is renumbered 94.704 (3) (a) and amended to read:

94.704 (3) (a) A Except as provided under par. (b), a licensee under this section shall pay a an annual license fee of \$50 for each license period, except that if a license is issued during the 2nd year of the 2-year period for which the license is applicable, the licensee shall pay a license fee of \$25. No license fee is required of. The department shall deposit all license fees collected under this paragraph in the agrichemical management fund.

SECTION 2115. 94.704 (3) (a) of the statutes is repealed.

SECTION 2116. 94.704 (3) (b) of the statutes is amended to read:

94.704 (3) (b) A No license fee is required under par. (a) for a government employe or an employe of a public or private educational institution if the employe's activities as an individual commercial applicator fall within the scope of his or her employment by the governmental unit or educational institution.

SECTION 2117. 94.705 (1) (d) of the statutes is amended to read:

94.705 (1) (d) Except as provided under sub. (4), no commercial applicator may be certified except upon satisfactory completion of a written examination. The examination shall be designed to test the applicant's competency in each category of pesticide use for which the applicant seeks certification. A commercial applicator applying for certification shall pay an examination fee of \$10 for each examination in each certification category. If an applicant fails an examination in any certification category, the applicant shall pay a fee of \$5 each time the examination is retaken. The department may not administer an examination under this paragraph unless the applicant has paid the required fee. Any person exempt from license fees under s. 94.704 (3) (b) is also exempt from examination fees under this paragraph. The department shall deposit the fees collected under this paragraph in the agrichemical management fund.

SECTION 2118. 94.705 (4) (b) of the statutes is amended to read:

94.705 (4) (b) An application for nonresident certification under par. (a) shall be made on a form provided by the department. The department may require an applicant to submit any information that is reasonably necessary for the administration of this subsection. An application under this subsection shall be accompanied by a nonrefundable fee of ~~\$25~~ \$75, except that no fee is required for the certification of a nonresident as a private applicator. The department

shall deposit the fees collected under this paragraph in the agrichemical management fund.

SECTION 2119b. 94.73 of the statutes is created to read:

94.73 Agricultural chemical cleanup program. (1) DEFINITIONS. In this section:

(a) "Agricultural chemical" means a substance that is a fertilizer or a nonhousehold pesticide and that is a hazardous substance, as defined in s. 144.01 (4m).

(b) "Corrective action" means action that is taken in response to a discharge and that is necessary to restore the environment to the extent practicable and to minimize the harmful effects of the discharge to the air, lands or waters of this state. "Corrective action" includes action taken or ordered by the department of natural resources under s. 144.76 (7) in response to a discharge, but does not include action ordered by the department of natural resources under s. 144.73 (1) or 144.735 (2). "Corrective action" does not include action taken, or ordered to be completed, before January 1, 1989.

(c) "Corrective action costs" means reasonable costs incurred in taking corrective action.

(d) "Council" means the agricultural chemical cleanup council.

(e) "Discharge" means the discharge, as defined in s. 144.76 (1) (a), of an agricultural chemical.

(f) "Fertilizer" has the meaning given in s. 94.64 (1) (e), except that it does not include nitrates or other forms of nitrogen found in the environment that cannot be attributed to a discharge.

(g) "Nonhousehold pesticide" has the meaning given in s. 94.68 (3) (a) 2, except that it does not include pentachlorophenol, inorganic arsenical wood preservatives and coal tar creosote.

(h) "Responsible person" means a person who owns or controls an agricultural chemical that is discharged, a person who causes a discharge or a person on whose property an agricultural chemical is discharged or any of their successors in interest.

(2) CORRECTIVE ACTION ORDERED OR AUTHORIZED BY THE DEPARTMENT. (a) The department may issue an order requiring a responsible person to take corrective action. Except as provided in a memorandum of understanding under sub. (12), if a discharge involves a hazardous substance that may also become a hazardous waste, the department and the department of natural resources shall consult to determine whether corrective action should be taken under this section or s. 144.442 (6), 144.73 (1) or 144.735 (2).

(b) An order under par. (a) shall include all of the following:

1. The name and address of the responsible person.
2. A description of the property on which the responsible person is required to take the corrective action.
3. A description of the corrective action required to be taken.

4. A date by which the responsible person is required to complete the corrective action.

(bg) The corrective action ordered under par. (a) may include any of the following:

1. Investigation to determine the extent and severity of environmental contamination caused by the discharge.

2. Containment, removal, treatment or monitoring of environmental contamination caused by the discharge if the containment, removal, treatment or monitoring complies with chs. 144 and 147.

3. Transportation, storage, land application or disposal of contaminated materials, in compliance with chs. 144 and 147.

(c) The department may issue an order under par. (a) on a summary basis without prior notice or a prior hearing if the department determines that a summary order is necessary to prevent imminent harm to public health or safety or to the environment. If the recipient of a summary order requests a hearing on that order, the department shall hold a hearing within 10 days after it receives the request unless the recipient agrees to a later hearing date. The department is not required to stay enforcement of a summary order issued under this paragraph pending the outcome of the hearing. If the responsible person prevails after a hearing, the department shall reimburse the responsible person from the appropriation under s. 20.115 (7) (w) for the corrective action costs incurred as the result of the department's order.

(d) Soil or water removed from a discharge site as part of a corrective action may only be spread on land if that spreading on land is in compliance with chs. 144 and 147 and if the department has given its written authorization.

(2m) CORRECTIVE ACTION ORDERED BY THE DEPARTMENT OF NATURAL RESOURCES. The department of natural resources may take action under s. 144.76 (7) (a) or may issue an order under s. 144.76 (7) (c) in response to a discharge only if one or more of the following apply:

(a) The action or order is necessary in an emergency to prevent or mitigate an imminent hazard to public health, safety or welfare or to the environment.

(b) The department of agriculture, trade and consumer protection requests the department of natural resources to take the action or issue the order.

(c) The secretary of natural resources approves the action or order in advance after notice to the secretary of agriculture, trade and consumer protection.

(d) The department of natural resources takes action under s. 144.76 (7) (a) after the responsible person fails to comply with an order that was issued under s. 144.76 (7) (c) in compliance with this subsection.

(e) The department of natural resources takes the action or issues the order in compliance with a memorandum of understanding under sub. (12) between the

department of agriculture, trade and consumer protection and the department of natural resources.

(3) **ELIGIBILITY FOR REIMBURSEMENT.** A responsible person who takes corrective action may apply to the department for reimbursement of corrective action costs. Except as provided in sub. (3m), an applicant is eligible for reimbursement if all of the following conditions are met:

(a) The applicant submits an application that complies with sub. (5).

(b) The department finds that the corrective action costs incurred by the applicant are reasonable and the corrective action taken is necessary.

(c) The applicant demonstrates, to the department's satisfaction, that the corrective action costs are not covered by insurance and have not been reimbursed from other sources.

(d) The applicant has complied with every corrective action order issued to the applicant by the department under sub. (2) or the department of natural resources under s. 144.76 (7) (c).

(f) The applicant, upon discovery of the discharge, promptly reported the discharge to the department or, if the applicant was required to report the discharge under s. 144.76 (2), to the department of natural resources.

(g) If the discharge occurred at a pesticide mixing and loading site owned or operated by the applicant, the applicant has fully complied with rules promulgated by the department under sub. (11) (d) requiring registration of pesticide mixing and loading sites.

(h) If the applicant was required to submit a work plan under sub. (4), the corrective action taken by the applicant was in accordance with a work plan approved by the department.

(3m) **COSTS NOT ELIGIBLE FOR REIMBURSEMENT.** An applicant under sub. (3) is not eligible for reimbursement of any of the following costs:

(a) Costs for corrective action taken in response to a discharge that is an intentional use of an agricultural chemical for agricultural purposes, unless the corrective action is ordered by the department under sub. (2) or by the department of natural resources under s. 144.76 (7) (c).

(b) Costs of reimbursing the department of natural resources for action taken under s. 144.442 (4), (6) or (8) or 144.76 (7) (a) because the applicant failed to respond adequately to a discharge.

(c) Costs for corrective action that a pesticide manufacturer or labeler takes in response to a discharge by that pesticide manufacturer or labeler.

(d) Costs for corrective action taken in response to a discharge that occurs while the agricultural chemical is being held or transported by a common carrier.

(e) Costs for corrective action taken in response to a discharge from a facility that is required to be licensed under s. 144.44 (4) or that would be required to be licensed except that the department of natural

resources has issued a specific exemption under s. 144.44 (7) or rules promulgated under s. 144.435 (1) or (2).

(f) The cost of an activity that the department determines does not contribute to cleaning up a discharge.

(g) A cost related to the repair, replacement or upgrading of a facility, structure or equipment, except that, if a responsible person who applies for reimbursement demonstrates to the department's satisfaction that the removal of an existing structure is the least expensive corrective action alternative, the department may reimburse the responsible person the depreciated value of the structure as determined by the department by rule.

(h) Loss of income.

(i) Attorney fees.

(j) Costs of permanent relocation of residents.

(k) Decreased property values.

(L) The cost of a responsible person's time spent in planning and implementing the corrective action.

(m) Costs incurred for the review of corrective action work plans.

(n) Costs of aesthetic improvements.

(o) The cost of corrective action that is not in compliance with federal, state or local safety codes.

(p) A cost payable under an insurance or other contract.

(q) The cost of replacing discharged agricultural chemicals.

(r) The cost of providing alternative sources of drinking water, except that, subject to sub. (6) (b) to (e), the department may reimburse a responsible person who applies for reimbursement a total of not more than \$20,000 for the replacement of private wells if the department or the department of natural resources orders the well replacement in response to a discharge.

(s) Liability claims.

(t) Costs incurred by any federal, state or local governmental entity.

(u) Corrective action costs incurred by a responsible person in response to a discharge caused by that responsible person's intentional or grossly negligent violation of law, including ss. 94.645 or 94.67 to 94.71, a rule promulgated under those sections or an order issued under those sections.

(v) Other costs excluded by the department by rule.

(4) **WORK PLAN REQUIREMENTS.** (a) Except as provided in par. (d), no responsible person may receive reimbursement for corrective action costs exceeding \$20,000 unless the responsible person submits to the department in writing, and the department approves, a work plan for the corrective action before the corrective action is taken.

(b) Except as agreed under sub. (12), the department of agriculture, trade and consumer protection shall promptly furnish the department of natural

resources with a copy of each work plan submitted to the department of agriculture, trade and consumer protection under par. (a) for comment by the department of natural resources. Within 14 days after it receives a copy of a work plan or within a different time period agreed to under sub. (12), the department of natural resources may provide the department of agriculture, trade and consumer protection with any comments of the department of natural resources on the work plan. If the department of natural resources timely submits written comments on a proposed work plan, the department of agriculture, trade and consumer protection shall either incorporate those comments into the approved work plan or give the department of natural resources a written explanation of why the comments were not incorporated.

(c) The department shall approve or reject a work plan submitted under par. (a) within 30 days after its submission. If the department fails to approve or reject the work plan within 30 days after its submission, the work plan approval requirement in par. (a) no longer applies.

(d) This subsection does not apply to any of the following:

1. A reasonable and necessary corrective action taken on an emergency basis.

2. A corrective action taken before the effective date of this subdivision [revisor inserts date].

(5) APPLICATION. (a) A responsible person who seeks reimbursement for corrective action costs shall submit an application to the department. The application shall be made on a form provided, and shall contain information reasonably required, by the department.

(b) A responsible person may not submit more than one application under par. (a) within a 12-month period for the same discharge site.

(c) Within 10 days from the date of the receipt of an application under par. (a), the department shall notify the applicant of the receipt of the application. The department shall grant or deny the application within 90 days after receipt of the application unless the applicant agrees to an extension.

(d) Before or after the department receives an application under par. (a), the department may issue a preliminary opinion on whether an applicant is eligible for reimbursement of corrective action costs. The opinion is not binding on the department.

(e) No person may make a false statement or misrepresentation on an application submitted under this section. A person who makes a false statement or misrepresentation on an application related to a corrective action is ineligible for reimbursement related to that corrective action and is ineligible for any reimbursement related to any other corrective action taken or ordered within 5 years after the date of the false statement or misrepresentation. If the responsible person has received any reimbursement for which the responsible person is ineligible under this paragraph,

the responsible person shall refund the full amount of that reimbursement to the department. The amounts refunded to the department under this paragraph shall be deposited in the agrichemical management fund.

(6) AMOUNT OF REIMBURSEMENT. (a) If the department determines that a responsible person is eligible for reimbursement of corrective action costs under sub. (3), the department shall authorize reimbursement in the amount specified in this subsection and in the manner provided in sub. (7).

(am) If more than one responsible person is eligible for reimbursement under sub. (3) for corrective action taken in response to one or more discharges at the same site, the combined amount paid to those responsible persons may not exceed the maximum amount specified for a single responsible person under this section, except as provided by the department by rule. The department shall allocate payments among the responsible persons according to rules promulgated by the department.

(b) Except as provided in par. (d), if the department has not previously reimbursed any responsible person for corrective action costs for the discharge site for which reimbursement is sought, the department shall reimburse the responsible person in the following amounts:

1. An amount equal to 75% of the corrective action costs that exceed \$7,500 for a person required to be licensed under ss. 94.64 to 94.71 or that exceed \$3,000 for any other person but that do not exceed \$100,000.

2. If the corrective action includes groundwater remediation ordered by the department under sub. (2) or by the department of natural resources under s. 144.76 (7) (c), 80% of the corrective action costs that exceed \$100,000 but that do not exceed \$300,000.

(c) Except as provided in par. (e), if the department has previously reimbursed any responsible person for corrective action costs for the discharge site for which reimbursement is sought, the department shall reimburse the responsible person an amount equal to 50% of the corrective action costs that exceed \$15,000 but that do not exceed \$100,000, except that if the corrective action includes groundwater remediation ordered by the department under sub. (2) or by the department of natural resources under s. 144.76 (7) (c) the department shall reimburse the responsible person an amount equal to 50% of the corrective action costs that exceed \$15,000 but that do not exceed \$300,000.

(d) If the corrective action is related to a discharge that occurred in the course of transporting an agricultural chemical, the reimbursement under par. (b) is limited to 75% of the corrective action costs that exceed \$7,500 for a person required to be licensed under ss. 94.64 to 94.71 or that exceed \$3,000 for any other person but that do not exceed \$50,000.

(e) If the corrective action is related to a discharge that occurred in the course of transporting an agricultural chemical, the reimbursement under par. (c) is

limited to 50% of the corrective action costs that exceed \$15,000 but that do not exceed \$50,000.

(7) PAYMENT. (a) Beginning on August 1, 1994, the department may, in accordance with this subsection, make payments to responsible persons who are eligible for reimbursement under sub. (3) and for whom the department has authorized reimbursement under sub. (6). The department shall make payments from the appropriation under s. 20.115 (7) (w), subject to the availability of funds in that appropriation.

(b) For costs incurred after January 1, 1989, the department may make an initial payment of not more than \$50,000, or the amount authorized under sub. (6), whichever is less, to each eligible responsible person. The department shall make payments to eligible responsible persons from the appropriation under s. 20.115 (7) (w). If there are insufficient funds in the appropriation under s. 20.115 (7) (w) to pay the amounts specified under this paragraph, the department shall distribute the available funds according to rules promulgated by the department. Before distributing any funds, the department shall promulgate rules establishing distribution priorities or formulas based on the severity of the contamination, the time elapsed since the corrective action costs were incurred or other criteria that the department considers appropriate.

(c) 1. Except as provided in subd. 2 and par. (d), if the department authorizes reimbursement to an eligible responsible person under sub. (6) in an amount that exceeds the initial payment to that person under par. (b), or if there were insufficient funds available to pay the full amount of the initial payment, the department shall pay that person an amount not to exceed \$100,000 in each succeeding year until the balance of the amount authorized under sub. (6) is paid to that person.

2. The department may not make any payments under this paragraph in any year unless the department has made payments to all eligible responsible persons who are entitled to receive payment under par. (b) in that year.

3. The department shall make no more than one payment in each year under this paragraph to an eligible responsible person as provided by rule. If there are insufficient funds in the appropriation under s. 20.115 (7) (w) to pay the amounts specified under this paragraph, the department shall distribute the available funds on a prorated basis.

(d) Notwithstanding pars. (b) and (c), if the department has previously reimbursed an eligible responsible person for corrective action costs incurred for prior corrective action taken at the same discharge site, the department may not pay that person more than \$50,000 annually, nor may the department make any payment to that person in a year unless all other payments due under pars. (b) and (c) have been made. If there are insufficient funds in the appropriation

under s. 20.115 (7) (w) to pay the amounts specified under this paragraph, the department shall distribute the available funds on a prorated basis.

(e) The department shall make payments under par. (b) when funds are available in the appropriation under s. 20.115 (7) (w). The department shall make all payments under pars. (c) and (d) on the last day of each fiscal year in which a responsible person is entitled to receive a payment, except that the department may make initial payments for applications granted after April 30 of any year on the last day of the following fiscal year.

(8) SUBROGATION. The department is entitled to the right of subrogation for the reimbursement of corrective action costs to the extent that a responsible person who receives reimbursement of corrective action costs may recover the costs from a 3rd party. The amounts collected by the department under this subsection shall be deposited in the agricultural management fund.

(9) SAMPLING REQUIREMENTS. The department, in cooperation with the department of natural resources, shall establish a program for the collection and analysis of soil and other environmental samples at sites where discharges may have occurred, including sites required to be registered according to rules promulgated by the department of agriculture, trade and consumer protection under sub. (11).

(10) COUNCIL DUTIES. The council shall do all of the following:

(a) Advise the department on rules that are promulgated under this section.

(b) Advise the department on recommended fees and surcharges to fund reimbursement of corrective action costs.

(c) Advise the department on applications made for reimbursement of corrective action costs.

(d) Advise the department on any matter related to the administration of this section.

(11) RULES. The department shall promulgate rules to implement this section. The department may promulgate rules regarding all of the following:

(a) The form of the application required to be filed with the department by persons seeking reimbursement of corrective action costs.

(b) The procedures to be used by the department in determining eligibility for and the amount of reimbursement for corrective action costs.

(c) The procedures to be used in making annual payments under sub. (7).

(d) Registration requirements for persons who own or operate pesticide mixing and loading sites.

(e) Reasonable and customary charges for corrective action costs.

(f) Payment priorities under sub. (7) among eligible responsible persons.

(g) Requirements related to the contents of orders under sub. (2) or work plans under sub. (4) (a).

(h) Corrective action costs that are not eligible for reimbursement under this section.

(12) MEMORANDUM OF UNDERSTANDING. The department and the department of natural resources shall enter into a memorandum of understanding establishing their respective functions in the administration of this section. The memorandum of understanding shall establish procedures to ensure that corrective actions taken under this section are consistent with actions taken under s. 144.76 (7). The department and the department of natural resources may request that the secretary of administration provide assistance in accomplishing the memorandum of understanding.

(12m) SAMPLE COLLECTION AND ANALYSIS. For the purpose of investigating a discharge or exercising its authority under this section, the department may collect and analyze samples of plants, soil, surface water, groundwater and other material.

(13) PENALTY. Any person who violates an order issued by the department under this section shall forfeit not less than \$10 nor more than \$5,000 for each violation. Each day of continued violation is a separate offense.

(14) ENFORCEMENT. The department, the department of justice at the request of the department or any district attorney at the request of the department may bring an action in the name of the state to recover a forfeiture under sub. (13) or to seek an injunction restraining the violation of an order issued by the department under this section.

SECTION 2120. 95.177 of the statutes is repealed.

SECTION 2125. 95.49 (1) (e) of the statutes is amended to read:

95.49 (1) (e) Animals not known to be reactors moved to the premises of a livestock market operator licensed under s. 95.68 or a livestock dealer licensed and inspected under s. 95.70 95.69, for sale and removal as provided in sub. (2).

SECTION 2126. 95.51 (1) (am) of the statutes is amended to read:

95.51 (1) (am) "Livestock dealer" means a person licensed as a livestock dealer under s. ~~95.70~~ 95.69 (2).

SECTION 2127. 95.51 (1) (b) of the statutes is amended to read:

95.51 (1) (b) "Livestock market" has the meaning given in s. ~~95.70 (1) (b)~~ 95.68 (1) (e).

SECTION 2128. 95.51 (1) (c) of the statutes is amended to read:

95.51 (1) (c) "Livestock market operator" means a person licensed as an operator of a livestock market under s. ~~95.70~~ 95.68 (2).

SECTION 2129. 95.68 of the statutes is created to read:

95.68 Livestock markets. (1) DEFINITIONS. In this section:

(a) "Equine animal" means a horse, mule, zebra, donkey or ass.

(b) "Equine market" means a livestock market that is open to the public solely for the purpose of trading in equine animals.

~~(c) "Exotic ruminants" means ruminants that are not native to this state, except that it does not include bovine animals or cervidae.~~ **Vetoed in Part**

(d) "Livestock" means bovine animals, sheep, goats, swine and equine animals.

(e) "Livestock market" means any premises which are open to the public for the purpose of trading in livestock, ~~cervidae or exotic ruminants~~ and on which facilities are maintained for their yarding, feeding and watering prior to sale. **Vetoed in Part**

(f) "Livestock vehicle" has the meaning given in s. 95.71 (1) (g).

(2) LICENSE. No person may operate a livestock market without an annual license from the department. A livestock market license expires on June 30 annually. A separate license is required for every livestock market. A license is not transferable between persons or locations.

(3) APPLICATION. An application for a license under sub. (2) shall be made on a form provided by the department and shall include information reasonably required by the department for licensing purposes. An application shall be accompanied by the applicable fees and surcharges required under subs. (4) and (5).

(4) FEES. Unless the department specifies a different fee by rule, the fee for a livestock market license is the following amount:

(a) For a livestock market that is not an equine market and that conducted sales at the market on at least 5 days during the year immediately preceding the year for which the license is issued, \$150.

(b) For a livestock market that is not an equine market and that conducted sales on fewer than 5 days during the year immediately preceding the year for which the license is issued, \$75.

(c) For a livestock market other than one described in par. (a) or (b), \$100.

(5) SURCHARGE AND PAST FEES. (a) An applicant for a license under sub. (2) shall pay a license fee surcharge of \$100 if the department determines that within 365 days prior to submitting the license application the applicant did any of the following:

1. Operated a livestock market without a license in violation of sub. (2).

2. Operated an unregistered livestock vehicle in violation of sub. (7).

(b) In addition to the surcharge under par. (a), an applicant for a license under sub. (2) shall pay the fees due for the year in which the applicant was in violation of sub. (2) or (7).

(c) The payment of the surcharge and fees under this subsection does not relieve the applicant of other civil or criminal liability that may result from the failure to obtain a license or from the operation of an

unregistered livestock vehicle, but does not constitute evidence of a violation of a law.

(6) LICENSE CONTINGENT ON FEES. The department may not issue or renew a license under sub. (2) unless the applicant pays all fees and surcharges that are due under subs. (4) and (5) as set forth in a statement from the department. The department shall refund a fee or surcharge paid under protest if the department determines that the fee or surcharge was not due as a condition of licensing under this section. If a fee or surcharge is paid by check, a license issued in reliance upon that check is void if the check is not honored.

(7) LIVESTOCK VEHICLE REGISTRATION. No livestock market operator may operate a livestock vehicle unless the livestock vehicle is registered with the department in the name of the livestock market operator. The livestock vehicle shall be registered on a form provided by the department. The registration shall include a description and the serial number of the livestock vehicle.

(8) RULES. The department may promulgate rules to specify license fees under sub. (4) or to regulate the operation of livestock markets, including rules related to market operator qualifications, market construction and maintenance, construction and maintenance of livestock vehicles, identification of livestock vehicles, disease sanitation, humane treatment of animals, identification of animals, record keeping, reports to the department and compliance with applicable financial security requirements under state or federal law.

(9) PENALTIES. A person conducting a business regulated by this section after revocation of his or her license shall be fined not less than \$500 nor more than \$1,000 or imprisoned not to exceed 6 months or both.

SECTION 2130. 95.69 of the statutes is created to read:

95.69 Livestock dealers. (1) DEFINITIONS. In this section:

(a) ~~“Exotic ruminants” has the meaning given in s. 95.68 (1) (c).~~

(b) “Livestock” has the meaning given in s. 95.68 (1) (d).

(c) “Livestock dealer” means a person who, as principal or agent, engages in the business of buying for resale or for slaughter, selling or exchanging livestock, ~~caprines or exotic ruminants.~~ “Livestock dealer” does not include a livestock dealer employe or the operator of a farm who sells livestock, ~~caprines or exotic ruminants~~ if the operator keeps them on the farm solely for dairy, breeding or feeding purposes and the operator is not otherwise engaged in the business of buying them for resale, slaughter, sale or exchange.

(d) “Livestock dealer employe” means an employe of a licensed livestock dealer, who does business in the name of the licensed livestock dealer.

(e) “Livestock market” has the meaning given in s. 95.68 (1) (e).

(f) “Livestock vehicle” has the meaning given in s. 95.71 (1) (g).

(2) LICENSE. No person may operate as a livestock dealer without an annual license from the department, except that no license is required of a person licensed as a livestock market operator under s. 95.68. A livestock dealer license expires on June 30 annually. A livestock dealer license is not transferable.

(3) APPLICATION. An application for a license under sub. (2) shall be made on a form provided by the department and shall include information reasonably required by the department for licensing purposes. An application shall be accompanied by the applicable fees and surcharges required under subs. (4) and (5).

(4) FEES. Unless the department specifies a different fee by rule, the fee for a livestock dealer license is \$75.

(5) SURCHARGE AND PAST FEES. (a) An applicant for a license under sub. (2) shall pay a license fee surcharge of \$100 if the department determines that within 365 days prior to submitting the license application the applicant did any of the following:

1. Operated as a livestock dealer without a license in violation of sub. (2).

2. Operated an unregistered livestock vehicle in violation of sub. (7).

(b) In addition to the surcharge under par. (a), an applicant for a license under sub. (2) shall pay the fees due for the year in which the applicant was in violation of sub. (2) or (7).

(c) The payment of the surcharge and fees under this subsection does not relieve the applicant of other civil or criminal liability that may result from the failure to obtain a license or from the operation of an unregistered livestock vehicle but does not constitute evidence of a violation of a law.

(6) LICENSE CONTINGENT ON FEES. The department may not issue or renew a license under sub. (2) unless the applicant pays all fees and surcharges that are due under subs. (4) and (5) as set forth in a statement from the department. The department shall refund a fee or surcharge paid under protest if the department determines that the fee or surcharge was not due as a condition of licensing under this section. If a fee or surcharge is paid by check, a license issued in reliance upon that check is void if the check is not honored.

(7) LIVESTOCK VEHICLE REGISTRATION. No livestock dealer may operate a livestock vehicle unless the livestock vehicle is registered with the department in the name of the livestock dealer. The livestock vehicle shall be registered in the name of the livestock dealer on a form provided by the department. The registration shall include a description and the serial number of the livestock vehicle.

(8) RULES. The department may promulgate rules to specify license fees under sub. (4) or to regulate livestock dealers, including rules related to livestock

Vetoed in Part

Vetoed in Part

Vetoed in Part

dealer qualifications, construction and maintenance of livestock vehicles, identification of livestock vehicles, disease sanitation, humane treatment of animals, identification of animals, record keeping, reports to the department and compliance with applicable financial security requirements under state or federal law.

(9) PENALTIES. A person conducting a business regulated by this section after revocation of his or her license shall be fined not less than \$500 nor more than \$1,000 or imprisoned not to exceed 6 months or both.

SECTION 2131. 95.70 of the statutes is repealed.

SECTION 2132. 95.71 of the statutes is created to read:

95.71 Livestock truckers. (1) DEFINITIONS. In this section:

Vetoed in Part (a) ~~“Exotic ruminants” has the meaning given in s. 95.68 (1) (e).~~

(b) “Livestock” has the meaning given in s. 95.68 (1) (d).

(c) “Livestock dealer” has the meaning given in s. 95.69 (1) (c).

(d) “Livestock market” has the meaning given in s. 95.68 (1) (e).

Vetoed in Part (e) “Livestock trucker” means a person engaged in the business of transporting for hire, by means of a livestock vehicle, livestock, ~~and/or exotic ruminants~~ parts, except that it does not include a livestock trucker employe.

(f) “Livestock trucker employe” means the employe of a person who holds a livestock trucker license if the employe, in the name of the licensed livestock trucker, operates a livestock vehicle which is registered by the livestock trucker and on which the name and the business address of the licensed livestock trucker are prominently displayed.

Vetoed in Part (g) “Livestock vehicle” means any vehicle used to transport livestock, ~~and/or exotic ruminants~~.

(2) LICENSE. No person may operate as a livestock trucker without an annual license issued by the department. A livestock trucker license authorizes a livestock trucker to operate only those livestock vehicles that are registered by the livestock trucker under sub. (4). A license expires on June 30 annually. A livestock trucker license is not transferable.

(3) APPLICATION. An application for a livestock trucker license under sub. (2) shall be made on a form provided by the department. The application shall include information reasonably required by the department for licensing purposes. As part of the application, the applicant shall register every livestock vehicle operated by the applicant as provided under sub. (4). An application shall be accompanied by the applicable fees and surcharges required under subs. (5) and (6).

(4) LIVESTOCK VEHICLE REGISTRATION. No livestock trucker may operate a livestock vehicle unless the livestock vehicle is registered with the department in the name of the livestock trucker. The livestock vehicle shall be registered on a form provided by the department.

The registration shall include a description and the serial number of the livestock vehicle.

(5) FEES. (a) Unless the department specifies different fees by rule, an applicant for a livestock trucker license shall pay a fee in an amount equal to \$20 plus \$5 for each livestock vehicle registered with the applicant’s license application under sub. (3).

(b) If during any license year a livestock trucker registers a livestock vehicle that was not registered with the livestock trucker’s annual license application under sub. (3), the livestock trucker shall, at the time of the additional registration, pay a registration fee of \$5 for each livestock vehicle registered.

(6) SURCHARGE AND PAST FEES. (a) An applicant for a livestock trucker license shall pay a license fee surcharge of \$100 if the department determines that within 365 days prior to submitting the license application the applicant did any of the following:

1. Operated as a livestock trucker without a license in violation of sub. (2).

2. Operated an unregistered livestock vehicle in violation of sub. (4).

(b) In addition to the surcharge under par. (a), an applicant for a license under sub. (2) shall pay the fees due for the year in which the applicant was in violation of sub. (2) or (4).

(c) The payment of the surcharge and fees under this subsection does not relieve the applicant of other civil or criminal liability that may result from the failure to obtain a license or to register a livestock vehicle but does not constitute evidence of a violation of a law.

(7) LICENSE CONTINGENT ON FEES. The department may not issue or renew a license under sub. (2) unless the license applicant pays all fees and surcharges that are due under subs. (5) and (6). The department shall refund a fee or surcharge paid under protest if the department determines that the fee or surcharge was not due as a condition of licensing under this section. If a fee or surcharge is paid by check, a license issued in reliance upon that check is void if the check is not honored.

(8) RULES. The department may promulgate rules to specify license fees under sub. (5) or to regulate livestock truckers, including rules related to livestock trucker qualifications, construction and maintenance of livestock vehicles, identification of livestock vehicles, disease sanitation, humane treatment of animals, identification of animals, record keeping, reports to the department and compliance with applicable financial security requirements under state or federal law.

(9) PENALTIES. A person conducting a business regulated by this section after revocation of his or her license shall be fined not less than \$500 nor more than \$1,000 or imprisoned not to exceed 6 months or both.

SECTION 2133. 95.715 of the statutes is created to read:

95.715 Feed lots and veal lots. (1) DEFINITIONS. In this section:

(a) "Feeder cattle" means bovine animals that are kept for the sole purpose of feeding prior to slaughter, that are not more than 18 months old as evidenced by the absence of permanent teeth and that are one of the following:

1. Nonspayed females that are not parturient or postparturient.
2. Spayed heifers.
3. Steers.

(b) "Feed lot" means a facility at which feeder cattle are assembled for feeding prior to slaughter.

(c) "Veal calf" means a bovine animal of either sex that is not more than 120 days old and that is kept for the sole purpose of feeding prior to slaughter.

(d) "Veal lot" means a facility at which veal calves are assembled for feeding prior to slaughter.

(2) APPROVED FEED LOT. (a) The department may issue an annual permit designating a feed lot as an approved feed lot. A feed lot operator is not required to hold an approved feed lot permit.

(b) If a person imports feeder cattle directly to an approved feed lot in this state, the department may by rule exempt that person from import rules and preimport testing rules promulgated by the department that apply to persons who import feeder cattle into this state.

(c) Unless specifically authorized by the department, no person may remove feeder cattle or cattle commingled with feeder cattle from an approved feed lot except to a slaughtering establishment for slaughter.

(d) The department may promulgate rules to specify permit fees under par. (a) and to regulate feed lots. The rules may include requirements related to the construction and maintenance of approved feed lots, the segregation of imported feeder cattle and record-keeping requirements related to feeder cattle.

(3) APPROVED VEAL LOT. (a) The department may issue an annual permit designating a veal lot as an approved veal lot. A veal lot operator is not required to hold an approved veal lot permit.

(b) If a person imports veal calves directly to an approved veal lot in this state, the department may by rule exempt that person from import rules and preimport testing rules promulgated by the department that apply to persons who import veal calves into this state.

(c) Unless specifically authorized by the department, no person may remove veal calves or cattle commingled with veal calves from an approved veal lot except to a slaughtering establishment for slaughter.

(d) The department may promulgate rules to regulate approved veal lots. The rules may include requirements related to the construction and maintenance of approved veal lots, the segregation of imported veal calves and record-keeping requirements related to veal calves.

SECTION 2134. 97.30 (3) (am) of the statutes is created to read:

97.30 (3) (am) *Weights and measures inspection fee.* An applicant for a retail food establishment license shall pay the weights and measures inspection fee specified under sub. (3m), based on gross receipts from food sales at the retail food establishment during the previous license year. If a retail food establishment was not licensed during the previous license year, a license applicant shall pay an estimated weights and measures inspection fee based on projected gross receipts from food sales in the license year for which application is made. At the end of the license year for which an estimated fee has been paid, the licensee shall submit a report to the department stating the actual gross receipts from food sales during the license year. The weights and measures inspection fee for that year shall be recomputed based on actual gross receipts. If the weights and measures inspection fee based on actual gross receipts differs from the estimated weights and measures inspection fee which was paid, the licensee shall pay the balance due or receive a credit from the department on the next year's weights and measures inspection fee.

SECTION 2135. 97.30 (3m) (a) of the statutes is renumbered 97.30 (3m) (a) (intro.) and amended to read:

97.30 (3m) (a) (intro.) For a retail food establishment that has annual food sales of less than \$1,000,000 and that processes potentially hazardous food, ~~an annual license fee of \$90 and a reinspection fee of \$60.~~ the following amounts:

SECTION 2136. 97.30 (3m) (a) 1 to 3 of the statutes are created to read:

97.30 (3m) (a) 1. An annual license fee of \$90.

2. A reinspection fee of \$60.

3. Beginning with the license year that ends on June 30, 1995, an annual weights and measures inspection fee of \$45, except that this fee does not apply to a retail food establishment that is located in a municipality that has established a municipal department of weights and measures under s. 98.04 (1) for the purpose of enforcement of the provisions of ch. 98.

SECTION 2137. 97.30 (3m) (b) of the statutes is renumbered 97.30 (3m) (b) (intro.) and amended to read:

97.30 (3m) (b) (intro.) For a retail food establishment that has annual food sales of \$1,000,000 or more and that processes potentially hazardous food, ~~an annual license fee of \$210 and a reinspection fee of \$140.~~ the following amounts:

SECTION 2138. 97.30 (3m) (b) 1 to 3 of the statutes are created to read:

97.30 (3m) (b) 1. An annual license fee of \$210.

2. A reinspection fee of \$140.

3. Beginning with the license year that ends on June 30, 1995, an annual weights and measures inspection

fee of \$100, except that this fee does not apply to a retail food establishment that is located in a municipality that has established a municipal department of weights and measures under s. 98.04 (1) for the purpose of enforcement of the provisions of ch. 98.

SECTION 2139. 97.30 (3m) (c) of the statutes is renumbered 97.30 (3m) (c) (intro.) and amended to read:

97.30 (3m) (c) (intro.) For a retail food establishment that has annual food sales of \$25,000 or more and that is engaged in food processing, but that does not process potentially hazardous food, ~~an annual license fee of \$80 and a reinspection fee of \$80. the following amounts:~~

SECTION 2140. 97.30 (3m) (c) 1 to 3 of the statutes are created to read:

- 97.30 (3m) (c) 1. An annual license fee of \$80.
2. A reinspection fee of \$80.

3. Beginning with the license year that ends on June 30, 1995, an annual weights and measures inspection fee of \$25, except that this fee does not apply to a retail food establishment that is located in a municipality that has established a municipal department of weights and measures under s. 98.04 (1) for the purpose of enforcement of the provisions of ch. 98.

SECTION 2141. 97.42 (1) (fm) of the statutes is created to read:

97.42 (1) (fm) "Meat distributor" means a person who is engaged in the business of distributing in this state meat and poultry products at wholesale.

SECTION 2142. 97.42 (2) (title) of the statutes is amended to read:

97.42 (2) (title) LICENSE; CERTIFICATE OF REGISTRATION.

SECTION 2143. 97.42 (2) (c) of the statutes is amended to read:

97.42 (2) (c) No person may operate as a mobile slaughterer or as a mobile processor without ~~registering his or her name and business address with an annual registration certificate issued by the department, except that no registration certificate is required for a mobile slaughterer or a mobile processor who holds a license issued under par. (a). A registration certificate expires on June 30, annually. An application for an annual registration certificate shall be submitted on a form provided by the department and shall include information reasonably required by the department for registration purposes.~~ The department shall ~~prescribe promulgate~~ rules applicable to ~~regulating mobile slaughterers regulating the conduct of slaughtering operations and rules applicable to mobile processors regulating the conduct of processing operations and mobile processors, including rules related to facilities, sanitation, identification of carcasses and record keeping.~~

SECTION 2144. 97.42 (2) (d) of the statutes is created to read:

97.42 (2) (d) No person may operate as a meat broker or meat distributor without an annual registration

certificate issued by the department, except that no registration certificate is required for a meat broker or a meat distributor who holds a license issued under par. (a). A registration certificate expires on June 30, annually. An application for an annual registration certificate shall be made on a form provided by the department and shall include information reasonably required by the department for registration purposes.

SECTION 2146. 98.05 (5) (b) of the statutes is amended to read:

98.05 (5) (b) Fix and collect charges sufficient to cover the cost for the testing and calibration done in the measurement center laboratory, ~~provided that state, county and municipal governments shall be exempt from these charges for verifications of weights and measures used in enforcement work.~~

SECTION 2147. 98.16 of the statutes is created to read:

98.16 Licensing of vehicle scale operators. (1) DEFINITIONS. In this section:

(b) "Vehicle scale" means a commercial scale that is designed to weigh loaded or unloaded highway, farm or industrial vehicles, except that it does not include a scale that is operated exclusively by this state.

(2) LICENSE. (a) 1. Except as provided in subd. 2, a person may not operate a vehicle scale without a license from the department. A separate license is required for each scale. A license is not transferable between persons or scales. A license expires on December 31 annually. The department shall provide a license application form for persons applying for a license. The form may require information reasonably required by the department for licensing purposes. A license application shall be accompanied by applicable fees under pars. (b) and (c).

2. Subdivision 1 does not apply to a person who operates a vehicle scale only as an employee of a person who is required to hold a license to operate the scale under this paragraph.

(b) The fee for a license under par. (a) is \$30, except that the department may establish a different fee by rule.

(c) An applicant for a license under par. (a) shall pay a license fee surcharge of \$30 in addition to the license fee if the department determines that within one year prior to submitting the license application the applicant operated a vehicle scale without a license as required by par. (a). Payment of the license fee surcharge does not relieve the applicant of any other civil or criminal liability for the operation of a vehicle scale without a license but shall not constitute evidence of violation of a law.

(d) The department shall not issue or renew a license under par. (a) unless the applicant pays all fees required under pars. (b) and (c) as set forth in a statement issued by the department. The department shall refund a fee paid under protest if the department

determines that the fee was not required to be paid under this section.

(3) **RULES.** The department may promulgate rules to establish license fees under sub. (2) (b) and to regulate the operation of vehicle scales. The rules may include all of the following:

(a) Standards for the construction and maintenance of vehicle scales.

(b) Requirements for testing and certification of vehicle scales.

(c) Requirements for record keeping and reporting related to the testing and certification of vehicle scales.

SECTION 2148. 98.18 of the statutes is created to read:

98.18 Installing and servicing weights and measures.

(1) **LICENSE.** (a) 1. Except as provided in subd. 2, a person may not engage in the business of installing, servicing, testing or calibrating weights and measures without a license from the department. A license expires on December 31 annually. The department shall provide a license application for persons applying for a license. The form may require information reasonably required by the department for licensing purposes. A license application shall be accompanied by applicable fees under pars. (b) and (c).

2. Subdivision 1 does not apply to any of the following:

a. A person who installs, services, tests or calibrates weights and measures only as an employe of a person who is required under this paragraph to hold a license to perform those services.

b. An inspector or metrologist employed by this state, a county or a municipality to test or calibrate weights and measures.

(b) The fee for a license under par. (a) is \$100, except that the department may establish a different fee by rule.

(c) An applicant for a license under par. (a) shall pay a license fee surcharge of \$100 in addition to the license fee if the department determines that within one year prior to submitting the license application the applicant engaged in the business of installing, servicing, testing or calibrating weights and measures without a license as required by par. (a). Payment of the license fee surcharge does not relieve the applicant of any other civil or criminal liability that may result from the unlicensed activity but shall not constitute evidence of violation of a law.

(d) The department shall not issue or renew a license under par. (a) unless the applicant pays all fees required under pars. (b) and (c) as set forth in a statement issued by the department. The department shall refund a fee paid under protest if the department determines that the fee was not required to be paid under this section.

(2) **RULES.** The department may promulgate rules to establish license fees under sub. (1) (b) and to regulate the installation, servicing, testing and certification

of weights and measures. The rules may include record-keeping and reporting requirements.

(3) **PROHIBITED PRACTICES.** A person who installs, services, tests or calibrates weights and measures may not do any of the following:

(a) Install or adjust a weight or measure to make the weight or measure incorrect or to cause the weight or measure to violate this chapter or rules promulgated under this chapter.

(b) Misrepresent that a weight or measure is correct.

(c) Use any test weight or measure that has not been inspected, tested and approved by the department or by a laboratory certified by the national institute of standards and technology.

SECTION 2150. 100.30 (2) (c) 1. b. of the statutes is amended to read:

100.30 (2) (c) 1. b. For every person holding a permit as a distributor as defined in s. 139.30 (3) or as a multiple retailer as defined in s. 139.30 (8), with respect to that portion of the person's business which involves the purchase and sale of cigarettes "cost to wholesaler" means the cost charged by the cigarette manufacturer, disregarding any manufacturer's discount or any discount under s. 139.32 (5), plus the amount of tax imposed under s. 139.31. Except for a sale at wholesale between wholesalers, a markup to cover a proportionate part of the cost of doing business shall be added to the cost to wholesaler. In the absence of proof of a lesser cost, this markup shall be 3% of the cost to wholesaler as set forth in this ~~subparagraph~~ **subd. 1. b.**

SECTION 2152. 101.12 (3) (c) of the statutes is amended to read:

101.12 (3) (c) Determine and certify the competency of ~~insurance company~~ inspectors of boilers, unfired pressure vessels, refrigeration plants, elevators, escalators and power dumbwaiters.

SECTION 2153. 101.12 (3) (d) of the statutes is amended to read:

101.12 (3) (d) Accept inspections at no cost performed by ~~insurance company~~ inspectors for whom evidence of competency has been furnished to the department.

SECTION 2154. 101.12 (3) (g) of the statutes is amended to read:

101.12 (3) (g) Accept inspection at no cost when performed by qualified and authorized inspectors ~~in the employ of~~ for a city, village, town or county for the inspection of buildings and equipment located within the city, village, town or county. The department shall determine and certify the competency of all such inspectors.

SECTION 2155. 101.1205 of the statutes is created to read:

101.1205 Erosion control; construction of public buildings and buildings that are places of employment.

(1) The department, in consultation with the depart-

ment of natural resources, shall establish statewide standards for erosion control at building sites for the construction of public buildings and buildings that are places of employment.

(2) The department shall require the submission of plans for erosion control at construction sites described in sub. (1) to the department or to a county, city, village or town to which the department has delegated authority under sub. (4) and shall require approval of those plans by the department or the county, city, village or town.

(3) The department shall require inspection of erosion control activities and structures at construction sites described in sub. (1) by the department or a county, city, village or town to which the department has delegated authority under sub. (4).

(4) The department may delegate authority under this section to a county, city, village or town.

(5) Except as provided in sub. (5m), the authority of a county, city, village or town with respect to erosion control at sites described in sub. (1) is limited to that authority delegated under sub. (4) and any other authority provided in rules promulgated under this section.

(5m) Notwithstanding subs. (1) and (5), a county, city, village or town that has in effect on the effective date of this subsection ... [revisor inserts date], an ordinance that establishes standards for erosion control at building sites for the construction of public buildings and buildings that are places of employment may continue to administer and enforce that ordinance if the standards in the ordinance are more stringent than the standards established under sub. (1).

(6) The department, or a county, city, village or town to which the department delegates the authority to act under this subsection, may issue a special order directing the immediate cessation of work on a construction site described in sub. (1) until any required plan approval is obtained or until the site complies with standards established by rules promulgated under this section.

(7) The department shall promulgate rules for the administration of this section.

SECTION 2156. 101.143 (1) (gs) of the statutes is created to read:

101.143 (1) (gs) "Service provider" means a consultant, testing laboratory, monitoring well installer, soil boring contractor, other contractor, lender or any other person who provides a product or service for which a claim for reimbursement has been or will be filed under this section, or a subcontractor of such a person.

SECTION 2156m. 101.143 (2) (e) of the statutes is created to read:

101.143 (2) (e) The department shall adopt a standardized project cost accounting system and require the use of the system for cost estimates, invoices, claims and other documents related to costs for which

~~a claim is submitted for reimbursement under this section.~~

Vetoed in Part

SECTION 2157. 101.143 (3) (a) 10 and 11 of the statutes are created to read:

101.143 (3) (a) 10. The petroleum products discharge is from a petroleum product storage system or home oil tank system that does not meet the performance standards in 40 CFR 280.20 or s. ILHR 10.51, Wis. adm. code, or the upgrading requirements in 40 CFR 280.21 (b) to (d) or s. ILHR 10.52 (2) to (4), Wis. adm. code.

11. Unless a change in rules promulgated by the department of natural resources necessitates further remedial action activities at the location, the petroleum products discharge did not originate from a location that is all of the following:

a. On the same property from which another petroleum products discharge originated that necessitated remedial action activities for which the department issued an award under this section.

b. Within the area on which those remedial action activities were conducted.

SECTION 2158. 101.143 (4) (d) 1 of the statutes is amended to read:

101.143 (4) (d) 1. The department shall issue an award under this paragraph for a claim filed after July 31, 1987, for eligible costs, under par. (b), incurred on or after August 1, 1987, and before July 1, ~~1995~~ 1998, by the owner or operator of an underground petroleum product storage tank system and for eligible costs, under par. (b), incurred on or after July 1, 1998, by the owner or operator of an underground petroleum product storage tank system if the petroleum product discharge on which the claim is based is confirmed and activities under sub. (3) (c) or (g) are begun before July 1, 1998.

SECTION 2159. 101.143 (4) (e) 1 of the statutes is amended to read:

101.143 (4) (e) 1. The department shall issue an award under this paragraph for a claim for eligible costs, under par. (b), incurred by the owner or operator of a petroleum product storage system that is not an underground petroleum product storage tank system or for eligible costs, under par. (b), incurred on or after July 1, ~~1995~~ 1998, by the owner or operator of an underground petroleum product storage tank system if those costs are not reimbursable under par. (d) 1.

SECTION 2159k. 101.143 (5) (c) of the statutes is amended to read:

101.143 (5) (c) *Disposition of funds.* If an award is made from the petroleum storage environmental cleanup inspection fund, the net proceeds of the recovery under par. (b) shall be paid into the petroleum storage environmental cleanup inspection fund.

SECTION 2160. 101.143 (9) of the statutes is created to read:

101.143 (9) RECORDS. (a) The department shall promulgate rules prescribing requirements for the

Vetoed in Part

records to be maintained by an owner or operator, person owning a home oil tank system or service provider and the periods for which they must retain those records.

(b) The department may inspect any document in the possession of an owner or operator, person owning a home oil tank system or service provider or any other person if the document is relevant to a claim for reimbursement under this section.

SECTION 2161. 101.143 (10) of the statutes is created to read:

101.143 (10) PENALTIES. (a) Any owner or operator, person owning a home oil tank system or service provider who fails to maintain a record as required by rules promulgated under sub. (9) (a) may be required to forfeit not more than \$2,000. Each day of continued violation constitutes a separate offense.

(b) Any owner or operator, person owning a home oil tank system or service provider who intentionally destroys a document that is relevant to a claim for reimbursement under this section may be fined not more than \$10,000 or imprisoned for not more than 10 years or both.

SECTION 2162. 101.15 (2) (f) 1 of the statutes is amended to read:

101.15 (2) (f) 1. The department shall cause the inspections of underground mines and similar establishments at least once every 2 months and shall cause the inspections of surface mines and similar establishments at least once each year. In the making of the inspections the owner and the labor union identified as the bargaining representative of the employees of the mine or establishment shall be permitted to accompany the inspector engaged in the tour of inspection. The department shall cause a report of any inspection so made, to be submitted to representatives of the operator and of the employees.

SECTION 2167d. 101.264 of the statutes is created to read:

101.264 Office of workforce excellence. The office of workforce excellence shall coordinate and implement the department's workforce excellence initiatives, programs and policies. ~~This section does not apply after June 30, 1997.~~

Vetoed
in Part

SECTION 2168. 101.265 (2m) of the statutes is created to read:

101.265 (2m) The department shall approve occupations and maintain a list of approved occupations for the youth apprenticeship program. From the appropriation under s. 20.445 (1) (er), the department shall contract with the state board of vocational, technical and adult education for the development of curricula for youth apprenticeship programs for occupations approved under this subsection.

SECTION 2169. 101.265 (4) of the statutes is created to read:

101.265 (4) From the appropriation under s. 20.445 (1) (em), the department may award grants to school

boards, as defined in s. 115.001 (7), and to vocational, technical and adult education district boards that are responsible for the training of a youth apprentice. A school board or vocational, technical and adult education district board that receives a grant under this subsection shall use the funds awarded under the grant to award training grants to employers who provide on-the-job training and supervision for youth apprentices. A training grant provided under this subsection may not exceed 50% of the youth apprentice's hourly wage or \$4 per hour, whichever is less. An employer may receive training grant funds for not more than 500 hours of work per youth apprentice in any school year, as defined in s. 115.001 (13).

SECTION 2170. 101.267 of the statutes is created to read:

101.267 Career counseling centers. (1) The department shall award grants to nonprofit corporations and public agencies for the provision of career counseling centers throughout the state. ~~One career counseling center under this section shall be located in an urban area, as determined by the department, one career counseling center under this section shall be located in a rural area, as determined by the department, and one career counseling center under this section shall be operated in conjunction with a youth apprenticeship program under s. 101.265.~~

Vetoed
in Part

(2) (a) A career counseling center under this section shall provide youths with access to comprehensive career education and job training information, including information regarding postsecondary educational options in vocational and technical educational programs. A career counseling center under this section may also assist youths in locating apprenticeship and other work experience opportunities that are related to the youth's education.

(b) A career counseling center under this section shall coordinate its services with the counseling and guidance activities and the education for employment program under s. 121.02 (1) (m) provided by the school board of the school district in which the career counseling center is located.

(3) Any nonprofit corporation or public agency may apply for a grant to operate a career counseling center under this section. The department shall review the applications submitted under this subsection according to procedures and criteria established by the department.

(4) Amounts awarded under sub. (3) shall be paid from the appropriation under s. 20.445 (1) (ep), may be paid in instalments and shall range from 25% to 75% of the total cost of operating the career counseling center, except that after 3 years of receiving grant funds under this section a grant recipient may receive no more than 50% of the total cost of operating the career counseling center. The department shall require the grant recipient to provide the remaining percentage share of the total project cost.

Vetoed in Part (5) The department shall conduct an evaluation of the career counseling centers provided under this section and submit a report on that evaluation to the appropriate standing committees under s. 13.172 (3) and to the governor by September 1, 1996. The report shall include recommendations regarding the incorporation of career counseling centers provided under this section into schools and public employment offices established under s. 101.23.

(6) This section does not apply after June 30, 1997.
SECTION 2171. 101.30 of the statutes is amended to read:

101.30 (title) Job opportunities and basic skills program; aid to families with dependent children recipients. The department may contract with the department of health and social services for the provision of supportive and employment services under the ~~work incentive demonstration job opportunities and basic skills program~~ under s. 49.50 (7) 49.193. Fees charged for the contractual services provided shall be credited to the appropriation under s. 20.445 (1) (ka).

SECTION 2172. 101.35 (10) (c) of the statutes is amended to read:

101.35 (10) (c) A local service agency shall try to obtain ~~grant diversion work supplementation~~ under s. 49.50 (7g) 49.193 (4) (g) for at least 30% of the individuals whose wages it subsidizes under this section.

SECTION 2173. 102.07 (1m) of the statutes is repealed.

SECTION 2200. 110.20 (6) (a) (intro.) of the statutes is amended to read:

110.20 (6) (a) (intro.) The program shall require an emissions test under sub. (11) of any nonexempt vehicle customarily kept in a county identified in sub. (5) as follows:

SECTION 2201. 110.20 (6) (b) (intro.) of the statutes is amended to read:

110.20 (6) (b) (intro.) The program shall require an air pollution control equipment inspection to determine compliance with s. 144.42 (6) of any nonexempt vehicle customarily kept in a county identified in sub. (5) as follows:

SECTION 2202. 110.22 of the statutes is created to read:

110.22 Repaired salvage vehicle inspector training. From the appropriation under s. 20.395 (5) (cq), the department shall provide training on the examination of repaired salvage vehicles to inspectors or persons eligible to be authorized as inspectors by the department under s. 342.07 (2).

SECTION 2207ah. 111.70 (1) (b) of the statutes is amended to read:

111.70 (1) (b) "Collective bargaining unit" means ~~the~~ a unit consisting of municipal employees who are school district professional employees or of municipal employees who are not school district professional employees that is determined by the commission to be appropriate for the purpose of collective bargaining.

SECTION 2207ahm. 111.70 (1) (dm) of the statutes is created to read:

111.70 (1) (dm) "Economic issue" means any issue that creates a new or increased financial liability upon the municipal employer, including salaries, overtime pay, sick leave, payments in lieu of sick leave usage, vacations, clothing allowances in excess of the actual cost of clothing, length of service credit, continuing education credit, shift premium pay, longevity pay, extra duty pay, performance bonuses, health insurance, life insurance, vacation pay, holiday pay, lead worker pay, temporary assignment pay, retirement contributions, severance or other separation pay, hazardous duty pay, certification or license payment, job security provisions, limitations on layoffs and contracting or subcontracting of work that would otherwise be performed by municipal employees in the collective bargaining unit with which there is a labor dispute.

SECTION 2207ahn. 111.70 (1) (dm) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 2207aho. 111.70 (1) (nc) of the statutes is created to read:

111.70 (1) (nc) 1. "Qualified economic offer" means an offer made to a labor organization by a municipal employer that includes all of the following, except as provided in subd. 2:

a. A proposal to maintain the percentage contribution by the municipal employer to the municipal employees' existing fringe benefit costs as determined under sub. (4) (cm) 8s, and to maintain all fringe benefits provided to the municipal employees in a collective bargaining unit, as such contributions and benefits existed on the 90th day prior to commencement of negotiations.

b. In any collective bargaining unit in which the municipal employe positions were on the effective date of this subd. 1. b. [revisor inserts date], assigned to salary ranges with steps that determine the levels of progression within each salary range during a 12-month period, a proposal to provide for a salary increase of at least one full step for each 12-month period covered by the proposed collective bargaining agreement, beginning with the expiration date of any previous collective bargaining agreement, for each municipal employe who is eligible for a within range salary increase, unless the increased cost of providing such a salary increase, as determined under sub. (4) (cm) 8s, exceeds 2.1% of the total compensation and fringe benefit costs for all municipal employees in the collective bargaining unit for any 12-month period covered by the proposed collective bargaining agreement, or unless the increased cost required to maintain the percentage contribution by the municipal employer to the municipal employees' existing fringe benefit costs and to maintain all fringe benefits provided to the municipal employes, as determined under sub. (4) (cm) 8s, in addition to the increased cost of

providing such a salary increase, exceeds 3.8% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for any 12-month period covered by the proposed collective bargaining agreement, in which case the offer shall include provision for a salary increase for each such municipal employe in an amount at least equivalent to that portion of a step for each such 12-month period that can be funded after the increased cost in excess of 2.1% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit is subtracted, or in an amount equivalent to that portion of a step for each such 12-month period that can be funded from the amount that remains, if any, after the increased cost of such maintenance exceeding 1.7% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for each 12-month period is subtracted on a prorated basis, whichever is the lower amount.

c. A proposal to provide for an average salary increase for each 12-month period covered by the proposed collective bargaining agreement, beginning with the expiration date of any previous collective bargaining agreement, for the municipal employes in the collective bargaining unit equivalent to an average cost of 2.1% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for each 12-month period covered by the proposed collective bargaining agreement, beginning with the expiration date of any previous collective bargaining agreement, including that percentage required to provide for any step increase and any increase due to a promotion or the attainment of increased professional qualifications, as determined under sub. (4) (cm) 8s, unless the increased cost of providing such a salary increase, as determined under sub. (4) (cm) 8s, exceeds 2.1% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for any 12-month period covered by the proposed collective bargaining agreement, or unless the increased cost required to maintain the percentage contribution by the municipal employer to the municipal employes' existing fringe benefit costs and to maintain all fringe benefits provided to the municipal employes, as determined under sub. (4) (cm) 8s, in addition to the increased cost of providing such a salary increase, exceeds 3.8% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for any 12-month period covered by the collective bargaining agreement, in which case the offer shall include provision for a salary increase for each such period for the municipal employes covered by the agreement at least equivalent to an average of that percentage, if any, for each such period of the prorated portion of 2.1% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit that remains, if any, after the increased cost of such main-

tenance exceeding 1.7% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for each 12-month period and the cost of a salary increase of at least one full step for each municipal employe in the collective bargaining unit who is eligible for a within range salary increase for each 12-month period is subtracted from that total cost.

2. "Qualified economic offer" may include a proposal to provide for an average salary decrease for any 12-month period covered by a proposed collective bargaining agreement, beginning with the expiration date of any previous collective bargaining agreement, for the municipal employes covered by the agreement, in an amount equivalent to the average percentage increased cost of maintenance of the percentage contribution by the municipal employer to the municipal employes' existing fringe benefit costs, as determined under sub. (4) (cm) 8s, and the average percentage increased cost of maintenance of all fringe benefits provided to the municipal employes represented by a labor organization, as such costs and benefits existed on the 90th day prior to commencement of negotiations, exceeding 3.8% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit required for maintenance of those contributions and benefits for that 12-month period if the increased cost of maintenance of those costs and benefits exceeds 3.8% of the total compensation and fringe benefit costs for all municipal employes in the collective bargaining unit for that 12-month period.

SECTION 2207ahp. 111.70 (1) (nc) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 2207ai. 111.70 (1) (ne) of the statutes is created to read:

111.70 (1) (ne) "School district professional employe" means a municipal employe who is employed by a school district, who holds a license issued by the state superintendent of public instruction under s. 115.28 (7), and whose employment requires that license.

SECTION 2207aim. 111.70 (1) (nm) of the statutes is repealed.

SECTION 2207ain. 111.70 (3) (a) 7 of the statutes is repealed.

SECTION 2207aio. 111.70 (3) (b) 6 of the statutes is repealed.

SECTION 2207aip. 111.70 (4) (c) 4 of the statutes is repealed.

SECTION 2207air. 111.70 (4) (cm) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed.

SECTION 2207ak. 111.70 (4) (cm) 5s of the statutes is created to read:

111.70 (4) (cm) 5s. 'Issues subject to arbitration.' In a collective bargaining unit consisting of school dis-

trict professional employes, if the municipal employer submits a qualified economic offer applicable to any period beginning on or after July 1, 1993, no economic issues are subject to interest arbitration under subd. 6 for that period. In such a collective bargaining unit, economic issues concerning the wages, hours or conditions of employment of the professional school district employes in the unit for any period prior to July 1, 1993, are subject to interest arbitration under subd. 6 for that period. In such a collective bargaining unit, noneconomic issues applicable to any period on or after July 1, 1993, are subject to interest arbitration after the parties have reached agreement and stipulate to agreement on all economic issues concerning the wages, hours or conditions of employment of the professional school district employes in the unit for that period.

SECTION 2207aL. 111.70 (4) (cm) 6. (intro.) of the statutes is amended to read:

111.70 (4) (cm) 6. 'Interest arbitration.' (intro.) If a dispute relating to one or more issues, qualifying for interest arbitration under subd. 5s in collective bargaining units to which subd. 5s applies, has not been settled after a reasonable period of negotiation and after mediation by the commission under subd. 3 and other settlement procedures, if any, established by the parties have been exhausted, and the parties are deadlocked with respect to any dispute between them over wages, hours and conditions of employment to be included in a new collective bargaining agreement, either party, or the parties jointly, may petition the commission, in writing, to initiate compulsory, final and binding arbitration, as provided in this paragraph. At the time the petition is filed, the petitioning party shall submit in writing to the other party and the commission its preliminary final offer containing its latest proposals on all issues in dispute. Within 14 calendar days of the date of that submission, the other party shall submit in writing its preliminary final offer on all disputed issues to the petitioning party and the commission. If a petition is filed jointly, both parties shall exchange their preliminary final offers in writing and submit copies to the commission at the time the petition is filed.

SECTION 2207am. 111.70 (4) (cm) 6. a. of the statutes is amended to read:

111.70 (4) (cm) 6. a. Upon receipt of a petition to initiate arbitration, the commission shall make an investigation, with or without a formal hearing, to determine whether arbitration should be commenced. If in determining whether an impasse exists the commission finds that the procedures set forth in this paragraph have not been complied with and such compliance would tend to result in a settlement, it may order such compliance before ordering arbitration. The validity of any arbitration award or collective bargaining agreement shall not be affected by failure to comply with such procedures. Prior to the close of the investigation each party shall submit in writing to

the commission its single final offer containing its final proposals on all issues in dispute to the commission that are subject to interest arbitration under this subdivision or under subd. 5s in collective bargaining units to which subd. 5s applies. If a party fails to submit a single, ultimate final offer within the time prescribed by this subdivision, the commission shall close the investigation based on the last written position of the party. The municipal employer may not submit a qualified economic offer under subd. 5s after the close of the investigation. Such final offers may include only mandatory subjects of bargaining, except that a permissive subject of bargaining may be included by a party if the other party does not object and shall then be treated as a mandatory subject. No later than such time, the parties shall also submit to the commission a stipulation, in writing, with respect to all matters which are agreed upon for inclusion in the new or amended collective bargaining agreement. The commission, after receiving a report from its investigator and determining that arbitration should be commenced, shall issue an order requiring arbitration and immediately submit to the parties a list of 7 arbitrators. Upon receipt of such list, the parties shall alternately strike names until a single name is left, who shall be appointed as arbitrator. The petitioning party shall notify the commission in writing of the identity of the arbitrator selected. Upon receipt of such notice, the commission shall formally appoint the arbitrator and submit to him or her the final offers of the parties. The final offers shall be considered public documents and shall be available from the commission. In lieu of a single arbitrator and upon request of both parties, the commission shall appoint a tripartite arbitration panel consisting of one member selected by each of the parties and a neutral person designated by the commission who shall serve as a chairperson. An arbitration panel has the same powers and duties as provided in this section for any other appointed arbitrator, and all arbitration decisions by such panel shall be determined by majority vote. In lieu of selection of the arbitrator by the parties and upon request of both parties, the commission shall establish a procedure for randomly selecting names of arbitrators. Under the procedure, the commission shall submit a list of 7 arbitrators to the parties. Each party shall strike one name from the list. From the remaining 5 names, the commission shall randomly appoint an arbitrator. Unless both parties to an arbitration proceeding otherwise agree in writing, every individual whose name is submitted by the commission for appointment as an arbitrator shall be a resident of this state at the time of submission and every individual who is designated as an arbitration panel chairperson shall be a resident of this state at the time of designation.

SECTION 2207an. 111.70 (4) (cm) 8m of the statutes is renumbered 111.70 (4) (cm) 8m. a. amended to read:

111.70 (4) (cm) 8m. a. Except for the initial collective bargaining agreement between the parties and

except as the parties otherwise agree, every collective bargaining agreement covering municipal employes subject to this paragraph other than school district professional employes shall be for a term of 2 years. No collective bargaining agreement for any collective bargaining unit consisting of municipal employes subject to this paragraph other than school district professional employes shall be for a term exceeding 3 years.

c. No arbitration award may contain a provision for reopening of negotiations during the term of a collective bargaining agreement, unless both parties agree to such a provision. The requirement for agreement by both parties does not apply to a provision for reopening of negotiations with respect to any portion of an agreement that is declared invalid by a court or administrative agency or rendered invalid by the enactment of a law or promulgation of a federal regulation.

SECTION 2207ao. 111.70 (4) (cm) 8m. b. of the statutes is created to read:

111.70 (4) (cm) 8m. b. Except for the initial collective bargaining agreement between the parties, every collective bargaining agreement covering municipal employes who are school district professional employes shall be for a term of 2 years expiring on June 30 of the odd-numbered year. An initial collective bargaining agreement between parties covering municipal employes who are school district professional employes shall be for a term ending on June 30 following the effective date of the agreement, if that date is in an odd-numbered year, or otherwise on June 30 of the following year.

SECTION 2207ap. 111.70 (4) (cm) 8p of the statutes is created to read:

111.70 (4) (cm) 8p. 'Professional school employe salaries.' In every collective bargaining unit covering municipal employes who are school district professional employes in which the municipal employe positions were, on the effective date of this subdivision [revisor inserts date], assigned to salary ranges with steps that determine the levels of progression within each salary range, the parties shall not, in any new or modified collective bargaining agreement, alter the salary range structure, number of steps or requirements for attaining a step or assignment of a position to a salary range, except that if the cost of funding the attainment of a step is greater than the amount required for the municipal employer to submit a qualified economic offer, the parties may alter the requirements for attaining a step to no greater extent than is required for the municipal employer to submit a qualified economic offer.

SECTION 2207aq. 111.70 (4) (cm) 8s of the statutes is created to read:

111.70 (4) (cm) 8s. 'Forms for determining costs.' The commission shall prescribe forms for calculating the total increased cost to the municipal employer of

compensation and fringe benefits provided to school district professional employes. The cost shall be determined based upon the total cost of compensation and fringe benefits provided to school district professional employes who are represented by a labor organization on the 90th day before expiration of any previous collective bargaining agreement between the parties, or who were so represented if the effective date is retroactive, or the 90th day prior to commencement of negotiations if there is no previous collective bargaining agreement between the parties, without regard to any change in the number, rank or qualifications of the school district professional employes. For purposes of such determinations, any cost increase that is incurred on any day other than the beginning of the 12-month period commencing with the effective date of the agreement or any succeeding 12-month period commencing on the anniversary of that effective date shall be calculated as if the cost increase were incurred as of the beginning of the 12-month period beginning on the effective date or anniversary of the effective date in which the cost increase is incurred. In each collective bargaining unit to which subd. 5s applies, the municipal employer shall transmit to the commission and the labor organization a completed form for calculating the total increased cost to the municipal employer of compensation and fringe benefits provided to the school district professional employes covered by the agreement as soon as possible after the effective date of the agreement.

SECTION 2207ar. 111.70 (4) (cn) of the statutes is created to read:

111.70 (4) (cn) *Term of professional school employe agreements.* Except for the initial collective bargaining agreement between the parties, every collective bargaining agreement covering municipal employes who are school district professional employes shall be for a term of 2 years expiring on June 30 of the odd-numbered year. An initial collective bargaining agreement between parties covering municipal employes who are school district professional employes shall be for a term ending on June 30 following the effective date of the agreement, if that date is in an odd-numbered year, or otherwise on June 30 of the following year.

SECTION 2208. 111.70 (4) (jm) 1 of the statutes is amended to read:

111.70 (4) (jm) 1. Either the representative of the members of the police department or the representative of the city may petition the commission for appointment of an arbitrator to determine the terms of the agreement relating to the wages, hours and working conditions of the members of the police department and other matters subject to arbitration under subd. 4.

SECTION 2209. 111.70 (4) (jm) 2 of the statutes is amended to read:

111.70 (4) (jm) 2. The commission shall conduct a hearing on the petition, and upon a determination that the parties have reached an impasse on matters relating to wages, hours and conditions of employment or other matters subject to arbitration under subd. 4 on which there is no mutual agreement, the commission shall appoint an arbitrator to determine those terms of the agreement on which there is no mutual agreement. The commission may appoint any person it deems qualified, except that the arbitrator may not be a resident of the city which is party to the dispute.

SECTION 2210. 111.70 (4) (jm) 3 of the statutes is amended to read:

111.70 (4) (jm) 3. Within 14 days of his appointment, the arbitrator shall conduct a hearing to determine the terms of the agreement relating to wages, hours and working conditions and other matters subject to arbitration under subd. 4. The arbitrator may subpoena witnesses at the request of either party or on his own motion. All testimony shall be given under oath. The arbitrator shall take judicial notice of all economic and social data presented by the parties which is relevant to the wages, hours and working conditions of the police department members or other matters subject to arbitration under subd. 4. The other party shall have an opportunity to examine and respond to such data. The rules of evidence applicable to a contested case, as defined in s. 227.01 (3), shall apply to the hearing before the arbitrator.

SECTION 2211. 111.70 (4) (jm) 4. a. of the statutes is amended to read:

111.70 (4) (jm) 4. a. Set all items of compensation, including base wages, longevity pay, health, accident and disability insurance programs, pension programs, including amount of pension, relative contributions, and all eligibility conditions, the terms and conditions of overtime compensation and compensatory time, vacation pay, and vacation eligibility, sickness pay amounts, and sickness pay eligibility, life insurance, uniform allowances and any other similar item of compensation.

SECTION 2212. 111.70 (4) (jm) 4. j. of the statutes is created to read:

111.70 (4) (jm) 4. j. Establish a system for administration of the collective bargaining agreement between the parties by an employe of the police department who is not directly accountable to the chief of police or the board of fire and police commissioners in matters relating to that administration.

SECTION 2213. 111.70 (4) (jm) 13 of the statutes is amended to read:

111.70 (4) (jm) 13. Subsequent to the filing of a petition before the commission pursuant to subd. 1 and prior to the execution of an agreement pursuant to subd. 9, neither party may unilaterally alter any term of the wages, hours and working conditions of the members of the police department or any other matter subject to arbitration under subd. 4.

SECTION 2213d. 111.70 (4) (L) of the statutes is amended to read:

111.70 (4) (L) (title) *Strikes prohibited*. ~~Except as authorized under par. (cm) 5 and 6, c, nothing~~ Nothing contained in this subchapter constitutes a grant of the right to strike by any municipal employe, and such strikes are hereby expressly prohibited. ~~Paragraph (cm) does not authorize any strike after an injunction has been issued against such strike under sub. (7m).~~

SECTION 2213g. 111.70 (7) (a) of the statutes is renumbered 111.70 (7).

SECTION 2213h. 111.70 (7) (b) of the statutes is repealed.

SECTION 2213i. 111.70 (7m) of the statutes is repealed.

SECTION 2213j. 111.70 (8) (a) of the statutes is amended to read:

111.70 (8) (a) This section, ~~except subs. (1) (nm), (4) (em) and (7m)~~, applies to law enforcement supervisors employed by a 1st class city. This section, ~~except subs. (1) (nm), sub. (4) (em) (cn) and (jm) and (7m)~~, applies to law enforcement supervisors employed by a county having a population of 500,000 or more. For purposes of such application, the term "municipal employe" includes such a supervisor.

SECTION 2213k. 111.71 (2) of the statutes is amended to read:

111.71 (2) The commission shall assess and collect a filing fee of \$25 from the party or parties filing a complaint alleging that a prohibited practice has been committed under s. 111.70 (3). The commission shall assess and collect a filing fee of \$25 from the party or parties filing a request that the commission act as an arbitrator to resolve a dispute involving the interpretation or application of a collective bargaining agreement under s. 111.70 (4) (c) 2 ~~or (em) 4~~. If such a request concerns issues arising as a result of more than one unrelated event or occurrence, each such separate event or occurrence shall be treated as a separate request. Fees required to be paid under this subsection shall be paid at the time of filing the complaint or the request for arbitration. A complaint or request for arbitration is not filed until the date such fee or fees are paid. Fees collected under this subsection shall be deposited as general purpose revenue--earned.

SECTION 2213m. 111.71 (3) of the statutes is renumbered 111.71 (3) (a).

SECTION 2213n. 111.71 (3) (b) of the statutes is created to read:

111.71 (3) (b) The vote of 7 of the voting members of the council on municipal collective bargaining is required for the council to act on any matter before it.

SECTION 2213no. 111.71 (3) (c) of the statutes is created to read:

111.71 (3) (c) The council on municipal collective bargaining shall continuously review the operation of the dispute settlement procedures under s. 111.70 (4) (cm) and (7m). The council shall submit its recommendations with respect to any amendment to s. 111.70 (4)

(cm) or (7m) to the chief clerk of each house of the legislature under s. 13.172 (2) at the commencement of each legislative session.

SECTION 2213p. 111.71 (3) (c) of the statutes, as created by 1993 Wisconsin Act (this act), is amended to read:

111.71 (3) (c) The council on municipal collective bargaining shall continuously review the operation of the dispute settlement procedures under s. 111.70 (4) ~~(em) and (7m) (c) and (7)~~. The council shall submit its recommendations with respect to any amendment to s. 111.70 (4) ~~(em) or (7m) (c) or (7)~~ to the chief clerk of each house of the legislature under s. 13.172 (2) at the commencement of each legislative session.

SECTION 2213q. 111.71 (3) (d) of the statutes is created to read:

111.71 (3) (d) The council on municipal collective bargaining shall review each pending legislative proposal relating to modification of the dispute settlement procedures under s. 111.70 (4) (cm) or (7m) and shall report its findings and recommendations relating to the proposal to the chief clerk of each house of the legislature for referral to the appropriate standing committees under s. 13.172 (3).

SECTION 2213r. 111.71 (3) (d) of the statutes, as created by 1993 Wisconsin Act (this act), is repealed.

SECTION 2213s. 111.71 (4) of the statutes is repealed.

SECTION 2213t. 111.71 (5) of the statutes is amended to read:

111.71 (5) ~~The commission shall, on a regular basis, provide training programs to prepare individuals for service as arbitrators or arbitration panel members under s. 111.70 (4) (em). The commission shall engage in appropriate promotional and recruitment efforts to encourage participation in the training programs by individuals throughout the state, including at least 10 residents of each congressional district. The commission may also provide training programs to individuals and organizations on other various aspects of collective bargaining, including on and areas of management and labor cooperation directly or indirectly affecting collective bargaining. The commission may charge a reasonable fee for participation in the programs.~~

SECTION 2213v. 111.77 (9) of the statutes is amended to read:

111.77 (9) Section 111.70 (4) (c) 3 ~~and (em)~~ shall not apply to employments covered by this section.

SECTION 2214. 114.001 (2) of the statutes is created to read:

114.001 (2) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2216. 114.134 (4) (b) of the statutes is amended to read:

114.134 (4) (b) The secretary shall grant a hearing at the request of any applicant after any refusal to issue a certificate. Upon receipt of a request for hearing, the matter shall be referred to the ~~office of the commissioner of transportation~~ division of hearings and appeals which shall hear and decide the matter.

SECTION 2217. 114.134 (4) (d) of the statutes is amended to read:

114.134 (4) (d) Any order or decision of the secretary or ~~office of the commissioner of transportation~~ division of hearings and appeals is subject to review under ch. 227.

SECTION 2218. 114.135 (9) of the statutes is amended to read:

114.135 (9) CONFLICTING AUTHORITY. Wherein conflicting jurisdiction arises over the control of the erection of a building, structure, tower or hazard between the secretary of transportation and any political subdivision of the state, the secretary of transportation may overrule rules and regulations adopted by any political subdivision under the laws of this state after a public hearing wherein all parties thereto have been given an opportunity to be heard. The secretary may refer such matters to the ~~office of the commissioner of transportation in~~ division of hearings and appeals which ~~case the office~~ shall hear and decide the matter after notice and hearing.

SECTION 2219. 114.20 (19) of the statutes is amended to read:

114.20 (19) COLLECTION OF FEES. In addition to any other remedies of law, the department may collect the fees, interest and late filing charges specified in this section in a proceeding before the ~~office of the commissioner of transportation~~ division of hearings and appeals. An order of the ~~office of the commissioner of transportation~~ division of hearings and appeals which specifies the amount to be paid to the department shall be of the same effect as a judgment for purposes of execution under ch. 815. The institution of a proceeding for review under s. 227.52, shall stay enforcement of the ~~office of the commissioner of transportation~~ division of hearings and appeals order.

SECTION 2219r. 114.34 (1) and (2) of the statutes are amended to read:

114.34 (1) The costs of airport improvement projects involving federal aid, in excess of the federal government's share, shall be borne by the sponsor and the state, except that the state shall pay not more than one-half of such excess costs, nor more than ~~\$100,000~~ \$500,000 for the cost of a building project or building improvement project and no part of the cost of hangars. The secretary, upon agreement with the sponsor, may advance up to 10% of the amount of any federal aid grant agreement for the payment of project costs of a federal aid project from unallocated state airport funds, subject to reimbursement upon final liquidation and settlement of the project with the sponsor and federal government.

(2) The costs of projects not involving federal aid shall be borne by the sponsor and the state. The state shall pay not more than 80% of such costs, which may include the cost of the land, the cost of lands or interest in lands deemed necessary for the protection of the aerial approaches, the cost of formulating the project application and preparing the plans and specifications, and the cost of construction and of all facilities deemed necessary for the operation of the airport. The state shall not contribute more than ~~\$100,000~~ \$500,000 for the cost of a building project or building improvement project and no part of the cost of hangars.

SECTION 2220. 114.37 (3) of the statutes is amended to read:

114.37 (3) FUNDS. The department may make loans under this section from the appropriation under s. 20.395 (2) (dv). The total outstanding balance of loans under this subsection may not exceed ~~\$4,000,000~~ \$6,500,000.

SECTION 2221. 115.001 (1) of the statutes is created to read:

115.001 (1) CHARTER SCHOOL. "Charter school" means a school under contract with a school board under s. 118.40.

SECTION 2224. 115.28 (22) of the statutes is amended to read:

115.28 (22) INFORMATION FOR TAX BILLS. By ~~October~~ November 1, provide to the department of revenue the information about school aids distributed to each school district that will enable that department to furnish to taxation districts the information required under s. 73.03 (31).

SECTION 2226. 115.28 (25) of the statutes is amended to read:

115.28 (25) INDO-CHINESE REFUGEE COMMUNITY AND SCHOOL PROGRAM. Annually, award ~~\$50,000 from the appropriation amount appropriated~~ under s. 20.255 (1) (a) (2) (fi) to a nonprofit organization located in a 1st class city to support the costs of bilingual personnel serving as liaisons between the Indo-Chinese refugee community and the school district operating under ch. 119.

SECTION 2227. 115.28 (27) of the statutes is amended to read:

115.28 (27) WISCONSIN GEOGRAPHY ALLIANCE. Annually allocate the amount in the appropriation under s. 20.255 (1) (ec) to the Wisconsin geography alliance to train teachers and develop curricula for primary and secondary education in geography. This subsection does not apply after June 30, ~~1993~~ 1996.

SECTION 2228. 115.28 (38) of the statutes is created to read:

115.28 (38) REPORTING OF PUPILS ATTENDING VOCATIONAL SCHOOLS. In consultation with the board of vocational, technical and adult education, promulgate rules establishing a uniform format for school boards to use in reporting the number of pupils attending vocational, technical and adult education districts

under ss. 118.15 (1) (b) and (d) and 118.37 and in reporting pupil participation in technical preparation programs under s. 118.34, including the number of courses taken for advanced standing in a vocational, technical and adult education district's associate degree program and for vocational, technical and adult education credit. The format shall be identical to the format established by the board of vocational, technical and adult education under s. 38.04 (11) (a) 2.

SECTION 2232. 115.31 (1) (b) of the statutes is amended to read:

115.31 (1) (b) "Educational agency" means a school district, cooperative educational service agency, state correctional institution under s. 302.01, the Ethan Allen school, the Lincoln Hills school, the Wisconsin school for the visually handicapped, the Wisconsin school for the deaf, the Mendota mental health institute, the Winnebago mental health institute, a state center for the developmentally disabled, a private school or a private, nonprofit, nonsectarian agency under contract with ~~the a school board of a 1st class city school district~~ under s. 118.153 (3) (c).

SECTION 2238. 115.361 (2) (am) of the statutes is amended to read:

115.361 (2) (am) A school board may contract with a city or county to provide drug abuse resistance education to pupils enrolled in grades ~~5 3~~ to ~~8 9~~. Instruction shall be provided by law enforcement officers employed by the county or city who have been specially trained to provide such instruction. The law enforcement officers may use guest lecturers and others to assist them in providing instruction.

SECTION 2238d. 115.361 (2) (b) of the statutes is amended to read:

115.361 (2) (b) A school board contracting under par. (am) may apply to the state superintendent for a grant to help fund the costs of the program. The state superintendent shall review the applications and determine which of the applicants will receive grants. A grant shall fund 100% of the cost of the classroom materials for the program and 80% of the costs of the contract, except that no grant may exceed \$50,000. Grants shall be awarded from the ~~appropriations~~ appropriation under s. 20.255 (2) (dm) and ~~(fx)~~. ~~Funds in the appropriation under s. 20.255 (2) (fx) shall be fully utilized before a grant is awarded from the appropriation under s. 20.255 (2) (dm).~~

SECTION 2240. 115.361 (6) of the statutes is repealed.

SECTION 2241. 115.361 (7) (a) 2 of the statutes is amended to read:

115.361 (7) (a) 2. For drug abuse resistance education grants under sub. (2), ~~\$100,000~~ \$895,000.

SECTION 2242. 115.361 (7) (a) 5 of the statutes is amended to read:

115.361 (7) (a) 5. For grants for after-school and summer school programs under sub. (5), ~~\$720,000~~ \$425,000.

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SECTION 2243. 115.361 (7) (a) 6 of the statutes is repealed.

SECTION 2244. 115.361 (7) (c) of the statutes is amended to read:

115.361 (7) (c) The state superintendent shall collect and analyze information about the programs funded under this section, evaluate their effectiveness and submit a report of the evaluation to the ~~governor and to the chief clerk of each house of the legislature for distribution to the~~ appropriate standing committees of the legislature under s. 13.172 (3) and to the governor by July 1, 1992 1994, and biennially by July 1 thereafter.

SECTION 2245c. 115.361 (8) of the statutes is repealed.

SECTION 2246. 115.366 (1) (a) of the statutes is renumbered 115.366 (1) (a) 1.

SECTION 2247. 115.366 (1) (a) 2 of the statutes is created to read:

115.366 (1) (a) 2. Of the amount allocated under subd. 1, the state superintendent shall allocate at least \$10,000 in the 1993-94 school year and at least \$25,000 in the 1994-95 school year to assist teachers licensed by the state superintendent in completing the courses necessary for certification by the board of vocational, technical and adult education under s. 38.04 (4) (a).

SECTION 2248. 115.366 (1) (b) of the statutes is amended to read:

115.366 (1) (b) The state superintendent may not award a grant to a school district under ~~this subsection par. (a) 1~~ unless, in the previous school year, the quotient of the school district's equalized valuation divided by its membership was less than 75% of the statewide average. In this paragraph, "equalized valuation" has the meaning given in s. 121.004 (2) and "membership" has the meaning given in s. 121.004 (5).

SECTION 2251. 115.366 (3) (a) of the statutes is amended to read:

115.366 (3) (a) ~~The~~ Except for grants under sub. (1) (a) 2, the state superintendent may award grants under this section only to programs that have been developed with significant input from teachers.

SECTION 2252. 115.366 (4) of the statutes is created to read:

115.366 (4) The state superintendent shall give priority in awarding grants under this section to school districts in which the collective bargaining unit that represents the majority of instructional staff contributes at least 25% of the cost of the staff development program and to cooperative educational service agencies and professional educational development consortia in which the collective bargaining units that represent the majority of instructional staff employed by each school district included in the agency or consortium contribute at least 25% of the cost of the staff development program.

SECTION 2254. 115.375 (2) (b) of the statutes is amended to read:

115.375 (2) (b) From the appropriations under s. 20.255 (1) (cp) and (jr), the board shall award grants to corporations and public agencies for the development, dissemination and presentation of environmental education programs. Programs shall be funded on an 18-month basis. The board may not award a grant unless the grant recipient matches at least 25% of the amount of the grant. Private funds and in-kind contributions may be applied to meet the matching requirement. Grants under this paragraph may not be used to replace funding available from other sources.

SECTION 2255. 115.38 (1) (b) of the statutes is amended to read:

115.38 (1) (b) Other indicators of school and school district performance, including dropout, attendance, retention in grade and graduation rates; numbers of suspensions and expulsions; percentage of habitual truants, as defined in s. 118.16 (1) (a); percentage of pupils participating in extracurricular and community activities and advanced placement courses; percentage of graduates enrolled in postsecondary educational programs; and percentage of graduates entering the workforce.

SECTION 2256. 115.38 (2) of the statutes is amended to read:

115.38 (2) By January 1, 1993, and annually thereafter by January 1, each school board shall distribute to the parent or guardian of each pupil enrolled in the school district, including pupils enrolled in charter schools located in the school district, or give to each pupil to bring home to his or her parent or guardian, a school and school district performance report that includes the information specified by the state superintendent under sub. (1).

SECTION 2259. 115.75 (1) (a) of the statutes is amended to read:

115.75 (1) (a) Subject to the requirements of par. (b), each alternative school operating an American Indian language and culture education program under this subchapter shall receive state aid, from the appropriation under s. 20.255 ~~(1) (ew)~~ (2) (ci), in an amount equal to \$185 for each pupil who has completed the fall semester in the program.

SECTION 2260. 115.75 (3) of the statutes is amended to read:

115.75 (3) If the appropriation under s. 20.255 ~~(1) (ew)~~ (2) (ci) in any year is insufficient to pay the full amount of aid under this section, state aid payments shall be prorated among the alternative schools entitled to such aid.

SECTION 2273. 118.013 (3) (a) of the statutes is amended to read:

118.013 (3) (a) A school board on its own initiative or upon receipt of an application from the principal of a school located in the school district may apply to the state superintendent for a grant to assist in developing or implementing a management restructuring program. The state superintendent shall appoint a 12-

member council under s. 15.04 (1) (c) to review the applications and make recommendations to the state superintendent. The council shall consist of the governor or his or her designee and at least one member representing school boards, one member representing school administrators, one member representing parents of pupils enrolled in the school district and one member representing teachers. The state superintendent may also appoint members representing other groups. Grants shall be awarded from the appropriation under s. 20.255 (2) (ds). The state superintendent shall give preference in awarding grants under this paragraph to applications submitted by school boards in collaboration with an organization of professional educators or persons concerned with educational administration. To the extent possible, the state superintendent shall ensure that grants are equally distributed on a statewide basis.

SECTION 2279b. 118.153 (1) (a) (intro.) and 1. (intro.) of the statutes are consolidated, renumbered 118.153 (1) (a) (intro.) and amended to read:

118.153 (1) (a) (intro.) "Children at risk" means: ~~1. Pupils~~ pupils in grades 5 to 12 who are one or more years behind their age group in the number of high school credits attained, or 2 or more years behind their age group in basic skill levels, and are also one or more of the following:

SECTION 2279c. 118.153 (1) (a) 1. a., c. and d. of the statutes are renumbered 118.153 (1) (a) 1, 3 and 4.

SECTION 2279d. 118.153 (1) (a) 1. b., 2 and 3 of the statutes are repealed.

SECTION 2279e. 118.153 (1) (a) 2m of the statutes is created to read:

118.153 (1) (a) 2m. Habitual truants, as defined in s. 118.16 (1) (a).

SECTION 2279f. 118.153 (1) (b) of the statutes is amended to read:

118.153 (1) (b) "Dropout" means a child who ceased to attend school, ~~continues to reside in the school district,~~ does not attend a public, private or vocational, technical and adult education district school or home-based private educational program on a full-time basis, has not graduated from high school and does not have an acceptable excuse under s. 118.15 (1) (b) to (d) or (3).

SECTION 2279g. 118.153 (2) (a) (intro.) of the statutes is renumbered 118.153 (2) (a) and amended to read:

118.153 (2) (a) Every school board shall identify the children at risk who are enrolled in the school district and annually by August 15 develop a plan describing how the school board will meet their needs. ~~The plan shall do all of the following:~~

SECTION 2279h. 118.153 (2) (a) 1 to 3 of the statutes are repealed.

SECTION 2279hi. 118.153 (2) (b) of the statutes is amended to read:

118.153 (2) (b) 1. If in the previous school year a school district had 50 or more dropouts ~~or~~ and a drop-

out rate exceeding 5% of its total high school enrollment, the school board shall ~~submit the plan developed under par. (a)~~ apply to the state superintendent for ~~his or her approval~~ aid under this section.

2. If in the previous school year a school district had a ~~dropout rate greater than 2.5% but not exceeding 5%~~ 40 or more dropouts, the school board may ~~submit the plan developed under par. (a)~~ apply to the state superintendent for ~~his or her approval~~ aid under this section.

SECTION 2279i. 118.153 (3) (a) of the statutes is amended to read:

118.153 (3) (a) Beginning in the ~~1986-87~~ 1993-94 school year:

1. Every school board that applies for aid under sub. (2) (b) shall make available to the children at risk enrolled in the school district a program for children at risk.

2. Upon request of a pupil who is a child at risk or the pupil's parent or guardian, ~~the~~ a school board described under subd. 1 shall enroll the pupil in the program for children at risk. If a school board makes available more than one program for children at risk, the school board shall enroll the pupil in the program selected by the pupil's parent or guardian if the pupil meets the prerequisites for that program. If there is no space in that program for the pupil, the school board of the school district operating under ch. 119 shall place the pupil's name on a waiting list for that program and offer the pupil an alternative program for children at risk until space in the requested program becomes available.

SECTION 2279j. 118.153 (3) (b) of the statutes is amended to read:

118.153 (3) (b) ~~Programs~~ A program for children at risk shall be designed to allow the pupils enrolled to meet high school graduation requirements under s. 118.33. The school board of the school district operating under ch. 119 shall ensure that there are at least 40 pupils and no more than 200 pupils in each program and that a separate administrator or teacher is in charge of each program.

SECTION 2279k. 118.153 (3) (c) 1 of the statutes is amended to read:

118.153 (3) (c) 1. ~~The~~ Each school board of ~~a school district operating under ch. 119~~ shall identify appropriate private, nonprofit, nonsectarian agencies located in the school district to meet the requirements under pars. (a) and (b) for the children at risk enrolled in the school district.

SECTION 2279L. 118.153 (4) (a) of the statutes is amended to read:

118.153 (4) (a) Beginning in August ~~1987~~ 1994, and annually thereafter, ~~the~~ a school board of ~~every school district whose plan was approved that applied for aid under sub. (2) (b)~~ this section in the previous school year shall submit a report to the state superintendent. The report shall include only information ~~on the~~

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~~school district's attendance, retention and high school graduation rates for about the pupils enrolled in a program for children at risk and the percentage of pupils enrolled in a program for children at risk who received academic credit in the previous school year that is necessary for the state superintendent to determine the number of pupils who achieved each of the objectives under par. (c).~~

SECTION 2279m. 118.153 (4) (b) of the statutes is amended to read:

118.153 (4) (b) ~~Except as provided under par. (d), if upon~~ Upon receipt of a school board's annual report under par. (a) the state superintendent determines that ~~any 3 of the conditions listed under par. (c) existed in the school district in the previous school year, shall pay to the school district shall receive from the appropriation under s. 20.255 (2) (bc), for each pupil enrolled in the school district's a program for children at risk who achieved at least 3 of the objectives under par. (c) in the previous school year, additional state aid in an amount equal to 10% of the school district's average per pupil aids provided under s. 20.143 (4) (bs), 1989 20.835 (7) (a), 1991 stats., in the previous school year and ss. s. 20.255 (2) (ac) and 20.835 (7) (a) in the previous school year.~~

SECTION 2279n. 118.153 (4) (c) of the statutes is repealed and recreated to read:

118.153 (4) (c) 1. The pupil's attendance rate was at least 70%.

2. The pupil remained in school.
3. The pupil, if a high school senior, received a high school diploma.
4. The pupil earned at least 4.5 academic credits or a prorated number of credits if the pupil was enrolled in the program for less than the entire school year.
5. The pupil demonstrated, on standardized tests or other appropriate measures, at least one month's gain in reading and mathematics for each month of enrollment.

SECTION 2279p. 118.153 (4) (d) of the statutes is repealed.

SECTION 2279r. 118.153 (5) of the statutes is amended to read:

118.153 (5) The school board of a ~~the~~ school district ~~receiving additional state aid under sub. (4) (b) operating under ch. 119 shall use the additional funds received for meeting the requirements under subs. (2) (a) and (3) under this section to expand successful programs for children at risk or to establish new programs if expansion of a successful program would violate sub. (3) (b).~~

SECTION 2281. 118.16 (4) (e) of the statutes is created to read:

118.16 (4) (e) A school board may establish one or more youth service centers for the counseling of children who are taken into custody under s. 48.19 (1) (d) 9 or 10 for being absent from school without an acceptable excuse under s. 118.15.

SECTION 2283m. 118.19 (1) of the statutes is amended to read:

118.19 (1) Any person seeking to teach in a public school, ~~including a charter school,~~ or in a school or institution operated by a county or the state shall first procure a ~~certificate or license or permit~~ from the department.

SECTION 2285d. 118.24 (1) of the statutes is amended to read:

118.24 (1) A school board may employ a school district administrator, a business manager and school principals and assistants to such persons. ~~Persons certified for such positions may be employed for a period of not more than 3 years. After 3 years of continuous employment in the same administrative position, a contract renewed for the same administrative position shall be for a term of not less than 2 years, except as provided under sub. (1m) The term of each employment contract shall expire on June 30 of an odd-numbered year and may not exceed 2 years.~~

SECTION 2285h. 118.24 (1m) of the statutes is repealed.

SECTION 2285p. 118.24 (6) of the statutes is amended to read:

118.24 (6) The employment contract of any person described under sub. (1) shall be in writing and filed with the school district clerk. At least 4 months prior to the expiration of the employment contract, the employing school board shall give notice in writing of either renewal of the contract ~~for a period not to exceed 3 years~~ or of refusal to renew such person's contract. If no such notice is given, the contract then in force shall continue in force ~~for one additional year, except as provided under sub. (1m) for a term that expires on June 30 of an odd-numbered year and that does not exceed 2 years.~~ Any such person who receives notice of renewal or who does not receive notice of renewal or refusal to renew the person's contract at least 4 months before the contract expiration shall accept or reject the contract in writing on or before a date 3 months prior to the contract expiration. No such person may be employed or dismissed except by a majority vote of the full membership of the school board. Nothing in this section prevents the modification or termination of an employment contract by mutual agreement of the parties. No school board may enter into a contract of employment with any such person for a period of time as to which such person is then under a contract of employment with another school board.

SECTION 2285t. 118.24 (8) of the statutes is amended to read:

118.24 (8) Personnel administrators and supervisors, curriculum administrators and assistants to such administrative personnel, when employed by the school board of any district to perform administrative duties only, may be employed for a ~~period of not more than 3~~ term that expires on June 30 of an odd-num-

bered year and that does not exceed 2 years. The term shall coincide with the state fiscal biennium. Subsections (5) to (7) are applicable to such persons when they are employed to perform administrative duties only.

SECTION 2286m. 118.245 of the statutes is created to read:

118.245 Limitation on salary and fringe benefit costs for professional employees. (1) In this section, "professional employe" means a school district employe who holds a license issued by the state superintendent under s. 115.28 (7), whose employment requires that license, and who is not included in a collective bargaining unit for which a representative is recognized or certified under subch. IV of ch. 111.

(2) Each school district shall maintain for each of its professional employes during the period beginning on the effective date of this subsection [revisor inserts date], and ending on June 30, 1996, at least the same percentage contribution provided by the school district to the employes' existing fringe benefit costs, and shall maintain all existing fringe benefits provided to the employes during each 12-month period ending on June 30, as such contributions and benefits existed on March 31 preceding that 12-month period.

(3) No school district may grant to its professional employe an average increase for all such employes in compensation during the period beginning on the effective date of this subsection [revisor inserts date], and ending on June 30, 1996, having an average cost per employe exceeding 2.1% of the average total cost per employe of compensation and fringe benefits provided by the school district to its professional employes for any 12-month period ending on June 30, including any increase due to a promotion or the attainment of increased professional qualifications, unless the increased cost required to maintain the percentage contribution by the school district to the employes' existing fringe benefit costs and to maintain all fringe benefits provided to the employes under sub. (2) exceeds 1.7% of the average total cost per employe of compensation and fringe benefits provided by the school district to its professional employes for any such 12-month period, in which case the school district shall not grant to its professional employes an average increase for all such employes in compensation during that period having a total cost per employe exceeding an average of that percentage, if any, for each 12-month period ending on June 30, of the prorated portion of 2.1% of the average total cost per employe of compensation and fringe benefits provided by the school district to its professional employes that remains, if any, after the average increased cost of such maintenance exceeding 1.7% of the average total cost per employe of compensation and fringe benefits provided by the school district to its professional employes for each 12-month period is subtracted from the average increased cost of such a compensation increase.

(4) For purposes of determination of the increased cost of any fringe benefits or compensation provided to a professional employe, any cost increase that is incurred on any day other than the beginning of a 12-month period under sub. (2) or (3) shall be calculated as if the cost increase were incurred as of the beginning of the 12-month period.

SECTION 2289b. 118.30 (1) (a) of the statutes is amended to read:

118.30 (1) (a) The state superintendent shall adopt or approve examinations that are designed to measure pupil attainment of knowledge in the 8th and 10th grades and ~~make them available to reimburse school districts at no charge beginning in the 1992-93 school year for the costs of the examinations.~~ Except as otherwise provided in this section, beginning in the 1993-94 school year, the school board shall administer the examinations annually to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 8th and 10th grades.

SECTION 2292. 118.30 (2) (c) of the statutes is amended to read:

118.30 (2) (c) The results of examinations administered under this section to pupils enrolled in public schools, including charter schools, may not be used to evaluate teacher performance, to discharge, suspend or formally discipline a teacher or as the reason for the nonrenewal of a teacher's contract.

SECTION 2293. 118.34 (1) of the statutes is amended to read:

118.34 (1) In cooperation with a vocational, technical and adult education district board, each school board shall establish a technical preparation program in each public high school located in the school district. The program shall consist of a sequence of courses, approved by the ~~council~~ board of vocational, technical and adult education under sub. (2) s. 38.04 (26), designed to allow high school pupils to gain advanced standing in the vocational, technical and adult education district's associate degree program upon graduation from high school.

SECTION 2293g. 118.34 (2) of the statutes is renumbered 118.34 (2) (a).

SECTION 2293r. 118.34 (2) (b) of the statutes is created to read:

118.34 (2) (b) The vocational, technical and adult education district board and the school boards of school districts that operate high schools located in the vocational, technical and adult education district shall establish a consortium to implement the technical preparation programs.

SECTION 2296. 118.40 of the statutes is created to read:

118.40 Charter schools. (1) **REQUEST FOR APPROVAL.** A school board may request the state superintendent for approval to establish up to 2 charter schools in the school district. The state superintendent shall approve the first 10 requests received.

The state superintendent shall ensure that charter schools are established in no more than 10 school districts.

(1m) PETITION. (a) A written petition requesting the school board to establish a charter school under this section may be filed with the school district clerk. The petition shall be signed by at least 10% of the teachers employed by the school district or by at least 50% of the teachers employed at one school of the school district.

(b) The petition shall include all of the following:

1. The name of the person who is seeking to establish the charter school.
2. The name of the person who will be in charge of the charter school and the manner in which administrative services will be provided.
3. A description of the educational program of the school.
4. The methods the school will use to enable pupils to attain the educational goals under s. 118.01.
5. The method by which pupil progress in attaining the educational goals under s. 118.01 will be measured.
6. The governance structure of the school, including the method to be followed by the school to ensure parental involvement.
7. Subject to sub. (7) (a) and ss. 118.19 (1) and 121.02 (1) (a) 2, the qualifications that must be met by the individuals to be employed in the school.
8. The procedures that the school will follow to ensure the health and safety of the pupils.
9. The means by which the school will achieve a racial and ethnic balance among its pupils that is reflective of the school district population.
10. The requirements for admission to the school.
11. The manner in which annual audits of the financial and programmatic operations of the school will be performed.
12. The procedures for disciplining pupils.
13. The public school alternatives for pupils who reside in the school district and do not wish to attend or are not admitted to the charter school.
14. A description of the school facilities and the types and limits of the liability insurance that the school will carry.
15. The effect of the establishment of the charter school on the liability of the school district.

(2) PUBLIC HEARING; GRANTING OF PETITION. (a) If a school board has received approval under sub. (1), within 30 days after receiving a petition under sub. (1m) the school board shall hold a public hearing on the petition. At the hearing, the school board shall consider the level of employe and parental support for the establishment of the charter school described in the petition. After the hearing, the school board may grant the petition.

(b) Subject to sub. (1), a school board may grant a petition that would result in the conversion of all of the public schools in the school district to charter schools if all of the following apply:

1. At least 50% of the teachers employed by the school district sign the petition.

2. The school board provides alternative public school attendance arrangements for pupils who do not wish to attend or are not admitted to a charter school.

(2m) SCHOOL BOARD INITIATIVE. (a) If a school board has received approval under sub. (1), the school board may on its own initiative contract with an individual or group to operate a school as a charter school. The contract shall include all of the provisions specified under sub. (1m) (b) and may include other provisions agreed to by the parties.

(b) A school board may not enter into a contract under par. (a) that would result in the conversion of all of the public schools in the school district to charter schools unless the school board complies with sub. (2) (b) 2.

(3) CONTRACT. (a) If the school board grants the petition under sub. (2) (a), the school board shall contract with the person named in the petition under sub. (1m) (b) 1 to operate the school as a charter school under this section. The contract shall include all of the provisions specified in the petition and may include other provisions agreed to by the parties.

(b) A contract under par. (a) or under sub. (2m) may be for any term not exceeding 5 school years and may be renewed for one or more terms not exceeding 5 school years. The contract shall specify the amount to be paid by the school board to the charter school during each school year of the contract. In any school year, the school board may not spend on average more per pupil enrolled in the charter school than the school board spends on average per pupil enrolled in the public schools, excluding charter schools, as determined by the state superintendent.

(c) A school board may not enter into a contract for the establishment of a charter school located outside the school district or a contract that would result in the conversion of a private school to a charter school.

(d) A school board shall give preference in awarding contracts for the operation of charter schools to those charter schools that serve children at risk, as defined in s. 118.15 (1) (b) 1.

(3m) SCHEDULE FOR ESTABLISHING. (a) By July 1, 1994, the state superintendent shall act on all requests to establish a charter school under sub. (1) that are received prior to July 1, 1994.

(am) A school board that receives approval to establish a charter school from the state superintendent under sub. (1) shall operate or demonstrate significant progress toward operating a charter school by the beginning of the school year following the end of the calendar year in which the approval was received.

(b) If the state superintendent determines that a school board has violated par. (am), the state superintendent shall withdraw his or her approval to establish the charter school.

(4) CHARTER SCHOOL DUTIES AND RESTRICTIONS. (a) *Duties.* A charter school shall do all of the following:

1. If the charter school replaces a public school in whole or in part, give preference in admission to any pupil who resides within the attendance area or former attendance area of that public school.

2. Be nonsectarian in its programs, admissions policies, employment practices and all other operations.

(b) *Restrictions.* A charter school may not do any of the following:

1. Charge tuition.

2. Discriminate in admission or deny participation in any program or activity on the basis of a person's sex, race, religion, national origin, ancestry, pregnancy, marital or parental status, sexual orientation or physical, mental, emotional or learning disability.

(5) CHARTER REVOCATION. A charter may be revoked by the school board that contracted with the charter school if the school board finds that any of the following occurred:

(a) The charter school violated its contract with the school board.

(b) The pupils enrolled in the charter school failed to make sufficient progress toward attaining the educational goals under s. 118.01.

(c) The charter school failed to comply with generally accepted accounting standards of fiscal management.

(d) The charter school violated this section.

(6) PROGRAM VOLUNTARY. No pupil may be required to attend a charter school without his or her approval, if the pupil is an adult, or the approval of his or her parents or legal guardian, if the pupil is a minor.

(7) LEGAL STATUS; APPLICABILITY OF SCHOOL LAWS. (a) A charter school is an instrumentality of the school district in which it is located and the school board of that school district shall employ all personnel for the charter school.

(b) Except as otherwise explicitly provided, chs. 115 to 121 do not apply to charter schools.

(8) AUDIT. The joint legislative audit committee may direct the legislative audit bureau to perform a financial and performance evaluation audit of the charter school program under this section. The legislative audit bureau shall file its report as provided under s. 13.94 (1) (b) by January 1, 2000.

SECTION 2297. 119.04 (1) of the statutes is amended to read:

119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.364, 115.366, 115.38 (2), 115.40, 115.45, 118.01 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.15, 118.153, 118.16, 118.162, 118.163,

118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30 to 118.35, ~~118.37~~ 118.40, 120.12 (5) and (15) to (23), 120.125 and 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26) and (34) and 120.14 are applicable to a 1st class city school district and board.

SECTION 2299m. 119.23 (2) (a) 3 of the statutes is amended to read:

119.23 (2) (a) 3. The private school notified the state superintendent of its intent to participate in the program under this section by ~~June 30~~ May 1 of the previous school year.

SECTION 2300. 119.23 (2) (b) of the statutes is amended to read:

119.23 (2) (b) 1. No more than 1% of the school district's membership may attend private schools under ~~par. (a) this section in any the 1993-94 school year. Beginning in the 1994-95 school year, no more than 1.5% of the school district's membership may attend private schools under this section in any school year.~~

2. No more than ~~49%~~ 65% of a private school's enrollment may consist of pupils attending the private school under this section.

SECTION 2300g. 119.23 (4) of the statutes is amended to read:

119.23 (4) Upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school, the state superintendent shall pay to the private school, from the appropriation under s. 20.255 (2) (fu), an amount equal to the total amount to which the school district is entitled under ~~ss. s. 121.08 and 121.085~~ divided by the school district membership. The state superintendent shall pay 25% of the total amount in September, 25% in November, 25% in February and 25% in May.

SECTION 2300r. 119.23 (5) (a) 1 of the statutes is amended to read:

119.23 (5) (a) 1. Divide the total amount to which the school district is entitled under ~~ss. s. 121.08 and 121.085~~ by the school district membership.

SECTION 2301r. 119.23 (10) of the statutes is created to read:

119.23 (10) The department of administration, in cooperation with the board, shall establish a public information campaign to inform the parents of all pupils who are eligible to attend a private school under this section, and the eligible pupils, about the program under this section.

SECTION 2305m. 119.32 (1) of the statutes is amended to read:

119.32 (1) The board shall elect by roll call vote at a regular meeting a superintendent of schools whenever that office becomes vacant. The superintendent of schools shall be a person of suitable learning and experience in the art of instruction and shall have practical familiarity with the most approved methods of organizing and conducting a system of schools. Notwithstanding ss. 115.28 (7), 118.19 (1) and 121.02 (1)

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(a), prior to July 1, 1995, the board may elect a superintendent of schools who is not licensed or certified by the department. ~~The superintendent of schools shall hold office until July 1 next following the superintendent's election and for not less than 3 nor more than 5 years thereafter, as the board determines. If the incumbent superintendent of schools is reelected, the term of office shall be for 5 years.~~

SECTION 2306. 119.44 (2) (intro.) of the statutes is amended to read:

119.44 (2) (intro.) Annually at such times as the department prescribes but on or before ~~August 15~~ September 1, the board shall file a verified annual report with the department, on forms supplied by the department. The annual report shall contain all of the following:

SECTION 2306m. 119.44 (2) (c) of the statutes is created to read:

119.44 (2) (c) The information specified under s. 120.18 (1) (gm).

SECTION 2311m. 119.71 (2) of the statutes is amended to read:

119.71 (2) From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to the board ~~\$4,184,700 in the 1991-92~~ the amount specified in the spending plan under s. 119.80 in each school year.

SECTION 2312. 119.72 (2) (b) of the statutes is amended to read:

119.72 (2) (b) Children with a parent in need of child care services funded under s. 46.98 (4) (a) ~~4~~ 46.40 (3) (a).

SECTION 2312d. 119.72 (5) of the statutes is amended to read:

119.72 (5) From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to the board ~~\$824,200 the amount specified in the spending plan under s. 119.80 for the program under this section in the 1991-92~~ each school year.

SECTION 2312h. 119.74 of the statutes is amended to read:

119.74 Extended-day elementary grade, 4-year-old kindergarten and alcohol and other drug abuse programs. From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to the board the following amounts specified in the spending plan under s. 119.80 for the following programs in ~~the 1991-92~~ each school year:

(1) ~~For extended-day~~ Extended-day preschool to grade 6 programs, ~~\$385,000.~~

(2) ~~For 4-year-old~~ Four-year-old kindergarten programs, ~~\$100,000.~~

(3) ~~For alcohol~~ Alcohol and other drug abuse programs at 68th Street school, ~~\$49,500.~~

SECTION 2312p. 119.75 (2) (a) of the statutes is amended to read:

119.75 (2) (a) From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to

the board ~~\$803,900 in the 1991-92~~ the amount specified in the spending plan under s. 119.80 in each school year.

SECTION 2312t. 119.78 (2) of the statutes is amended to read:

119.78 (2) From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to the board ~~\$148,600 in the 1991-92~~ the amount specified in the spending plan under s. 119.80 in each school year to fund the family resource center under sub. (1).

SECTION 2313e. 119.80 of the statutes is renumbered 119.80 (1) and amended to read:

119.80 (1) ~~The governor board~~ shall submit to the ~~joint committee on finance~~ governor for his or her approval a proposal for the expenditure of the funds in the appropriation under s. 20.255 (2) (ec) in the ~~1992-93~~ 1993-94 school year. ~~Within 30 days after receiving the proposal, the joint committee on finance shall approve~~ The governor may modify the plan.

SECTION 2313m. 119.80 (2) of the statutes is created to read:

119.80 (2) (a) By January 1, 1994, the governor and the state superintendent shall submit to the joint committee on finance and to the appropriate standing committees of the legislature under s. 13.172 (3) a joint proposal for the expenditure of the funds in the appropriation under s. 20.255 (2) (ec) in the 1994-95 school year. Within 30 days after receiving the proposal, each such standing committee may submit written recommendations on the proposal to the joint committee on finance.

(b) The joint committee on finance shall act on the proposal.

(c) Any change to a proposal approved by the joint committee on finance is subject to the committee's review and approval.

SECTION 2313s. 119.82 (3) of the statutes is amended to read:

119.82 (3) From the appropriation under s. 20.255 (2) (ec), the state superintendent shall pay to the board ~~\$504,100 in the 1991-92~~ the amount specified in the spending plan under s. 119.80 in each school year for the programs under sub. (1).

SECTION 2314. 120.12 (3) of the statutes is amended to read:

120.12 (3) TAX FOR OPERATION AND MAINTENANCE. (a) On or before ~~the 3rd Monday in October~~ November 1, determine the amount necessary to be raised to operate and maintain the schools of the school district and public library facilities operated by the school district under s. 43.52, if the annual meeting has not voted a tax sufficient for such purposes for the school year. On or before ~~the last working day in October~~ November 6, the school district clerk shall certify the appropriate amount so determined to each appropriate municipal clerk who shall assess the amount certified and enter it on the tax rolls as other school district taxes are assessed and entered.

(b) If a tax sufficient to operate and maintain the schools of a school district for the ensuing school year has not been determined, certified and levied prior to the effective date of school district reorganization under ch. 117 affecting any territory of the school district, the school board of the affected school district shall determine, on or before the ~~3rd Monday of October~~ November 1 following the effective date of the reorganization, the amount of deficiency in operation and maintenance funds on the effective date of the reorganization which should have been paid by the property in the affected school district if the tax had been determined, certified and assessed prior to the effective date of the reorganization. On or before ~~the last working day in October~~ November 6, the school district clerk shall certify the appropriate amount to each appropriate municipal clerk who shall assess, enter and collect the amount as a special tax on the property. This paragraph does not affect the apportionment of assets and liabilities under s. 66.03.

(c) If on or before ~~the 3rd Monday in October~~ November 1 the school board determines that the annual meeting has voted a tax greater than that needed to operate the schools of the school district for the school year, the school board may lower the tax voted by the annual meeting. On or before ~~the last working day in October~~ November 6, the school district clerk shall certify the appropriate amount so determined to each appropriate municipal clerk who shall assess the amount certified to him or her and enter it on the tax rolls in lieu of the amount previously reported.

SECTION 2314m. 120.12 (3) (d) of the statutes is created to read:

120.12 (3) (d) If on or before November 1 the school board determines that the annual meeting has voted a tax that would violate the limit under subch. VII of ch. 121, the school board shall lower the tax to bring it into compliance with that limit.

SECTION 2315. 120.12 (4) of the statutes is amended to read:

120.12 (4) TAX FOR DEBT RETIREMENT. On or before ~~the 3rd Monday of October~~ November 1, determine the amount necessary to meet any irrepealable tax obligations or other financial commitments of the school district not otherwise provided for. The school district clerk shall certify the amount apportioned to each appropriate municipal clerk who shall include the amount certified to him and enter it on the tax rolls as other school district taxes are assessed and entered.

SECTION 2316. 120.13 (2) (f) of the statutes is repealed.

SECTION 2322. 120.14 (1) of the statutes is amended to read:

120.14 (1) At the close of each fiscal year, the school board of each school district shall employ a licensed accountant to audit the school district accounts and certify the audit. The audit shall include

information concerning the school district's self-insurance plan under s. 120.13 (2) (b), as specified by the commissioner of insurance. If required by the state superintendent under s. 115.28 (18), the audit shall include an audit of the number of pupils reported for membership purposes under s. 121.004 (5). The cost of the audit shall be paid from school district funds. Annually by September 15, the school district clerk shall file a financial audit statement with the state superintendent.

SECTION 2323. 120.17 (8) (a) of the statutes is amended to read:

120.17 (8) (a) Annually on or before ~~the last working day in October~~ November 6, deliver to the clerk of each municipality having territory within the school district a certified statement showing that proportion of the amount of taxes voted and not before reported, and that proportion of the amount of tax to be collected in such year, if any, for the annual payment of any loan to be assessed on that part of the school district territory lying within the municipality. Such proportion shall be determined from the full values certified to the school district clerk under s. 121.06 (2).

SECTION 2325. 120.18 (1) (intro.) of the statutes is amended to read:

120.18 (1) (intro.) Annually at such ~~times~~ time as the department prescribes but ~~on or before August 15~~ after the end of the school year and no later than September 1, the school district clerk of a common or union high school district shall file a verified annual school district report with the department, on forms supplied by the department. ~~At the beginning of the school term, the~~ The school district clerk shall send a copy of the annual school district report to the school district administrator and shall notify the person in charge of each school in the school district that the reports are on file in the school district clerk's office. Accounting and financial information provided by the school district in the annual report shall be prepared from the system of accounts prescribed by the department. If the school district clerk neglects to make the annual report, the clerk shall be liable to the school district for the whole amount of money lost by the school district because of such neglect. The annual report shall contain:

SECTION 2326. 120.18 (1) (gm) of the statutes is created to read:

120.18 (1) (gm) Payroll and related benefit costs for all school district employees in the previous school year. Costs for represented employees shall be based upon the costs of any collective bargaining agreements covering such employees for the previous school year. If, as of the time specified by the department for filing the report, the school district has not entered into a collective bargaining agreement for any portion of the previous school year with the recognized or certified representative of any of its employees and the school district and the representative have been required to submit final offers under s. 111.70 (4) (cm) 6,

increased costs limited to the lower of the school district's offer or the representative's offer shall be reflected in the report. The school district shall amend the annual report to reflect any change in such costs as a result of any award or settlement under s. 111.70 (4) (cm) 6 between the date of filing the report and October 1. Any such amendment shall be concurred in by the licensed accountant certifying the school district audit.

SECTION 2327m. 121.004 (2) of the statutes is amended to read:

121.004 (2) **EQUALIZED VALUATION.** The "equalized valuation" of a school district is the full value of the taxable property of the territory in the school district as certified for the prior year under s. 121.06 (2), excluding value adjustments made under s. 70.57 (1) resulting from appeals made under s. 70.995. The "equalized valuation" of any taxable property in a tax incremental district shall not exceed its equalized value determined for the purpose of obtaining the tax incremental base of that district under s. 66.46.

SECTION 2328. 121.007 of the statutes is amended to read:

121.007 Use of state aid; exemption from execution. All moneys paid to a school district under s. 20.255 (2) (ac), ~~(ba)~~, (bc), (bm), (cg) and (cr) shall be used by the school district solely for the purposes for which paid. Such moneys are exempt from execution, attachment, garnishment or other process in favor of creditors, except as to claims for salaries or wages of teachers and other school employes and as to claims for school materials, supplies, fuel and current repairs.

SECTION 2329g. 121.02 (1) (a) of the statutes is renumbered 121.02 (1) (a) 1.

SECTION 2329r. 121.02 (1) (a) 2 of the statutes is created to read:

121.02 (1) (a) 2. Ensure that all instructional staff of charter schools located in the school district hold a license or permit to teach issued by the department. The state superintendent shall promulgate rules defining "instructional staff" for purposes of this subdivision.

SECTION 2333. 121.02 (1) (r) of the statutes is amended to read:

121.02 (1) (r) Annually administer a standardized reading test developed by the department to all pupils enrolled in the school district in grade 3, including pupils enrolled in charter schools located in the school district.

SECTION 2335. 121.05 (1) (a) 9 of the statutes is created to read:

121.05 (1) (a) 9. Pupils enrolled in a charter school under s. 118.40.

SECTION 2336m. 121.07 (1) (d) of the statutes is repealed.

SECTION 2337m. 121.07 (6) (b) of the statutes is repealed and recreated to read:

121.07 (6) (b) The "primary ceiling cost per member" shall be the amount determined by multiplying the primary ceiling cost per member in the previous school year by the rate certified under s. 73.03 (46) and adding the result to the primary ceiling cost per member in the previous school year.

SECTION 2338m. 121.07 (7) (a) of the statutes is amended to read:

121.07 (7) (a) The "primary guaranteed valuation per member" is an amount, rounded to the next lowest dollar, that, after subtraction of payments under ss. 121.09, 121.105 and 121.85 (6) (b) 2 and 3 and (c), fully distributes the sum of the amount remaining in the appropriation under s. 20.255 (2) (ac) for payments under ss. 121.08 and 121.85 (6) (a) and (g).

SECTION 2339. 121.07 (7) (a) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

121.07 (7) (a) The "primary guaranteed valuation per member" is an amount, rounded to the next lowest dollar, that, after subtraction of payments under ss. 121.09, 121.10, 121.105 and 121.85 (6) (b) 2 and 3 and (c), fully distributes the sum of the amount remaining in the appropriation under s. 20.255 (2) (ac) for payments under ss. 121.08 and 121.85 (6) (a) and (g) and the amount remaining in the appropriation under s. 20.255 (2) (bm) for payments under s. 121.08.

SECTION 2340g. 121.085 of the statutes is repealed.

SECTION 2340r. 121.10 (1) (b) of the statutes is amended to read:

121.10 (1) (b) "State aid" means the sum of payments provided to a school district under ~~ss. 16.40 (20)~~ and s. 121.08.

SECTION 2341. 121.10 (5) of the statutes is amended to read:

121.10 (5) If the appropriation under s. 20.255 (2) (bm) in any fiscal year is insufficient to pay the full amount of aid under this section, state aid payments shall be prorated among the school districts entitled to such aid. Payments under this section in any fiscal year may not exceed the amount in the appropriation under s. 20.255 (2) (bm) in that fiscal year.

SECTION 2342. 121.10 (6) of the statutes is created to read:

121.10 (6) Beginning in the 1994-95 school year, aid paid under this section to any school district in which the percentage increase in the ratio of shared cost to school district membership in the preceding school year over that ratio in the 2nd preceding school year exceeded the percentage determined by adding 1% to the rate certified under s. 73.03 (46) shall be reduced by 20%. In this subsection, "shared cost" has the meaning given in s. 121.07 (6) (a).

SECTION 2342b. 121.105 (1) of the statutes is amended to read:

121.105 (1) In this section "state aid" means the sum of the payments provided to a school district under this section and ss. ~~16.40 (20)~~, 121.08, 121.10, 121.85 and 121.86. In the ~~1991-92~~ 1993-94 school year, "state aid" includes the payment provided to a school district under s. ~~560.18, 1989~~ 16.40 (20), 1991 stats.

SECTION 2342h. 121.105 (2) (a) of the statutes is renumbered 121.105 (2) (a) 1. a. and amended to read:

121.105 (2) (a) 1. a. ~~Beginning in~~ In the ~~1991-92~~ 1993-94 school year, if a school district would receive less than ~~85%~~ 90% of the state aid for the current school year than it received as state aid in the previous school year, its state aid for the current school year shall be increased to an amount equal to ~~85%~~ 90% of the state aid received in the previous school year.

Vetoed
in Part

~~3. A school district eligible for aid under subd. 1 and 2 shall receive aid under subd. 1 or 2, whichever is less.~~ The additional aid shall be paid from the appropriation under s. 20.255 (2) ~~(ba)~~ (ac).

SECTION 2342hm. 121.105 (2) (a) 1. b. and c. of the statutes are created to read:

121.105 (2) (a) 1. b. In the 1994-95 school year, if a school district would receive less than 87.5% of the state aid for the current school year than it received as state aid in the previous school year, its state aid for the current school year shall be increased to an amount equal to 87.5% of the state aid received in the previous school year.

c. Beginning in the 1995-96 school year, if a school district would receive less than 85% of the state aid for the current school year than it received as state aid in the previous school year, its state aid for the current school year shall be increased to an amount equal to 85% of the state aid received in the previous school year.

SECTION 2342i. 121.105 (2) (a) 2 of the statutes is created to read:

121.105 (2) (a) 2. Beginning in the 1993-94 school year, if a school district would receive less in state aid in the current school year than an amount equal to the aid that it received in the previous school year minus \$1,000,000, its state aid for the current school year shall be increased to an amount equal to the state aid that it received in the previous school year minus \$1,000,000.

SECTION 2342L. 121.105 (2) (b) (intro.) and 2 of the statutes are consolidated, renumbered 121.105 (2) (b) and amended to read:

121.105 (2) (b) A school district is eligible to receive additional aid under par. (a) only if ~~both of the following apply:~~ 2. The additional aid does not result in a state aid payment greater than the school district's shared cost.

SECTION 2342m. 121.105 (2) (b) 1 of the statutes is repealed.

SECTION 2342n. 121.105 (3) of the statutes is amended to read:

121.105 (3) In the school year in which a school district consolidation takes effect under s. 117.08 or 117.09 and in each of the subsequent 4 school years, the consolidated school district's state aid shall be an amount that is not less than the aggregate state aid received by the consolidating school districts in the school year prior to the school year in which the consolidation takes effect. The additional state aid shall be paid from the appropriation under s. 20.255 (2) ~~(ba)~~ (ac).

SECTION 2342p. 121.105 (4) of the statutes is repealed.

SECTION 2342q. 121.105 (5) of the statutes is repealed.

SECTION 2342r. 121.135 (2) (a) 1 of the statutes is amended to read:

121.135 (2) (a) 1. "Additional general aid" means the amount determined by calculating the percentage of a school district's shared costs that would be paid under ~~ss. 16.40 (20) and s.~~ 121.08 if its membership included each pupil who is a resident of the school district and solely enrolled in a special education program provided by a county handicapped children's education board and the school district's shared costs were increased by the costs of the county handicapped children's education board program for all pupils participating in the county handicapped children's education board program who are residents of the school district, and multiplying the costs of the county handicapped children's education board program by that percentage.

SECTION 2342t. 121.15 (1) (d) of the statutes is repealed.

SECTION 2343. 121.15 (4) of the statutes is amended to read:

121.15 (4) On July 1 and October ~~1~~ 15, using the most accurate data available, the state superintendent shall provide the department of revenue and each school district with an estimate of the total amount of state aid, as defined in s. 121.90 (2), the school district will receive under s. 121.08 in the current school year. On October 15, using the most accurate data available, the state superintendent shall calculate the total amount of state aid, as defined in s. 121.90 (2), that each school district will receive in the current school year. Any adjustments to that calculation shall be made by increasing or decreasing the payment made in September of the following school year.

SECTION 2344. 121.77 (2) (intro.) of the statutes is amended to read:

121.77 (2) (intro.) Annually on or before ~~August 15~~ September 1, the clerk or secretary of the agency of service shall file:

SECTION 2344g. 121.85 (6) (a) 1 of the statutes is amended to read:

121.85 (6) (a) 1. Divide the state aid received in the current school year under ~~ss. 16.40 (20) and s.~~ 121.08 by the membership used to compute state aid to the school district for the current school year.

SECTION 2344r. 121.86 (2) (a) 1 of the statutes is amended to read:

121.86 (2) (a) 1. Divide the state aid received in the current school year under ~~ss. 16.40 (20) and s.~~ 121.08 by the membership used to compute state aid to the school district for the current school year.

SECTION 2347m. Subchapter VII of chapter 121 of the statutes is created to read:

CHAPTER 121
SUBCHAPTER VII
REVENUE LIMIT

121.90 Definitions. In this subchapter:

(1) "Number of pupils" means the number of pupils enrolled on the 3rd Friday of September.

(1m) "Revenue" means the sum of state aid and the property tax levy.

(2) "State aid" means aid under ss. 121.08, 121.10 and 121.105 and subch. VI, as calculated for the current school year on October 15 under s. 121.15 (4).

121.91 Revenue limit. (1) Except as provided in subs. (3) to (5), no school district may increase its revenues for the 1993-94 school year to an amount that exceeds the greater of the following:

(a) The amount calculated as follows:

1. Add the sum of the net cost of the school district's general fund and community service fund for the 1992-93 school year and the amount levied for the purposes under s. 120.10 (10m) for the 1992-93 school year to the aid received under subch. VI in the 1992-93 school year.

2. Divide the amount under subd. 1 by the average of the number of pupils in 1990, 1991 and 1992.

3. Add the result under subd. 2 to \$190.

4. Multiply the result under subd. 3 by the average of the number of pupils in 1991, 1992 and 1993.

(b) The amount calculated as follows:

1. Add the sum of the net cost of the school district's general fund and community service fund for the 1992-93 school year and the amount levied for the purposes under s. 120.10 (10m) for the 1992-93 school year to the aid received under subch. VI in the 1992-93 school year.

2. Divide the amount under subd. 1 by the average of the number of pupils in 1990, 1991 and 1992.

3. Multiply the result under subd. 2 by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

4. Multiply the result under subd. 3 by the average of the number of pupils in 1991, 1992 and 1993.

(2) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 1994-95 school year to an amount that exceeds the greater of the following:

(a) The amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding

funds described under sub. (4) (c), by the average of the number of pupils in 1991, 1992 and 1993.

2. Multiply \$190 by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Add the result under subd. 1 to the result under subd. 2.

4. Multiply the result under subd. 3 by the average of the number of pupils in 1992, 1993 and 1994.

(b) The amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding funds described under sub. (4) (c), by the average of the number of pupils in 1991, 1992 and 1993.

2. Multiply the result under subd. 1 by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Multiply the result under subd. 2 by the average of the number of pupils in 1992, 1993 and 1994.

(2m) Except as provided in subs. (3) and (4), no school district may increase its revenues for the 1995-96, 1996-97 or 1997-98 school year to an amount that exceeds the greater of the following:

(a) The amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding funds described under sub. (4) (c), by the average of the number of pupils in the 3 previous school years.

2. Multiply the amount determined under sub. (2) (a) 2 for the previous school year by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Add the result under subd. 1 to the result under subd. 2.

4. Multiply the result under subd. 3 by the average of the number of pupils in the current and the 2 preceding school years.

(b) The amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding funds described under sub. (4) (c), by the average of the number of pupils in the 3 previous school years.

2. Multiply the result under subd. 1 by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Multiply the result under subd. 2 by the average of the number of pupils in the current and the 2 preceding school years.

(3) (a) If a school board wishes to exceed the limit under sub. (1), (2) or (2m) otherwise applicable to the school district in any school year, it shall promptly adopt a resolution supporting inclusion in the final school district budget of an amount equal to the proposed excess revenue. The resolution shall specify

whether the proposed excess revenue is for a recurring or nonrecurring purpose, or, if the proposed excess revenue is for both recurring and nonrecurring purposes, the amount of the proposed excess revenue for each purpose. The school board shall call a special referendum for the purpose of submitting the resolution to the electors of the school district for approval or rejection. In lieu of a special referendum, the school board may specify that the referendum be held at the next succeeding spring primary or election or September primary or general election, if such election is to be held not earlier than 35 days after the adoption of the resolution of the school board.

(b) The school district clerk shall publish type A, B, C, D and E notices of the referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice shall include a statement of the amount of the excess revenue specified in par. (a) and a copy of the resolution under par. (a). Section 5.01 (1) applies in the event of failure to comply with the notice requirements of this paragraph.

(c) The referendum shall be held in accordance with chs. 5 to 12. The school district clerk shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard form for referendum ballots prescribed by the elections board under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall be whether the limit under sub. (1), (2) or (2m) may be exceeded by a specified amount. If the resolution provides that any of the excess revenue will be used for a nonrecurring purpose, the ballot in the election shall so state and shall specify the amount that will be used for a nonrecurring purpose. The school district clerk shall promptly certify the results of the referendum to the state superintendent. The limit otherwise applicable to the school district under sub. (1), (2) or (2m) is increased by the amount approved by a majority of those voting on the question.

(d) If an excess revenue is approved under this subsection for a recurring purpose, the excess revenue shall be included in the base for determining the limit for the next school year for purposes of this section. If an excess revenue is approved under this subsection for a nonrecurring purpose, the excess revenue shall not be included in the base for determining the limit for the next school year for purposes of this section.

(4) (a) 1. If a school board transfers to another governmental unit responsibility for providing any service that it provided in the preceding school year, the limit otherwise applicable under sub. (1), (2) or (2m) in the current school year is decreased by the cost that it would have incurred to provide that service, as determined by the state superintendent.

2. If a school board increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit in the previous school year, the limit otherwise applicable under sub. (1), (2) or (2m) in the current school

year is increased by the cost of that service, as determined by the state superintendent.

(b) 1. If a school district increases its territory by a boundary change under s. 117.10, 117.11, 117.12, 117.13 or 117.132, the limit otherwise applicable in the school year beginning on the effective date of the boundary change under sub. (1), (2) or (2m) is increased by an amount equal to the cost of extending services to the attached territory in the school year to which the limit applies, as determined by the state superintendent.

2. If a school district decreases its territory due to a boundary change under s. 117.11, 117.12, 117.13 or 117.132, the limit otherwise applicable in the school year beginning on the effective date of the boundary change under sub. (1), (2) or (2m) is decreased by an amount equal to the cost of services that it provided to the detached territory in the school year to which the limit applies, as determined by the state superintendent.

(c) The limit under sub. (1), (2) or (2m) is increased by the following amount:

1. Funds needed for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations or the payment of related issuance costs or redemption premiums, authorized prior to the effective date of this subdivision [revisor inserts date], by a resolution of the school board or by a referendum and secured by the full faith and credit of the school district.

2. Funds needed for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding municipal obligations, interest on outstanding municipal obligations or the payment of related issuance costs or redemption premiums, authorized on or after the effective date of this subdivision [revisor inserts date], by a referendum and secured by the full faith and credit of the school district.

(5) (a) Upon request by a school board, the state superintendent may increase the school district's limit under sub. (1) by the amount necessary to allow the school district to avoid increasing its level of short-term borrowing over the amount of short-term borrowing incurred by the school district in the 1992-93 school year if the school district presents clear and convincing evidence of the need for the increase in the limit. The school board shall provide the state superintendent with any information that the state superintendent requires to make his or her determination.

(b) The state superintendent shall submit to the governor, and to the legislature under s. 13.172 (2), a report summarizing the requests made by school boards under par. (a) and the increases granted by the state superintendent.

121.92 Penalty for exceeding revenue limit. (1) In this section, "excess revenue" means the amount by

which a school district's revenue exceeds the maximum allowed under s. 121.91.

(2) The state superintendent shall do all of the following:

(a) Deduct from the state aid payment to a school district under s. 121.08 in the school year in which the school district exceeded the revenue limit an amount equal to the excess revenue for the school district or the amount of those aids, whichever is less.

(b) If the amount of the deduction under par. (a) is insufficient to cover the excess revenue, deduct from the other state aid payments to the school district in the school year in which the school district exceeded the revenue limit an amount equal to the remaining excess revenue or the amount of those payments, whichever is less.

(c) If the amount of the deductions under pars. (a) and (b) is insufficient to cover the excess revenue, order the school board to reduce the property tax obligations of its taxpayers by an amount that represents the remainder of the excess revenue. The school district's refunds to taxpayers who have already paid their taxes shall be increased by interest at the rate of 0.5% per month. If the school board violates the order, any resident of the school district may seek injunctive relief.

(d) Ensure that the amount of state aid reduction under pars. (a) and (b) lapses to the general fund.

(e) Ensure that the amount of the excess revenue is not included in determining the school district's limits in the succeeding school year.

SECTION 2354. 127.02 (2) of the statutes is amended to read:

127.02 (2) APPLICATION. An application for an annual warehouse keeper's certificate of registration shall be filed on a form prescribed by the department. The application shall include information reasonably required by the department for registration purposes. An application shall be accompanied by all applicable fees and surcharges under sub. (3).

SECTION 2355. 127.02 (3) (am) of the statutes is created to read:

127.02 (3) (am) *Registration fee surcharge.* An applicant for an annual warehouse keeper's certificate of registration shall pay a registration fee surcharge of \$500 if the department determines that, within 365 days prior to submitting an application for a warehouse keeper's certificate of registration, the applicant acted as a warehouse keeper without a certificate of registration in violation of sub. (1). Payment of the registration fee surcharge does not relieve the applicant of other civil or criminal liability that may result from acting as a warehouse keeper without a certificate of registration, but does not constitute evidence of a violation of law.

SECTION 2356. 127.02 (3) (b) 1. (intro.) of the statutes is amended to read:

127.02 (3) (b) 1. (intro.) A warehouse keeper shall pay an annual inspection fee to the department for the ~~upcoming registration year at the time his or her certificate of registration fee is due. The department may not issue a certificate of registration until the inspection fee is paid. The amount of the inspection fee shall~~ be based on the combined storage capacity of all of the warehouse keeper's warehouses. The inspection fee is, if the combined storage capacity is:

SECTION 2357. 127.02 (3) (b) 3 of the statutes is repealed.

SECTION 2358. 127.02 (3) (c) of the statutes is created to read:

127.02 (3) (c) *Deposit of fees.* All fees and surcharges received under this subsection shall be credited to the appropriation under s. 20.115 (1) (jm).

SECTION 2359. 127.02 (3) (d) of the statutes is created to read:

127.02 (3) (d) *Rules.* The department may promulgate rules modifying the amount of the fees and surcharges established under this subsection.

SECTION 2360. 127.02 (3m) of the statutes is created to read:

127.02 (3m) REGISTRATION CONTINGENT ON PAYMENT OF FEES AND SURCHARGE. The department may not issue or renew a certificate of registration under sub. (1) unless the applicant pays all fees and any applicable surcharge required under sub. (3), as set forth in a statement from the department. The department shall refund a fee or surcharge paid under protest if the department determines that the fee or surcharge was not required to be paid as a condition of registration under this section.

SECTION 2361. 127.03 (2) of the statutes is amended to read:

127.03 (2) APPLICATION. An application for an annual grain dealer's certificate of registration shall be filed on a form prescribed by the department. The application shall include information reasonably required by the department for registration purposes. An application shall be accompanied by all applicable fees and surcharges under sub. (3).

SECTION 2362. 127.03 (3) (bg) of the statutes is created to read:

127.03 (3) (bg) An applicant for an annual grain dealer's certificate of registration shall pay a registration fee surcharge of \$500 if the department determines that, within 365 days prior to submitting an application for a grain dealer's certificate of registration, the applicant acted as a grain dealer without a certificate of registration in violation of sub. (1). Payment of the registration fee surcharge does not relieve the applicant of other civil or criminal liability that may result from acting as a grain dealer without a certificate of registration, but does not constitute evidence of a violation of law.

SECTION 2363. 127.03 (3) (br) of the statutes is created to read:

127.03 (3) (br) The department may promulgate rules modifying the amount of the fees and surcharges established under this subsection.

SECTION 2364. 127.03 (3) (c) of the statutes is amended to read:

127.03 (3) (c) All fees and surcharges received under this subsection shall be deposited in credited to the appropriation under s. 20.115 (1) (jm).

SECTION 2365. 127.03 (3m) of the statutes is created to read:

127.03 (3m) REGISTRATION CONTINGENT ON PAYMENT OF FEES AND SURCHARGE. The department may not issue or renew a certificate of registration under sub. (1) unless the applicant pays all fees and any applicable surcharge under sub. (3), as set forth in a statement from the department. The department shall refund a fee or surcharge paid under protest if the department determines that the fee or surcharge was not required to be paid as a condition of registration under this section.

Vetoed in Part SECTION 2370m. 138.09 (7) (i) 2 of the statutes is amended to read:

138.09 (7) (i) 2. An amount sufficient to cover the fee for filing the termination statement required by s. 409.404 on loans secured by merchandise other than a motor vehicle or a boat, and

SECTION 2370g. 138.09 (7) (i) 3 of the statutes is amended to read:

138.09 (7) (i) 3. On motor vehicle loans, the actual filing fee required for filing with the department of transportation under ch. 342 or, on boat loans, the filing fee required for filing with the department of natural resources under ch. 30.

SECTION 2375. 139.30 (13) of the statutes is amended to read:

139.30 (13) "Stamp" means the authorized indicia of cigarette tax payment including water transfer stamps, and heat applied stamps and meter impressions. In provisions relating to the sale or transfer of stamps the term also includes meter settings.

Vetoed in Part SECTION 2376. 139.32 (title) of the statutes is amended to read:

~~139.32 (title) Purchase of stamps.~~

SECTION 2377. 139.32 (1) of the statutes is amended to read:

139.32 (1) The tax imposed by s. 139.31 (1) shall be paid by purchase of stamps from the department. To evidence the payment, stamps of the proper denomination shall be affixed to each package in which cigarettes are packed, prior to the first sale within this state. First sale does not include a sale by a manufacturer to a distributor or by a distributor to a permittee who has obtained department approval as provided for in sub. (8) s. 139.321 (1) (a) 2. The tax shall be paid only once on each package or container.

Vetoed in Part SECTION 2378. 139.32 (4) of the statutes is repeated.

SECTION 2379m. 139.32 (5m) of the statutes is created to read:

139.32 (5m) ~~When they purchase stamps, distributors and manufacturers shall pay to the department the cost of printing and shipping those stamps.~~

Vetoed in Part

SECTION 2379p. 139.32 (6) of the statutes is amended to read:

139.32 (6) Manufacturers and distributors having a permit from the secretary may purchase stamps on credit. ~~The secretary may require manufacturers and distributors who purchase stamps on credit to file a payment guarantee bond, or other form of security acceptable to the secretary, in the amount and under the conditions prescribed by the secretary by rule. The secretary, upon finding that to do so would not jeopardize state revenues, may allow manufacturers and distributors to cancel payment guarantee bonds.~~

Vetoed in Part

Vetoed in Part

SECTION 2381. 139.32 (7) of the statutes is created to read:

139.32 (7) Beginning on the effective date of this subsection [revisor inserts date], the cost to print stamps is the actual cost to print stamps, adjusted to reflect the expenses incurred to print stamps during the previous year and the reimbursement received for that purpose during the previous year, as determined by the department. Beginning in 1994, the department shall annually determine that cost and shall make the new cost effective on July 1.

SECTION 2384. 139.32 (8) of the statutes is renumbered 139.321 (1), and 139.321 (1) (intro.), as renumbered, is amended to read:

139.321 (1) (intro.) It is unlawful for any person to possess in excess of 400 cigarettes unless the required stamps are properly affixed as provided in sub. ss. 139.32 (1) and s. 139.33 (4).

SECTION 2385. 139.32 (9) of the statutes is renumbered 139.321 (2).

SECTION 2386. 139.321 (title) of the statutes is created to read:

139.321 (title) Unlawful possession of cigarettes.

SECTION 2387. 139.322 of the statutes is created to read:

139.322 Security. (1) The secretary may require any person who has not paid the tax under s. 139.31 (1) or who has failed timely to file a report for that tax to place with the department security in the amount that the secretary determines. That security may be a surety bond that is payable to this state and that is in the form prescribed by the secretary.

(2) The secretary may refuse to issue a permit to, and may revoke the permit of, any person who is required to place security with the department under sub. (1) and fails to do so.

(3) The department may not pay interest on security placed with the department under sub. (1).

(4) After giving 10 days' notice, the secretary may recover any tax, interest, penalties and other charges due the department from the security of any person who is delinquent under this subchapter.

SECTION 2388. 139.395 of the statutes is created to read:

139.395 Theft of tax moneys. All cigarette tax moneys received by a distributor or manufacturer for the sale of cigarettes on which the tax under this subchapter has become due and has not been paid are trust funds in the hands of the distributor or manufacturer and are the property of this state. Any distributor or manufacturer who fails or refuses to pay the tax to this state at the time required under this subchapter or who fraudulently withholds, appropriates or otherwise uses cigarette tax moneys that are the property of this state is guilty of theft under s. 943.20 (1), whether or not the distributor or manufacturer has or claims to have an interest in those moneys.

Vetoed
in Part

~~SECTION 2389. 139.44 (1m) of the statutes is repealed.~~

Vetoed
in Part

SECTION 2390. 139.44 (8) (intro.) of the statutes is amended to read:

139.44 (8) (intro.) Penalties for violation of s. 139.32 (8) 139.321 (1) shall be as follows:

SECTION 2397. 139.96 of the statutes is amended to read:

139.96 Use of revenue. The If taxes, penalties and interest are collected under this subchapter as a result of an arrest, the department of revenue shall deposit pay the taxes, penalties and interest collected under this subchapter in the appropriation under s. 20.505 (6) (hm) to the state or local law enforcement agency that made the arrest associated with the revenue.

SECTION 2399. 140.05 (17) (b) of the statutes is amended to read:

140.05 (17) (b) A separate permit is required for each ~~type of establishment~~ campground, camping resort, recreational and educational camp and public swimming pool. No permit issued under this subsection is transferable from one premise premises to another or from one person, state or local government to another, except that the permit may be transferred from an individual to an immediate family member, as defined in s. 50.51 (4) (a), if the individual is transferring operation of the campground, camping resort, recreational and educational camp or public swimming pool to the immediate family member.

SECTION 2400. 140.05 (17) (bm) of the statutes is created to read:

140.05 (17) (bm) The initial issuance, renewal or continued validity of a permit issued under this subsection may be conditioned upon the requirement that the permittee correct a violation of this subsection, rules promulgated by the department under this subsection or ordinances adopted under s. 50.535 (2) (g), within a period of time that is specified. If the condition is not met within the specified period of time, the permit is void.

SECTION 2401g. 140.05 (17) (d) (intro.) of the statutes is renumbered 140.05 (17) (d) and amended to read:

140.05 (17) (d) Permits issued under this subsection expire on June 30, except that permits initially issued during the period beginning on April 1 and ending on June 30 expire on June 30 of the following year. Except as provided in s. 50.535 (2) (d) and (e), the department shall promulgate rules that establish, for permits issued under this subsection, permit fees and late fees for untimely permit renewal.

SECTION 2401h. 140.05 (17) (d) 1 of the statutes is repealed.

SECTION 2401i. 140.05 (17) (d) 2 of the statutes is repealed.

SECTION 2402. 140.051 of the statutes is renumbered 145.26.

SECTION 2404. 140.84 of the statutes is amended to read:

140.84 Joint alcohol and drug abuse prevention plan. The department in cooperation with the department of public instruction shall prepare, and the secretary and the superintendent of public instruction shall approve, a coordinated plan for the development, testing and implementation of cooperative and integrated school-community alcohol and drug abuse prevention, intervention, treatment and rehabilitation services. The department and the department of public instruction shall submit a report biennially to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2), on the implementation of the plan ~~in each calendar year.~~

SECTION 2405. 140.85 (1) (b) of the statutes is amended to read:

140.85 (1) (b) "Total monthly charges" means the total amount paid per month, including the basic monthly rate plus any additional fees, ~~by a resident of a community-based residential facility for care, treatment and services provided by that to a resident of a community-based residential facility as a primary function of that community-based residential facility or provided by another by a community-based residential facility that provides care, treatment or services for the resident.~~

SECTION 2408. 140.86 (2) (a) of the statutes is amended to read:

140.86 (2) (a) The annual fee for any inpatient health care facility except a nursing home is ~~\$8~~ \$18 per bed, based on the number of beds for which the facility is licensed. The annual fee for any nursing home is \$6 per bed, based on the number of beds for which the nursing home is licensed. This fee shall be paid to the department on or before October 1 for the ensuing year. Each new inpatient health care facility shall pay this fee no later than 30 days before it opens.

SECTION 2409. 140.86 (2) (c) of the statutes is amended to read:

140.86 (2) (c) ~~Of the~~ The fees collected under par. (a), \$202,800 in the fiscal year ending June 30, 1988, and \$195,500 annually thereafter shall be deposited in the general fund and the balance of fee revenue deposited in credited to the appropriation under s. 20.435 (1) (gm) for health planning and cost containment activities and to the appropriation under s. 20.488 (1) (g).

SECTION 2410. 140.87 of the statutes is amended to read:

140.87 Grant for dental services. From the appropriation under s. 20.435 (1) ~~(a)~~ (de), the department shall allocate up to \$1,700,000 in fiscal year 1991-92 and up to \$2,300,000 in provide funding in each fiscal year 1992-93 to the Marquette university school of dentistry for the provision of dental services by the Marquette university school of dentistry in clinics in the city of Milwaukee.

SECTION 2411. 143.04 (9) of the statutes is amended to read:

143.04 (9) Any person licensed under ch. 441 or 448 shall use ordinary skill in determining the presence of communicable diseases. If there is a dispute regarding disease determination, if the disease may have potential public health significance or if more extensive laboratory tests will aid, the local health officer shall order the tests made by the state laboratory of hygiene or by a laboratory certified under ~~s. 143.15~~ 42 USC 263a.

SECTION 2414. 143.15 (1) of the statutes is amended to read:

143.15 (1) It is the purpose of this section to assure the reliability and quality of manual and automated laboratory screening and diagnostic examinations made for the protection of the health of the public.

SECTION 2415. 143.15 (2) of the statutes is amended to read:

143.15 (2) Any laboratory, ~~except physician office laboratories serving not more than 2 physicians, that is established and operated to perform bacteriological, biological, serological, chemical, hematological, immunological, cytological or microscopic examinations of specimens from suspected cases of disease or for the examination of milk, water and food products,~~ for the purpose of protecting the health of the public shall apply to the department for an evaluation of the examinations and appropriate certification. ~~The laboratory may substitute an equivalent evaluation in place of the departmental evaluation, if the equivalent evaluation meets departmental standards under sub. (5).~~

SECTION 2416. 143.15 (4) of the statutes is amended to read:

143.15 (4) The department, after conducting an evaluation ~~or approving an evaluation meeting departmental standards under sub. (5)~~ for each specialty area, and after receiving a fee for each specialty area from the laboratory, shall issue a certificate of approval to the laboratory, covering those examina-

tions which have met the minimum standards established by the department. The department shall issue an interim certificate of approval for an approved laboratory that applies for initial certification, which shall be valid for the remainder of the calendar year for which it is issued. Certification renewals shall be issued on a calendar-year basis. Specialty fees for certification of an initially certified laboratory and a certified laboratory that applies to expand its current certification with newly established specialties shall be prorated at one-twelfth of the annual fee for each month remaining in the calendar year for which the certificate of approval is issued. A certificate of approval shall be revoked by the department if the minimum standards established by the department for certification are not met within 2 successive evaluations.

SECTION 2417. 143.15 (5) of the statutes is amended to read:

143.15 (5) The department shall establish uniform minimum standards to be used in the evaluation and certification of laboratory examinations. ~~The department shall establish standards by rule for the type of equivalent evaluations that a laboratory may use in place of departmental evaluations.~~ The department shall submit any rules proposed under this subsection which affect the laboratory certification program under s. 144.95 to the department of natural resources and to the state laboratory of hygiene for review and comment. These rules may not take effect unless they are approved by the department of natural resources within 6 months after submission.

SECTION 2418. 144.025 (2) (u) of the statutes is renumbered 144.025 (2) (u) (intro.) and amended to read:

144.025 (2) (u) (intro.) Under the procedure specified in par. (v), the department, ~~in consultation with the department of agriculture, trade and consumer protection,~~ may order do any of the following:

1. Order or cause the abatement of pollution which the department, in consultation with the department of agriculture, trade and consumer protection if the source is agricultural, has determined to be significant and caused by a nonpoint source, as defined in s. 144.25 (2) (b), including pollution which causes the violation of a water quality standard, pollution which significantly impairs aquatic habitat or organisms, pollution which restricts navigation due to sedimentation, pollution which is deleterious to human health or pollution which otherwise significantly impairs water quality, but not including any pollution caused primarily by animal waste.

SECTION 2419. 144.025 (2) (u) 2 of the statutes is created to read:

144.025 (2) (u) 2. If it provided notice under s. 144.25 (4) (gm) and, if the source is agricultural, with the approval of the land conservation committee created under s. 92.06 of every county in which the source is located, order the owner or operator of a critical site

designated under s. 144.25 (4) (ge) in a priority watershed or priority lake area to implement best management practices, but not with respect to any pollution caused primarily by animal waste.

SECTION 2420. 144.025 (2) (v) 1 and 2 of the statutes are amended to read:

144.025 (2) (v) 1. If the department determines under par. (u) 1 that significant pollution is caused by a nonpoint source, the department shall send a written notice of intent to issue an order to abate the pollution to the person whom the department determines to be responsible for the nonpoint source, ~~to the department of agriculture, trade and consumer protection and to the land conservation committee created under s. 92.06 in every county in which the nonpoint source is located.~~ If the department determines under par. (u) 2 that the person is required to implement best management practices in a priority watershed or priority lake area, the department shall send a written notice of intent to issue an order to implement the designated best management practices to the owner or operator. The notice shall describe the department's findings and intent, and shall include a date by which that person is required to abate the pollution ~~or implement the best management practices.~~ That date shall be at least one year after the date of the notice unless the department determines that the pollution is causing or will cause severe water quality degradation that could be mitigated or prevented by abatement action taken in less than one year. In its determination under this paragraph, the department shall consider the nature of the actual or potential damage caused by the pollution and the feasibility of measures to abate that pollution.

2. If the nonpoint source which is the subject of a notice under subd. 1 is agricultural, ~~the department shall send the notice to the department of agriculture, trade and consumer protection and to the land conservation committee created under s. 92.06 in every county in which the nonpoint source is located.~~ The department of agriculture, trade and consumer protection shall do all of the following:

a. Upon receipt of the notice and in cooperation with the land conservation committee, provide to the person whom the department has determined to be responsible for the nonpoint source ~~under par. (u) 1 a listing of management practices which, if followed, would reduce pollution to an amount which the department of natural resources determines determined to be acceptable by the department, in consultation with either the department of agriculture, trade and consumer protection or the land conservation committee.~~ The list shall, with reasonable limits, set forth all of the options which are available to the person to reduce pollution to that amount of pollution, and. The department of agriculture, trade and consumer protection shall include provide to each person receiving a notice an explanation of financial aids and technical assistance which may be available to the per-

son for the abatement of pollution ~~or the implementation of best management practices~~ from the department of agriculture, trade and consumer protection under s. 92.14 and from other sources.

b. Issue a report to the department within one year after the date of the notice ~~which describes describing~~ the actions taken by the person ~~whom the department has determined to be responsible for the nonpoint source~~ receiving the notice and a recommendation as to whether the department should issue an order to abate the pollution ~~caused by that nonpoint source or implement the best management practices.~~ Notwithstanding subd. 1, the department may not issue an order to abate that pollution until the department receives that report unless the department determines that the pollution is causing or will cause severe water quality degradation which could be mitigated or prevented by abatement action taken in less than one year and unless the department of agriculture, trade and consumer protection files a concurring determination in writing with the department within 30 days after receiving notice of the department's determination.

SECTION 2420e. 144.025 (2) (v) 3 of the statutes is created to read:

144.025 (2) (v) 3. The department may issue a temporary emergency order prior to issuing a notice under subd. 1 if all of the following apply:

a. The department determines that the pollution is causing or will cause severe water quality degradation.

b. The abatement action required by the order does not involve a capital expenditure.

c. If the nonpoint source is agricultural, the department provides a copy of the temporary emergency order to the department of agriculture, trade and consumer protection and to the land conservation committee created under s. 92.06 in every county in which the nonpoint source is located.

d. As soon as practicable after issuing the temporary emergency order, the department issues a written notice of intent to issue an order under subs. 1 and 2 or rescinds the temporary emergency order.

SECTION 2421. 144.241 (1) (a) of the statutes is renumbered 144.241 (1) (ae).

SECTION 2422. 144.241 (1) (a) of the statutes is created to read:

144.241 (1) (a) "Adjusted gross income" means Wisconsin adjusted gross income, as defined in s. 71.01 (13).

SECTION 2423. 144.241 (6) (b) 8 of the statutes is created to read:

144.241 (6) (b) 8. Providing payments to the board of commissioners of public lands to reduce principal or interest payments, or both, on loans made to municipalities under subch. II of ch. 24 by the board of commissioners of public lands for projects that are eligible for financial assistance under this section and s. 144.2415.

SECTION 2424. 144.241 (8) (a) 5 of the statutes is amended to read:

144.241 (8) (a) 5. During fiscal years 1989-90 to ~~1992-93~~ 1994-95, a person or municipality in violation of an effluent limitation contained in a permit issued under ch. 147, unless that person or municipality is eligible under s. 144.2415 (13).

SECTION 2425. 144.241 (8) (g) of the statutes is amended to read:

144.241 (8) (g) The sum of all of the financial assistance to a municipality approved under this section and s. 144.2415 for a project may not result in the municipality paying less than ~~40%~~ 30% of the cost of the project.

SECTION 2426. 144.241 (13) (am) of the statutes is renumbered 144.241 (13) (am) (intro.) and amended to read:

144.241 (13) (am) (intro.) Except as provided under par. (bm), a municipality qualifies for financial hardship assistance if the all of the following apply:

1. The percentage under par. (a) 1 exceeds 1.5 and if the

2. The percentage under par. (a) 2 places the municipality in the 25% of municipalities with the highest percentage under par. (a) 2.

SECTION 2427. 144.241 (13) (am) 3 of the statutes is created to read:

144.241 (13) (am) 3. The per capita adjusted gross income of residents of the municipality does not exceed the per capita adjusted gross income of residents of this state.

SECTION 2428. 144.241 (13) (am) 4 of the statutes is created to read:

144.241 (13) (am) 4. The equalized value of the improved residential property in the municipality divided by the number of improved residential parcels in the municipality does not exceed the equalized value of the improved residential property in this state divided by the number of improved residential parcels in this state, as reported by the department of revenue.

SECTION 2429. 144.241 (13) (as) of the statutes is created to read:

144.241 (13) (as) For the purpose of making the calculation under par. (am) 4, if the municipality is not a city, village or town, the department shall use the equalized value of the improved residential property and the number of improved residential parcels in the city, village or town which contains the largest share of the municipality's equalized value.

SECTION 2429g. 144.241 (13) (br) of the statutes is created to read:

144.241 (13) (br) The department may establish, by rule, a method for determining the total or per capita adjusted gross income of a municipality or federally recognized American Indian tribe or band for which the department of revenue does not determine total or per capita adjusted gross income.

SECTION 2430. 144.241 (14) (b) 7 of the statutes is amended to read:

144.241 (14) (b) 7. Develop and adopt a system of equitable user charges to ensure that each recipient of treatment work services pays its proportionate share of the costs of the operation and maintenance of the treatment work. The user fee system shall be in compliance with 33 USC 1284 (b) and the regulations promulgated thereunder. The department may issue an exemption from the requirement imposed under this subdivision if a city or village imposes a system of equitable dedicated charges based upon assessed property values, if the city or village does not operate a treatment work but is served by a regional wastewater treatment plant operated by a metropolitan sewerage district created under ss. 66.88 to 66.918 and if the user charges imposed by that district are approved by the department and comply with 33 USC 1284 (b). The department may provide that the system of user charges for a project with estimated construction costs of \$750,000 or less need only cover the costs of debt service and equipment replacement funds.

SECTION 2431. 144.2415 (3) (a) (intro.) of the statutes is amended to read:

144.2415 (3) (a) (intro.) By ~~August~~ October 1 of each even-numbered year, the department of administration and the department jointly shall prepare a biennial finance plan that includes all of the following information:

SECTION 2432. 144.2415 (3) (a) 5 of the statutes is amended to read:

144.2415 (3) (a) 5. A fund balance sheet, cash flow of existing loans and commitments, report of loans and commitments, fund profits and losses including yield on prior year loans, the estimated fund capital available ~~for commitments~~ in each of the next 4 fiscal years, and the projected clean water fund balance for each of the next 20 years given existing ~~commitments~~ obligations and financial conditions.

SECTION 2433. 144.2415 (3) (bm) 1 to 3 of the statutes are amended to read:

144.2415 (3) (bm) 1. By ~~August~~ October 1 of each even-numbered year, the version of the biennial finance plan initially prepared as part of the budget process.

2. ~~When~~ No later than 30 days after the day on which the biennial budget is submitted to the legislature under s. 16.45, the version of the biennial finance plan that contains material approved by the governor for inclusion in the budget.

3. No later than ~~7~~ 30 days after the day on which the governor signs the biennial budget, a version of the biennial finance plan, updated to reflect the adopted biennial budget act.

SECTION 2434. 144.2415 (3) (d) 1 of the statutes is amended to read:

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144.2415 (3) (d) 1. Equal to ~~\$179,304,000~~ \$115,800,000 during the ~~1989-91~~ 1993-95 biennium ~~and, for projects on the fiscal year 1990-91 funding list under s. 144.241 (10) (e) only, during fiscal year 1991-92.~~

SECTION 2435. 144.2415 (3) (d) 2 of the statutes is repealed.

SECTION 2436. 144.2415 (3) (d) 3 of the statutes is amended to read:

144.2415 (3) (d) 3. Equal to \$1,000 for any biennium after the ~~1991-1993~~ 1993-95 biennium.

SECTION 2436k. 144.2415 (3) (e) and (f) of the statutes are amended to read:

144.2415 (3) (e) The department may expend, for financial assistance in a biennium other than financial hardship assistance under s. 144.241 (13) (e), an amount up to ~~80%~~ 74% of the amount approved by the legislature under par. (d). The department may expend such amount only from the percentage of the amount approved under par. (d) that is not available under par. (f) for financial hardship assistance or under par. (g) for additional costs.

(f) The department may expend, for financial hardship assistance in a biennium under s. 144.241 (13) (e), an amount up to ~~42%~~ 18% of the amount approved by the legislature under par. (d) for that biennium. The department may expend such amount only from the percentage of the amount approved by the legislature under par. (d) that is not available under par. (e) for financial assistance or under par. (g) for additional costs.

SECTION 2437. 144.2415 (3) (j) of the statutes is amended to read:

144.2415 (3) (j) No later than ~~January~~ November 1 of each ~~even-numbered~~ odd-numbered year, the department of administration and the department jointly shall submit a report, to the building commission and committees as required under par. (bm), on the implementation of the amount established under par. (d) as required under s. 144.241 (11) (d), and on the operations and activities of the clean water fund program for the previous biennium ~~and for the fiscal year during which the report is prepared.~~

SECTION 2438. 144.2415 (4) (c) of the statutes is amended to read:

144.2415 (4) (c) The building commission may pledge any portion of revenues received or to be received in the fund established in par. (b) or the clean water fund to secure revenue obligations issued under this subsection. The pledge shall provide for the transfer to the clean water fund of all pledged revenues, including any interest earned on the revenues, which are in excess of the amounts required to be paid under s. 20.320 (1) (c), (d) and (u) for the purposes specified in s. 25.43 (3). The pledge shall provide that the transfers be made at least twice yearly, that the transferred amounts be deposited in the clean water fund and that the transferred amounts are free of any prior pledge.

SECTION 2439. 144.2415 (11) (a) of the statutes is amended to read:

144.2415 (11) (a) The department may ~~make enter~~ enter into a financial assistance ~~commitment to agreement~~ agreement with a municipality for which the department issues a notice of financial assistance commitment under this section if the municipality meets the condition under s. 144.241 (14) (b) 8 and the other requirements established by the department and the department of administration under this section and s. 144.241.

SECTION 2440. 144.2415 (11) (am) of the statutes is amended to read:

144.2415 (11) (am) The department of administration shall make the financial assistance payments to a municipality ~~to with~~ with which the department has ~~made entered into~~ entered into a financial assistance ~~commitment agreement~~ agreement under par. (a).

SECTION 2441. 144.25 (2) (be) of the statutes is amended to read:

144.25 (2) (be) "Priority lake" means any lake or group of lakes that ~~the department has~~ are identified under sub. ~~(4) (ed)~~ (3) (am) or (4) (cm).

SECTION 2442. 144.25 (2) (c) of the statutes is amended to read:

144.25 (2) (c) "Priority watershed" means any ~~large-scale or small-scale~~ watershed ~~which the department has~~ that is identified under sub. ~~(4) (e)~~ (3) (am) or (4) (cm).

SECTION 2444. 144.25 (3) of the statutes is created to read:

144.25 (3) The land and water conservation board shall do all of the following:

(a) Review the reports submitted under sub. (4) (c), (cd) and (cg).

(am) Designate priority watersheds and priority lakes based on reports submitted under sub. (4) (c) and (cd).

(b) Before September 1 of each even-numbered year, submit to the governor and the department a report that includes all of the following:

1. Recommendations for the amount to be appropriated for the program under this section for the following fiscal biennium.

5. Any changes that the board determines would improve the efficiency or effectiveness of the program under this section.

(bm) Whenever the board determines necessary, submit to the governor and the department recommendations concerning changes to the amounts appropriated for the program under this section or recommendations concerning any changes that would improve the efficiency or effectiveness of the program under this section.

(c) Assist counties and the department to resolve concerns about the program under this section.

(d) Establish priorities for the allocation of funds in the event that program needs exceed available funding in any fiscal biennium.

(e) After reviewing a plan submitted under sub. (4) (k), request the building commission to authorize public debt to be contracted in the amount that the board determines to be necessary for the purposes of the program under this section.

(f) Require the department and the department of agriculture, trade and consumer protection to conduct or contract for another person to conduct any evaluation or audit of the program under this section and of individual priority watershed or priority lake projects that the board determines is necessary.

SECTION 2445. 144.25 (4) (c) of the statutes is amended to read:

144.25 (4) (c) Through the continuing planning process under s. 147.25, identify those priority watersheds where the need for nonpoint source water pollution abatement is most critical. ~~The department shall prepare project funding lists for large-scale and small-scale projects subject to the approval of the department of agriculture, trade and consumer protection and, before July 1 of each even-numbered year, submit its recommendations for designating additional watersheds under sub. (3) (am) to the land and water conservation board.~~

SECTION 2446. 144.25 (4) (cd) of the statutes is amended to read:

144.25 (4) (cd) Identify, through the continuing planning process under s. 147.25, the lakes where the need for nonpoint source water pollution abatement is most critical and identify for those lakes the best management practices necessary to meet water quality objectives. ~~The department shall collect the information necessary to determine the need to designate lakes as priority lakes. The department shall prepare project funding lists for projects affecting priority lakes subject to the approval of the department of agriculture, trade and consumer protection, before July 1 of each even-numbered year, submit its recommendations for designating additional lakes under sub. (3) (am) to the land and water conservation board.~~

SECTION 2447. 144.25 (4) (cg) of the statutes is created to read:

144.25 (4) (cg) Before July 1 of each even-numbered year, submit its recommendations on the matters under sub. (3) (b) 1 and 5 to the land and water conservation board.

SECTION 2449. 144.25 (4) (dr) of the statutes is amended to read:

144.25 (4) (dr) Appoint a committee for each priority watershed and priority lake, to advise the department, the department of agriculture, trade and consumer protection and the counties, cities and villages concerning all aspects of the nonpoint source pollution abatement financial assistance program. Each committee shall include at least 2 farmers as

members if the priority watershed or priority lake area includes property in agricultural use. Each committee shall include at least 2 representatives of a public inland lake protection and rehabilitation district that is within the priority watershed or priority lake area or, if one does not exist, of riparian property owners. Each committee for a priority watershed or priority lake area with any area in the Milwaukee river basin shall include a member of the county board from each county with any area in that priority watershed or priority lake area.

SECTION 2450. 144.25 (4) (e) of the statutes is amended to read:

144.25 (4) (e) Promulgate rules, in consultation with the department of agriculture, trade and consumer protection, as are necessary for the proper execution and administration of the program under this section. The rules shall include standards and specifications concerning best management practices which are required for eligibility for cost-sharing grants under this section. The department may waive the standards and specifications in exceptional cases. Only persons involved in the administration of the program under this section ~~and~~, persons who are grant recipients or applicants and persons who receive notices of intent to issue orders under s. 144.025 (2) (u) 2 are subject to the rules promulgated under this paragraph. Any rule promulgated under this paragraph which relates or pertains to agricultural practices relating to animal waste handling and treatment are subject to s. 13.565.

SECTION 2450t. 144.25 (4) (g) (intro.) of the statutes is amended to read:

144.25 (4) (g) (intro.) In cooperation with the department of agriculture, trade and consumer protection and the appropriate governmental unit, prepare priority watershed and priority lakes plans to implement nonpoint source water pollution abatement projects and storm water control activities described in sub. (8c) in priority watersheds and priority lake areas, as designated under sub. (3) (am) or (4) (cm). In preparing the plans, the department shall:

SECTION 2451. 144.25 (4) (g) 3 of the statutes is amended to read:

144.25 (4) (g) 3. Prepare a water resource assessment, set water quality goals, ~~identify critical management areas~~ and analyze alternative management practices for the area which is the subject of the plan.

SECTION 2452. 144.25 (4) (g) 7 of the statutes is created to read:

144.25 (4) (g) 7. Prepare a project funding list.

SECTION 2453e. 144.25 (4) (ge) of the statutes is created to read:

144.25 (4) (ge) After cost-sharing grants have been available in a priority watershed or priority lake area for 36 months, designate as critical sites those sites that are significant sources of nonpoint source pollution upon which best management practices must be implemented in order to obtain a reasonable likeli-

hood that the water quality objectives established under par. (dm) can be achieved if the owners or operators of those sites have not entered into grant agreements.

SECTION 2454. 144.25 (4) (gm) of the statutes is created to read:

144.25 (4) (gm) After designating a site to be a critical site under par. (ge), notify the owner or operator of that site of the designation and of the provisions in sub. (7) and s. 144.025 (2) (u) 2 and (v).

SECTION 2455. 144.25 (4) (k) of the statutes is created to read:

144.25 (4) (k) Before public debt is contracted for projects under this section, prepare a plan for the expenditure of the proceeds of that debt and submit the plan to the land and water conservation board.

SECTION 2456. 144.25 (4) (o) of the statutes is amended to read:

144.25 (4) (o) Annually, in cooperation with the department of agriculture, trade and consumer protection, submit a report on the progress of the program under this section to the land and water conservation board.

SECTION 2456m. 144.25 (4) (p) of the statutes is amended to read:

144.25 (4) (p) Jointly with the department of agriculture, trade and consumer protection, prepare the plan required under s. 92.14 (13). The department shall review and approve or disapprove the plan and shall notify the land and water conservation board of its final action on the plan. The department shall implement any part of the plan for which the plan gives it responsibility.

SECTION 2457. 144.25 (4) (q) of the statutes is amended to read:

144.25 (4) (q) ~~Consult with the department of agriculture, trade and consumer protection when it prepares~~ Include the report submitted under sub. (3) (b), along with a request for all resources and any changes necessary to implement each recommendation in the report, in the information which that it submits to the department of administration under s. 16.42 for the program under this section.

SECTION 2458. 144.25 (4) (s) of the statutes is created to read:

144.25 (4) (s) Provide staff services to the land and water conservation board.

SECTION 2459. 144.25 (4m) (c) of the statutes is amended to read:

144.25 (4m) (c) The department shall submit a copy of any plan it completes under this subsection to any county located in or containing any watershed which is a subject of the plan and to the department of agriculture, trade and consumer protection. ~~That county and the~~ The department of agriculture, trade and consumer protection shall review the plan, approve or disapprove the plan and notify the department of natural

resources of its action comments on the plan. A county receiving a plan under this subsection shall review the plan, approve or disapprove the plan and notify the department of natural resources of its action on the plan.

SECTION 2460. 144.25 (4m) (d) of the statutes is amended to read:

144.25 (4m) (d) ~~If~~ After the department receives considers the comments of the department of agriculture, trade and consumer protection on a plan under par. (c) which has been approved and receives approval of the plan by every county to which it was sent ~~and by the department of agriculture, trade and consumer protection~~, the department shall approve designate the plan as to be an element of the appropriate areawide water quality management plan under P.L. 92-500, section 208.

SECTION 2461. 144.25 (5) (a) of the statutes is repealed.

~~SECTION 2462. 144.25 (5) (g) of the statutes is created to read:~~

~~144.25 (5) (g) At the request of the land and water conservation board, provide staff services to the land and water conservation board.~~

SECTION 2464. 144.25 (5s) of the statutes is created to read:

144.25 (5s) The department may make modifications, including designating additional sites as critical sites under sub. (4) (ge), in a priority watershed or priority lake plan with the approval of every county to which the department sent the original plan under sub. (4m) (c). This subsection applies to a priority watershed or priority lake plan completed before, on or after the effective date of this subsection [revisor inserts date].

SECTION 2465. 144.25 (6) (c) of the statutes is repealed.

SECTION 2466. 144.25 (7) of the statutes is created to read:

144.25 (7) The owner or operator of a site designated as a critical site under sub. (4) (ge) may request a contested case hearing under ch. 227 to review that designation by filing a written request with the department within 60 days after receiving notice under sub. (4) (gm).

SECTION 2467. 144.25 (8) (cm) of the statutes is amended to read:

144.25 (8) (cm) Grants may be provided from the appropriations under s. 20.370 (4) (cc) and (cq) to applicants for projects affecting priority lakes ~~identified under sub. (4) (ed)~~ if the project is projects are in conformance with areawide water quality management plans and the purposes specified under sub. (1).

SECTION 2467g. 144.25 (8) (gm) of the statutes is amended to read:

144.25 (8) (gm) The department ~~may~~ shall exceed the limit under par. (g) and any limit imposed by rule on the total amount of a grant in cases of economic

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hardship, as defined by the department by rule. ~~The department may issue grants that exceed those limits to no more than 10% of the landowners or operators who receive grants under this section.~~

SECTION 2467j. 144.25 (8) (jm) of the statutes is created to read:

144.25 (8) (jm) Notwithstanding pars. (f) to (h), only a reduced grant, which may not exceed a percentage established by the department by rule of the cost of implementing the best management practice, may be provided to the owner or operator of a critical site designated under sub. (4) (ge).

SECTION 2467m. 144.25 (8) (m) of the statutes is created to read:

144.25 (8) (m) The department may recognize the value of a conservation easement created under s. 700.40 (2) and donated to the department, or to any person approved by the department, as constituting all or a portion of the landowner's or operator's share of a cost-sharing grant as determined under pars. (f) to (h).

SECTION 2467t. 144.25 (8) (o) of the statutes is amended to read:

144.25 (8) (o) The department shall provide grants for animal waste storage facilities in amounts not to exceed \$20,000 an amount specified by the department by rule.

SECTION 2467v. 144.25 (8) (p) of the statutes is created to read:

144.25 (8) (p) The department may provide a cost-sharing grant to replace a structure or facility at a new location, rather than to repair or reconstruct the structure or facility, if the relocation reduces water pollution and replacement is cost-effective compared to repairing or reconstructing the structure or facility.

SECTION 2468. 144.25 (9) of the statutes is amended to read:

144.25 (9) The department may distribute grants and aids to state agencies, including itself, for administration and implementation of the nonpoint source water pollution abatement program on land under state ownership or control for projects affecting priority lakes ~~identified under sub. (4) (ed)~~ or in priority watershed areas. The department may distribute grants and aids to itself for the purchase of easements in priority watershed areas.

SECTION 2469. 144.266 (1) of the statutes is amended to read:

144.266 (1) OBJECTIVES. To aid in the fulfillment of the state's role as trustee of its navigable waters, to promote public health, safety and general welfare and to protect natural resources, it is declared to be in the public interest to make studies, establish policies, make plans, authorize municipal construction site erosion control and storm water management zoning ordinances for the efficient use, conservation, development and protection of this state's groundwater, surface water, soil and related resources and establish a state ~~construction site erosion control and storm~~

water management plan for the efficient use, conservation, development and protection of this state's groundwater, surface water, soil and related resources while at the same time encouraging sound economic growth in this state. The purposes of the municipal ordinances and state plan shall be to further the maintenance of safe and healthful conditions; prevent and control water pollution; prevent and control soil erosion; prevent and control the adverse effects of storm water; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses; preserve ground cover and scenic beauty; and promote sound economic growth.

SECTION 2470. 144.266 (2) of the statutes is amended to read:

144.266 (2) (title) STATE STORM WATER MANAGEMENT PLAN. The department, in consultation with the department of industry, labor and human relations, shall promulgate by rule a state ~~construction site erosion control and~~ storm water management plan. This state plan is applicable to ~~construction~~ activities contracted for or conducted by any agency, as defined under s. 227.01 (1) but also including the office of district attorney, unless that agency enters into a memorandum of understanding with the department of natural resources in which that agency agrees to regulate activities related to ~~construction site erosion control and~~ storm water management. The department shall coordinate the activities of agencies, as defined under s. 227.01 (1), in ~~construction site erosion control and~~ storm water management and make recommendations to these agencies concerning activities related to ~~construction site erosion control and~~ storm water management.

SECTION 2471. 144.266 (3) (a) 1 of the statutes is amended to read:

144.266 (3) (a) 1. Except as restricted under subd. 2, the department shall establish by rule minimum standards for activities related to construction site erosion control at sites where the construction activities do not include the construction of a building and to storm water management.

SECTION 2472. 144.266 (3) (a) 3 of the statutes is amended to read:

144.266 (3) (a) 3. Minimum standards for storm water management established under this paragraph are applicable to the state ~~construction site erosion control and storm water management plan under sub. (2).~~ The department shall encourage a county, city or village to comply with ~~these~~ minimum standards established under this paragraph for any construction site erosion control and storm water management zoning ordinance enacted under s. 59.974, 61.354 or 62.234.

SECTION 2473. 144.266 (3) (b) (intro.) of the statutes is amended to read:

144.266 (3) (b) (intro.) The minimum standards for construction site erosion control at sites where the construction activities do not include the construction

of a building shall provide for the regulation of any construction activity ~~which, at such a site, that:~~

SECTION 2474. 144.266 (4) of the statutes is amended to read:

144.266 (4) MODEL ORDINANCES; STATE PLAN; DISTRIBUTION. The department shall prepare a model zoning ordinance for construction site erosion control at sites where the construction activities do not include the construction of a building and for storm water management zoning ordinance in the form of an administrative rule. ~~The model ordinance shall be based upon the state construction site erosion control and storm water management plan.~~ The model ordinance is subject to s. 227.19 and other provisions of ch. 227 in the same manner as other administrative rules. Following the promulgation of the model ordinance as a rule, the department shall distribute a copy of the model ordinance to any county, city or village which submits a request. The department shall distribute a copy of the state plan to any agency which submits a request.

SECTION 2475. 144.266 (5) of the statutes is amended to read:

144.266 (5) COOPERATION. The department, the municipalities and all state agencies shall cooperate to accomplish the objective of this section. To that end, the department shall consult with the governing bodies of municipalities to secure voluntary uniformity of regulations, so far as practicable, shall prepare model ~~construction site erosion control and storm water management zoning ordinances~~ under sub. (4), shall extend assistance to municipalities under this section, shall prepare ~~a state construction site erosion control and storm water management plan~~ the plan under sub. (2), shall encourage uniformity through the implementation of this plan and the utilization of memoranda of understanding which are substantially similar to the plan and shall extend assistance to agencies under this section.

SECTION 2477. 144.399 (3) of the statutes is created to read:

144.399 (3) ASBESTOS INSPECTION FEES. The department may promulgate rules for the payment and collection of fees for inspecting nonresidential asbestos demolition and renovation projects regulated by the department. The fees under this subsection may not exceed \$200 per project. The fees collected under this subsection shall be credited to the appropriation under s. 20.370 (2) (ei) for the direct and indirect costs of conducting inspections of nonresidential asbestos demolition and inspection projects regulated by the department.

SECTION 2478. 144.405 (5) (d) of the statutes is amended to read:

144.405 (5) (d) The department may not award a grant under this subsection after ~~March 14 June 30, 1995, or the day after publication of the 1995-97 biennial budget act, whichever is later.~~

SECTION 2496. 144.441 (7m) of the statutes is created to read:

144.441 (7m) SOLID WASTE FACILITY SITING BOARD FEE. (a) *Imposition of solid waste facility siting board fee on generators.* Except as provided under par. (d), a generator of solid waste or hazardous waste shall pay a solid waste facility siting board fee for each ton or equivalent volume of solid waste or hazardous waste that is disposed of at a licensed solid waste or hazardous waste disposal facility. If a person arranges for collection or disposal services on behalf of one or more generators, that person shall pay the solid waste facility siting board fee to the licensed solid waste or hazardous waste disposal facility or to any intermediate hauler used to transfer wastes from collection points to a licensed facility. An intermediate hauler who receives the solid waste facility siting board fee under this paragraph shall pay the fee to the licensed solid waste or hazardous waste disposal facility. Tonnage or equivalent volume shall be calculated in the same manner as the calculation made for tonnage fees under sub. (3).

(b) *Collection.* The owner or operator of a licensed solid waste or hazardous waste disposal facility shall collect the solid waste facility siting board fee from the generator, a person who arranges for disposal on behalf of one or more generators or an intermediate hauler and shall pay to the department the amount of the fee required to be collected according to the amount of solid waste or hazardous waste received and disposed of at the facility during the preceding reporting period.

(c) *Amount of solid waste facility siting board fee.* The fee imposed under this subsection is 1.7 cents per ton for solid waste or hazardous waste.

(d) *Exemption from solid waste facility siting board fee; certain materials used in operation of the facility.* Solid waste materials approved by the department for lining, daily cover or capping or for constructing berms, dikes or roads within a solid waste disposal facility are not subject to the solid waste facility siting board fee imposed under par. (a), except that materials approved for use under s. 144.44 (3) (bh) or (4e) are subject to the fee.

(e) *Reporting period.* The reporting period under this subsection is the same as the reporting period under sub. (3). The owner or operator of any licensed solid waste or hazardous waste disposal facility shall pay the solid waste facility siting board fee required to be collected under par. (b) at the same time as any tonnage fees under sub. (3) are paid.

(f) *Use of solid waste facility siting board fees.* The fees collected under par. (b) shall be credited to the appropriation under s. 20.370 (2) (eg) for transfer to the appropriation under s. 20.505 (4) (j).

(g) *Failure to pay solid waste facility siting board fee.*
1. If a person required under par. (a) to pay the solid waste facility siting board fee to a licensed solid waste

or hazardous waste disposal facility fails to pay the fee, the owner or operator of the licensed solid waste or hazardous waste disposal facility shall submit to the department with the payment required under par. (b) an affidavit stating facts sufficient to show the person's failure to comply with par. (a).

2. If the person named in the affidavit under subd. 1 is a generator or a person who arranges for collection or disposal services on behalf of one or more generators and the person holds a license for the collection and transportation of solid waste or hazardous waste, the department shall immediately notify the person that the license will be suspended 30 days after the date the notice is mailed unless the person submits to the department an affidavit stating facts sufficient to show that it has paid the fee as required under par. (a).

3. If the person named in the affidavit under subd. 1 is an intermediate hauler that holds a license for the collection and transportation of solid waste or hazardous waste, the department shall immediately notify the person that the license will be suspended 30 days after the date the notice is mailed unless the person submits to the department an affidavit stating facts sufficient to show that either of the following has occurred:

a. The person named in the affidavit under subd. 1 received the required fee from a generator, from a person who arranges for collection or disposal services on behalf of one or more generators or from an earlier intermediate hauler, and paid the fee to the licensed solid waste or hazardous waste disposal facility or to a subsequent intermediate hauler.

b. A generator, a person who arranges for collection or disposal services on behalf of one or more generators or an earlier intermediate hauler failed to pay the required fee to the person named in the affidavit under subd. 1.

4. If the department does not receive an affidavit under subd. 2 or 3 within 30 days after the date the notice is mailed, the department shall suspend the license issued to the person for the collection and transportation of solid waste or hazardous waste. Notwithstanding s. 227.42, the department is not required to provide the licensee with a hearing before the suspension.

5. When a person whose license is suspended under subd. 4 provides the department with proof that the person has paid the owner or operator of the licensed solid waste or hazardous waste facility the amount of the unpaid fee, the department shall immediately reinstate the suspended license.

SECTION 2498. 144.442 (1s) (b) 1 of the statutes is amended to read:

144.442 (1s) (b) 1. A generator of hazardous waste shall pay a base fee of ~~\$100~~ \$125 if the generator has generated more than zero pounds in that particular year, plus ~~\$9~~ \$12 per ton of hazardous waste generated during the reporting year.

SECTION 2499. 144.442 (1s) (c) 4 of the statutes is created to read:

144.442 (1s) (c) 4. Household hazardous wastes that are collected by a municipality under a program for the collection and disposal of household hazardous wastes.

SECTION 2500. 144.442 (1s) (dm) of the statutes is created to read:

144.442 (1s) (dm) The department may promulgate a rule setting a late fee to be assessed against a generator of hazardous waste who fails to pay the annual environmental repair fee under par. (a) when it is due. If the department promulgates a rule under this paragraph, it shall set the fee at a level designed to offset the increased costs of collecting annual fees that are not paid when due.

SECTION 2501. 144.442 (4) (a) 1 and 2 of the statutes are amended to read:

144.442 (4) (a) 1. The department shall compile and maintain an inventory of sites or facilities which may cause or threaten to cause environmental pollution. In compiling the inventory, the department shall collect all relevant information about a site or facility which is or may become available. No later than January 1, 1992, the department shall ~~complete~~ publish the initial inventory of sites or facilities. Every 4 years, beginning no later than January 1, 1996, the department shall publish a revised inventory of sites or facilities.

2. The department shall publish the initial inventory and ~~any amendments to the each revised~~ inventory as a class 1 notice under ch. 985 in the official state newspaper under s. 985.04 or, if none exists, in a major newspaper with statewide circulation. The notice shall include a statement that the list is not subject to judicial review.

SECTION 2502. 144.442 (4) (c) 2 of the statutes is amended to read:

144.442 (4) (c) 2. From time to time, the department shall issue documents, consistent with the criteria in subd. 1, which list the hazard ranking of sites and facilities which are included in the inventory under par. (a). The hazard ranking list shall include in a single category those sites or facilities determined by the department to present a substantial danger to public health or welfare or the environment. The department may include subcategories in the hazard ranking list which group together, without assigning a specific degree of risk and without establishing an individual hazard ranking, sites or facilities which do not present a substantial danger to public health or welfare or the environment. No later than January 1, 1994, the department shall complete the hazard ranking of all sites or facilities which are included in the ~~completed~~ initial inventory compiled under par. (a). Notwithstanding s. 227.01 (13) or 227.10 (1), documents issued under this subdivision are not rules.

SECTION 2506. 144.61 (10) of the statutes is amended to read:

144.61 (10) "Storage" means the holding containment of hazardous waste for a temporary period, ~~at the end of which period the hazardous waste is to be treated or disposed in a manner that does not constitute disposal.~~

SECTION 2507. 144.61 (12) of the statutes is amended to read:

144.61 (12) "Transport" means the movement of hazardous wastes ~~between facilities which are subject to or require a license under this subchapter or the resource conservation and recovery act by air, rail, highway, water or other means, except for the movement of hazardous waste within the site at which the hazardous waste is generated or within a facility that is licensed under this subchapter.~~

SECTION 2508. 144.62 (15) to (18) of the statutes are created to read:

144.62 (15) The department may hold hearings relating to any aspect of the administration of ss. 144.60 to 144.74 and, in connection with those hearings, compel the attendance of witnesses and the production of evidence.

(16) The department may issue orders to effectuate the purposes of ss. 144.60 to 144.74 and enforce those orders by all appropriate administrative and judicial proceedings.

(17) The department may secure necessary scientific, technical, administrative and operational services, including laboratory facilities, by contract or otherwise.

(18) The department may advise, consult, contract and cooperate with other agencies of the state, local governments, industries, other states, interstate or interlocal agencies, the federal government and other interested persons or groups.

SECTION 2510. 144.735 (2) (a) of the statutes is amended to read:

144.735 (2) (a) If the department determines that a release from a solid waste management unit has occurred the department may, except as provided under par. (b), require the owner or operator of the facility containing the solid waste management unit to take corrective action, including corrective action beyond the facility, if necessary. The department may require an owner or operator to take corrective action regardless of when the hazardous waste or hazardous constituent released was placed in the solid waste management unit. The department may require corrective action by means of ~~an~~ a special order under ~~s. 144.73 this paragraph~~ or as a condition of licensing or plan approval under s. 144.64. An order or condition under this paragraph shall state, with reasonable specificity, the nature of the corrective action required, shall include a description of the property on which the corrective action is to be taken and shall specify a ~~time~~ period for achieving compliance and a ~~time~~ period for the owner or operator to establish proof of

financial responsibility for the cost of corrective action.

SECTION 2511. 144.74 (1) of the statutes is amended to read:

144.74 (1) CIVIL PENALTIES. Any person who violates any provision of ss. 144.60 to ~~144.70~~ 144.735 or any rule promulgated or special order, plan approval or term or condition of a license or variance issued under those sections shall forfeit not less than \$100 nor more than \$25,000 for each violation. Each day of a continuing violation is a separate offense.

SECTION 2512b. 144.74 (2) (a) 1 and 2 of the statutes are amended to read:

144.74 (2) (a) 1. In connection with an application, label, manifest, record, report, license or other document relating to ss. 144.60 to ~~144.70~~ 144.735, makes an untrue statement of a material fact or fails to state a material fact with the result that the statements made in the document are misleading.

2. Destroys, alters, conceals or fails to submit a record required to be maintained or submitted under ss. 144.60 to ~~144.70~~ 144.735 or a rule promulgated or special order, plan approval or term or condition of a license or variance issued under any of those sections.

SECTION 2513b. 144.76 (2) (d) of the statutes is created to read:

144.76 (2) (d) The department shall report notifications that it receives under this subsection related to discharges of agricultural chemicals, as defined in s. 94.73 (1) (a), to the department of agriculture, trade and consumer protection. The department shall report notifications under this paragraph according to a memorandum of understanding between the department and the department of agriculture, trade and consumer protection under s. 94.73 (12).

SECTION 2515b. 144.76 (9) (d) of the statutes is renumbered 144.76 (9) (d) 2 and amended to read:

144.76 (9) (d) 2. Any person applying a registered pesticide according to the label instructions, or applying a fertilizer at or below normal and beneficial agronomic rates, is exempted with respect to the application from the reporting and penalty requirements of this section.

SECTION 2516. 144.76 (9) (d) 1 of the statutes is created to read:

144.76 (9) (d) 1. In this paragraph:

- a. "Fertilizer" has the meaning given in s. 94.64 (1) (e).
- b. "Label" has the meaning given in s. 94.67 (19).
- c. "Pesticide" has the meaning given in s. 94.67 (25).

d. "Registered" means registered under the federal insecticide, fungicide, and rodenticide act, as amended (7 USC 136 et. seq.), and regulations issued under that act or registered under the rules of the department of agriculture, trade and consumer protection.

SECTION 2517. 144.855 (3) (a) of the statutes is amended to read:

144.855 (3) (a) An approval under s. 144.025 (2) (e) is required to withdraw groundwater or to dewater mines if the capacity and rate of withdrawal of all wells involved in the withdrawal of groundwater or the dewatering of mines exceeds 100,000 gallons each day. A permit under ~~ch. 147 s. 147.02~~ is required to discharge pollutants resulting from the dewatering of mines.

SECTION 2518. 144.955 (3) (f) (intro.) of the statutes is amended to read:

144.955 (3) (f) (intro.) With the assistance of the department and the program, prepare and submit to the governor, and to the ~~chief clerk of each house of the legislature, for distribution~~ under s. 13.172 (2), by ~~December 30 of each~~ March 31 of the year following a year in which the capacity assurance plan is not revised, a report on all of the following:

SECTION 2519. 144.955 (3) (f) 4 of the statutes is amended to read:

144.955 (3) (f) 4. The hazardous pollution prevention ~~audit assessment~~ grant program under s. 560.19.

SECTION 2520. 144.96 (title) of the statutes is amended to read:

144.96 (title) Reports on substances used; wastewater fee.

SECTION 2521. 144.96 (3) (a) of the statutes is repealed.

SECTION 2522. 144.96 (3) (am) 3 of the statutes is amended to read:

144.96 (3) (am) 3. After June 30, 1992, the fee under this paragraph shall be paid by each person required to obtain a permit under ~~ch. 147 s. 147.02~~. After June 30, 1992, the fee to be paid by a person under this paragraph shall be an amount determined under a rule promulgated by the department and shall be based on all pollutants included in the permit under ~~ch. 147 s. 147.02~~, the environmental harm caused by the pollutants discharged, the quantity of the pollutants discharged and the quality of the water receiving the discharge.

SECTION 2523c. 144.96 (3) (c) of the statutes, as affected by 1993 Wisconsin Act (Senate Bill 4), is repealed.

SECTION 2525. 144.96 (3) (d) of the statutes is amended to read:

144.96 (3) (d) The annual ~~environmental~~ fees under this section shall be paid for each plant at which pollutants are discharged.

SECTION 2526. 144.96 (5) of the statutes is amended to read:

144.96 (5) The department may hold hearings relating to any aspect of the administration of the system established under this section, including, but not limited to, the assessment of ~~environmental~~ fees against specific plants and, in connection therewith, may compel the attendance of witnesses and the production of evidence.

SECTION 2531. 144.995 (8) of the statutes is amended to read:

144.995 (8) EXCLUSION. This section does not apply to any action or other proceeding for injury or threatened injury to property or person caused by a publicly owned treatment work operated under a permit for the discharge of pollutants issued by the department under ~~ch. 147 s. 147.02~~.

SECTION 2532. Chapter 145 (title) of the statutes is amended to read:

CHAPTER 145
PLUMBING AND FIRE PROTECTION
SYSTEMS AND SWIMMING
POOL PLAN REVIEW

SECTION 2533. 145.08 (1) (intro.) of the statutes is amended to read:

145.08 (1) (intro.) ~~Fees fixed~~ The department shall fix, by rule by the department not exceeding, the amount of the fees for the examinations, licenses and registrations specified in this section. The fees specified in this section are not returnable and may not exceed the amounts stated in this section and not returnable shall be paid as follows:

SECTION 2534. 145.08 (1) (b) of the statutes is amended to read:

145.08 (1) (b) For master plumber's license, ~~\$125 \$250~~, and ~~\$125 \$250~~ for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$20.

SECTION 2535. 145.08 (1) (d) of the statutes is amended to read:

145.08 (1) (d) For journeyman plumber's license ~~\$45 \$90~~, and ~~\$45 \$90~~ for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$10.

SECTION 2536. 145.08 (1) (e) of the statutes is amended to read:

145.08 (1) (e) For temporary permit pending examination and issuance of license for master plumber, ~~\$200 \$400~~; for journeyman ~~\$75 \$150~~ and which shall also cover the examination fee prescribed and the license fee for the ~~year~~ 2-year period in which issued.

SECTION 2537. 145.08 (1) (g) of the statutes is amended to read:

145.08 (1) (g) For master plumber's license (restricted), ~~\$125 \$250~~, and ~~\$125 \$250~~ for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$20.

SECTION 2538. 145.08 (1) (i) of the statutes is amended to read:

145.08 (1) (i) For journeyman plumber's license (restricted), ~~\$45 \$90~~, and ~~\$45 \$90~~ for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$10.

SECTION 2539. 145.08 (1) (j) of the statutes is renumbered 145.08 (1m) and amended to read:

145.08 (1m) ~~The An applicant shall pay the initial license fee under this subsection shall be paid sub. (1) immediately upon receiving notice from the department that the applicant has passed an examination. Upon failure If an applicant fails to pay the license fee within 30 days after receiving such notice, no the department may not issue a license shall be issued and the applicant shall again appear for examination and pay the examination fee.~~

SECTION 2540. 145.08 (1) (L) of the statutes is amended to read:

145.08 (1) (L) For an automatic fire sprinkler contractor's license, ~~\$500~~ \$1,000, and ~~\$500~~ \$1,000 for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$25.

SECTION 2541. 145.08 (1) (Lm) of the statutes is amended to read:

145.08 (1) (Lm) For an automatic fire sprinkler — maintenance only registration, ~~\$100~~ \$200, and ~~\$100~~ \$200 for each renewal of the 2-year registration if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$25.

SECTION 2542. 145.08 (1) (n) of the statutes is amended to read:

145.08 (1) (n) For a journeyman automatic fire sprinkler fitter's license, ~~\$45 for~~ \$90, and ~~\$45~~ \$90 for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$10.

SECTION 2543. 145.08 (1) (nm) of the statutes is amended to read:

145.08 (1) (nm) For an automatic fire sprinkler fitter — maintenance only registration certificate, ~~\$15 for~~ \$30, and ~~\$15~~ \$30 for each renewal of the 2-year registration if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$10.

SECTION 2544. 145.08 (1) (o) of the statutes is amended to read:

145.08 (1) (o) For utility contractor's license, ~~\$125~~ \$250, and ~~\$125~~ \$250 for each renewal of the 2-year license if application is made prior to the date of expiration, ~~annually~~; after that date an additional fee of \$10.

SECTION 2545. 145.08 (1) (p) of the statutes is amended to read:

145.08 (1) (p) ~~Plumbing supervisors~~ For a plumbing supervisor employed by the department in accord with s. 145.02 (3) (a) ~~shall annually be issued, no cost for the appropriate 2-year license they have for which the plumbing supervisor has previously qualified for at no cost.~~

SECTION 2546. 145.08 (1) (q) of the statutes is amended to read:

145.08 (1) (q) For a ~~pipe layer's~~ pipelayer's registration, ~~\$45~~ \$90 at the time of registration and ~~\$45~~ \$90 for each subsequent ~~calendar year~~ 2-year period of registration.

SECTION 2547. 145.08 (2) of the statutes is amended to read:

145.08 (2) No license may be issued for longer than ~~one year~~ 2 years. Any license may be renewed upon application made prior to the date of expiration. The department may renew licenses upon application made after the date of expiration if it is satisfied that the applicant has good cause for not applying for renewal prior to the date of expiration and upon payment of the renewal and additional fees prescribed.

SECTION 2548. 145.08 (3) of the statutes is amended to read:

145.08 (3) To establish a record of beginning an apprenticeship, as a plumber, as an automatic fire sprinkler system apprentice, or as a plumber learner (restricted), every plumbing and automatic fire sprinkler system apprentice and every plumbing learner (restricted) shall within 30 days after beginning an apprenticeship or learnership register with the department. A fee of \$15 shall be paid at the time of registration and ~~for before January 1 of~~ each subsequent calendar year during which the apprentice is engaged in the apprenticeship or learnership ~~prior to January 1.~~

SECTION 2549. 145.20 (5) of the statutes is repealed.

SECTION 2550. 145.245 (6) of the statutes is renumbered 145.245 (6) (a) and amended to read:

145.245 (6) (a) ~~Funds~~ Except for grants under par. (b), funds available under a grant under this section shall be applied to the rehabilitation or replacement of the private sewage system. An existing private sewage system may be replaced by an alternative private sewage system or by a system serving more than one principal residence.

SECTION 2551. 145.245 (6) (b) of the statutes is created to read:

145.245 (6) (b) Funds available under a grant under this section for experimental private sewage systems shall be applied to the installation and monitoring of the experimental private sewage systems.

SECTION 2552. 145.245 (7) (a) of the statutes is amended to read:

145.245 (7) (a) ~~Costs~~ Except as provided in par. (e), costs allowable in determining grant funding under this section may not exceed the costs of rehabilitating or replacing a private sewage system which would be necessary to allow the rehabilitated system or new system to meet the minimum requirements of the state plumbing code promulgated under s. 145.13.

SECTION 2553. 145.245 (7) (b) of the statutes is amended to read:

145.245 (7) (b) ~~Costs~~ Except as provided in par. (e), costs allowable in determining grant funding under

this section may not exceed the costs of rehabilitating or replacing a private sewage system by the least costly methods.

SECTION 2554. 145.245 (7) (c) of the statutes is amended to read:

145.245 (7) (c) Except as provided in ~~par. (d) and (e)~~, the state grant share under this section is limited to \$7,000 for each principal residence or small commercial establishment to be served by the private sewage system or to the amount determined by the department based upon private sewage system grant funding tables, whichever is less. The department shall prepare and publish private sewage system grant funding tables which specify the maximum state share limitation for various components and costs involved in the rehabilitation or replacement of a private sewage system based upon minimum size and other requirements specified in the state plumbing code promulgated under s. 145.02. The maximum state share limitations shall be designed to pay approximately 60% of the average allowable cost of private sewage system rehabilitation or replacement based upon estimated or actual costs of that rehabilitation or replacement. The department shall revise the grant funding tables when it determines that 60% of current costs of private sewage system rehabilitation or replacement exceed the amounts in the grant funding tables by more than 10%, except that the department may not revise the grant funding tables more often than once every 2 years.

SECTION 2555. 145.245 (7) (d) of the statutes is amended to read:

145.245 (7) (d) ~~If Except as provided in par. (e), if~~ the income of a person who owns a principal residence that is served by a category 1 or 2 failing private sewage system is greater than \$32,000, the amount of the grant under this section is limited to the amount determined under par. (c) less 30% of the amount by which the person's income exceeds \$32,000.

SECTION 2556. 145.245 (7) (e) of the statutes is created to read:

145.245 (7) (e) Costs allowable for experimental private sewage systems shall include the costs of installing and monitoring experimental private sewage systems installed under s. 145.02 (3) (b) and this section. The department shall promulgate rules that specify how the department will select, monitor and allocate the state share for experimental private sewage systems that the department funds under this section.

SECTION 2557. 145.245 (8) (a) of the statutes is amended to read:

145.245 (8) (a) In order to be eligible for a grant under this section, a governmental unit shall make an application for replacement or rehabilitation of private sewage systems of principal residences or small commercial establishments and shall submit an application for participation to the department. The application shall be in the form and include the information

the department prescribes. In order to be eligible for funds available in a fiscal year, an application is required to be received by the department prior to ~~June~~ February 1 of the previous fiscal year.

SECTION 2558. 145.245 (11) (e) of the statutes is created to read:

145.245 (11) (e) *Limitation; experimental private sewage systems.* The department may not allocate more than 10% of the funds available under this subsection each fiscal year for grants for the installation and monitoring of experimental private sewage systems.

SECTION 2559. 145.245 (11m) of the statutes is amended to read:

145.245 (11m) PRORATING. (a) ~~The Except as provided in par. (d), the~~ department shall prorate available funds under this subsection if funds are not sufficient to fully fund all applications. A prorated payment shall be deemed full payment of the grant.

(b) ~~If Except as provided in par. (d), if~~ funds are sufficient to fully fund all category 1 but not all category 2 failing private sewage systems, the department shall fully fund all category 1 systems and prorate the funds for category 2 systems on a proportional basis.

(c) ~~If Except as provided in par. (d), if~~ funds are not sufficient to fully fund all category 1 failing private sewage systems, the department shall fund the category 1 systems on a proportional basis and deny the grant applications for all category 2 systems.

SECTION 2560. 145.245 (11m) (d) of the statutes is created to read:

145.245 (11m) (d) The department is not required to prorate available funds for grants for the installation and monitoring of experimental private sewage systems.

SECTION 2561. 145.26 (3) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

145.26 (3) The department shall require payment of fees that are established by rule for the review of plans and specifications for the construction, alteration or reconstruction of public swimming pools or water recreation attractions or the alteration of public swimming pool equipment.

SECTION 2562. 145.26 (5) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

145.26 (5) The department shall promulgate rules establishing all of the following:

(a) The definition of "water attraction".

(b) The amounts of fees to perform review of plans and specifications as specified in sub. (2).

SECTION 2563. 146.022 (2) (a) (intro.) of the statutes is amended to read:

146.022 (2) (a) *Acquired immunodeficiency syndrome services.* (intro.) From the appropriations under s. 20.435 (1) (a) and (am), the department shall ~~allocate a total of \$1,127,400 in fiscal year 1991-92~~

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and ~~\$1,294,400 in fiscal year 1992-93 distribute not more than \$2,765,400 in fiscal year 1993-94 and not more than \$3,222,100 in fiscal year 1994-95~~ and from the appropriations under s. 20.435 (1) (mc) and (md) and (6) (mc) the department shall ~~allocate a total of~~ distribute not more than \$177,000 in each fiscal year for the provision of services to individuals with or at risk of contracting acquired immunodeficiency syndrome, as follows:

SECTION 2564. 146.022 (2) (a) 7 of the statutes is amended to read:

146.022 (2) (a) 7. Contracts for counseling and laboratory testing services. The department shall ~~distribute funding of not more than \$442,200 in fiscal year 1993-94 and not more than \$510,300 in fiscal year 1994-95~~ to contract with organizations to provide, at alternate testing sites, anonymous counseling services and laboratory testing services for the presence of HIV.

SECTION 2565. 146.022 (2) (a) 8 of the statutes is amended to read:

146.022 (2) (a) 8. (title) Life care and early intervention services. The department shall ~~allocate \$835,200 in fiscal year 1991-92 and \$1,002,200 in fiscal year 1992-93 award not more than \$1,457,500 in fiscal year 1993-94 and not more than \$1,647,700 in fiscal year 1994-95~~ in grants to applying organizations for the provision of needs assessments; assistance in procuring financial, medical, legal, social and pastoral services; counseling and therapy; homecare services and supplies; advocacy; and case management services. These services shall include early intervention services. The state share of payment for case management services that are provided under s. 49.45 (25) (be) to recipients of medical assistance shall be paid from the appropriation under s. 20.435 (1) (am).

SECTION 2566. 146.022 (2) (c) of the statutes is repealed.

SECTION 2567. 146.025 (2) (a) 2 of the statutes is amended to read:

146.025 (2) (a) 2. The department, a laboratory certified under ~~s. 143.15 (4) 42 USC 263a~~ or a health care provider, blood bank, blood center or plasma center may, for the purpose of research and without first obtaining written consent to the testing, subject any body fluids or tissues to a test for the presence of HIV, antigen or nonantigenic products of HIV or an antibody to HIV if the testing is performed in a manner by which the identity of the test subject is not known and may not be retrieved by the researcher.

SECTION 2570. 146.0255 (5) of the statutes is amended to read:

146.0255 (5) **APPLICABILITY.** This section does not apply after June 30, ~~1993~~ 1995.

SECTION 2571. 146.0275 (2) (intro.) of the statutes is amended to read:

146.0275 (2) **BREAST CANCER SCREENING PROGRAM.** (intro.) From the appropriation under s. 20.435 (1)

(~~ed~~) (cc), the department shall, ~~in each fiscal year,~~ administer a breast cancer screening program and ~~allocate~~ do all of the following:

SECTION 2572. 146.0275 (2) (a) (intro.) of the statutes is amended to read:

146.0275 (2) (a) (intro.) ~~At least~~ Award not more than \$422,600 as grants for provision of mammography services to women who are aged 40 years or older and who reside in the 12 rural counties that the department specifies by rule as having the highest incidence in the state of late-stage breast cancer. Grants shall be awarded to an applying hospital or organization that has a mammography unit available for use in an area of service under this paragraph and that is selected by the department under procedures established by the department. Payment for services provided under a grant shall be as follows:

SECTION 2573. 146.0275 (2) (b) of the statutes is amended to read:

146.0275 (2) (b) ~~At~~ Allocate and expend at least \$20,000 for the development and provision by the department, of media announcements and of educational materials concerning the need for and availability of breast cancer screening program services for women in areas served under grants under par. (a).

SECTION 2574. 146.0275 (2) (c) of the statutes is created to read:

146.0275 (2) (c) Distribute not more than \$115,200 in each fiscal year as a grant to the city of Milwaukee public health department for the performance of breast cancer screening activities with the use of a mobile mammography van.

SECTION 2575. 146.0277 (2) of the statutes is amended to read:

146.0277 (2) From the appropriation under s. 20.435 (1) (~~ef~~) (cc), the department shall ~~allocate~~ distribute not more than \$25,000 in each fiscal year to applying organizations for the provision of specialized training of nurse practitioners to perform, in rural areas, colposcopic examinations and follow-up activities for treatment of cervical cancer.

SECTION 2578. 146.184 of the statutes is repealed.

SECTION 2578bm. 146.19 of the statutes is created to read:

146.19 Cooperative American Indian health projects.

(1) **DEFINITIONS.** In this section:

(a) "Inter-tribal organization" means an organization or association of tribes or tribal agencies.

(b) "Other agencies and organizations" means agencies of local, state and federal governments and private organizations that are not inter-tribal organizations or tribal agencies.

(c) "Tribal agency" means an agency of the governing body of a tribe.

(d) "Tribe" means the governing body of a federally recognized American Indian tribe or band located in this state.

(2) COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS. From the appropriation under s. 20.435 (1) (ek), the department shall award grants for cooperative American Indian health projects in order to promote cooperation among tribes, tribal agencies, inter-tribal organizations and other agencies and organizations in addressing specific problem areas in the field of American Indian health. A tribe, tribal agency or inter-tribal organization may apply, in the manner specified by the department, for a grant of up to \$10,000 to conduct a cooperative American Indian health project, which meets all of the following requirements:

(a) The project involves the cooperation of 2 or more tribes, tribal agencies, inter-tribal organizations or other agencies or organizations.

(b) The project is designed to do at least one of the following:

1. Develop, test or demonstrate solutions for specific American Indian health problems which, if proven effective, may be applied by other tribes, tribal agencies, inter-tribal organizations or other agencies or organizations.

2. Fund start-up costs of cooperative programs to deliver health care services to American Indians.

3. Conduct health care needs assessments and studies related to health care issues of concern to American Indians.

(3) PRIORITIES. In awarding grants under sub. (2), the department shall consider the goals or priorities specified in the state American Indian health plan under s. 46.35 (2) (a).

(4) LIMITATION; MATCHING FUNDS. A grant awarded under sub. (2) may not exceed 50% of the cost of the cooperative American Indian health project. Participants in a funded project, as specified in sub. (2) (a), may use in-kind contributions to provide part or all of the required match.

SECTION 2578c. 146.55 (1) (c) of the statutes is repealed.

SECTION 2578d. 146.55 (2m) of the statutes is created to read:

146.55 (2m) DIRECTOR FOR EMERGENCY MEDICAL SERVICES PROGRAM. From the funding under the preventive health services project grant program under 42 USC 2476 under the appropriation under s. 20.435 (1) (mc), the department shall expend \$25,000 in each fiscal year to contract for the services of one physician to direct the state emergency medical services program.

SECTION 2578e. 146.55 (3) (intro.) of the statutes is repealed.

SECTION 2578f. 146.55 (3) (a) of the statutes is renumbered 146.58 (7) and amended to read:

146.58 (7) Advise, make recommendations to and consult with the department concerning the funding under ~~subs. s. 146.55~~ (4) and (5).

SECTION 2578g. 146.55 (3) (b) of the statutes is renumbered 146.58 (8).

SECTION 2578h. 146.55 (4) (a) of the statutes is amended to read:

146.55 (4) (a) From the appropriation under s. 20.435 (1) (rm), the department shall annually ~~allocate, by December 31,~~ distribute funds for ambulance service vehicles or vehicle equipment, emergency medical services supplies or equipment or emergency medical training for personnel to an ambulance service provider that is a public agency, a volunteer fire department or a nonprofit corporation, under a funding formula consisting of an identical base amount for each ambulance service provider plus a supplemental amount based on the population of the ambulance service provider's primary service or contract area, as established under s. 146.50 (5). **Vetoed in Part**

SECTION 2578i. 146.55 (4) (b) of the statutes is amended to read:

146.55 (4) (b) If a public agency has contracted for ambulance service with an ambulance service provider that operates for profit, the department shall ~~allocate~~ distribute funds under par. (a) to the public agency.

SECTION 2578j. 146.55 (4) (c) of the statutes is amended to read:

146.55 (4) (c) Funds ~~allocated~~ distributed under par. (a) or (b) shall supplement existing, budgeted moneys of or provided to an ambulance service provider and may not be used to replace, decrease or release for alternative purposes the existing, budgeted moneys of or provided to the ambulance service provider. In order to ensure compliance with this paragraph, the department shall require, as a condition of relicensure, a financial report of expenditures under this subsection from an ambulance service provider and may require a financial report of expenditures under this subsection from an owner or operator of an ambulance service or a public agency, volunteer fire department or a nonprofit corporation with which an ambulance service provider has contracted to provide ambulance services.

SECTION 2578k. 146.55 (5) of the statutes is amended to read:

146.55 (5) EMERGENCY MEDICAL TECHNICIAN TRAINING AND EXAMINATION AID. From the appropriation under s. 20.435 (1) (rm), the department shall annually ~~allocate, by December 31,~~ distribute funds to entities, including vocational, technical and adult education districts, whose courses or instructional programs are approved by the department under s. 146.50 (9), to assist the entities in providing the training required for licensure and renewal of licensure as an emergency medical technician — basic under s. 146.50 (6), and to fund each examination administered by the entity for licensure or renewal of licensure as an emergency medical technician — basic under s. 146.50 (6) (a) 3 and (b) 1. **Vetoed in Part**

SECTION 2578m. 146.57 of the statutes is created to read:

Vetoed in Part

146.57 Statewide poison control system. (1) Council on the Statewide Poison Control System. (a) The council on the statewide poison control system shall do all of the following:

1. By January 1, 1994, provide the department with advice and recommendations concerning the structure, operational details, implementation timetable and operating cost estimates for a statewide poison control system that would be sufficient to meet the needs for advice and information to the public in cases of poisonings in this state.

2. Study and recommend solutions to issues relating to poison control, prevention and treatment, including the following:

- a. Coordination of educational efforts statewide.
- b. Dissemination of information.
- c. Development of uniform educational materials for statewide distribution.

(b) The department shall provide staff assistance to the council on the statewide poison control system and expend moneys for expenses of the council under s. 20.435 (1) (a).

(2) STATEWIDE POISON CONTROL SYSTEM. The department, with the advice and recommendations of the council on the statewide poison control system, shall design a statewide poison control system that includes establishment and maintenance of regional poison control centers whose operation meets the requirements for certification by the American association of poison control centers.

(3) REGIONAL POISON CONTROL CENTERS. (a) By July 1, 1994, the department shall designate no more than 2 regional poison control centers and shall implement any other aspects of a statewide poison control system. From the appropriation under s. 20.435 (1) (ds), the department shall, if the requirement under par. (b) is met, distribute, for fiscal year 1994-95, not more than \$187,500 to each regional poison control center that is so designated to supplement the operation of the centers and to provide for the statewide collection and reporting of poison control data by the centers. Each regional poison control center that is designated and funded under this paragraph shall do all of the following:

1. Provide emergency information and assistance to the public and to health care professionals concerning the treatment of poisoning by operating a toll-free telephone hotline 24 hours a day, 7 days a week.

2. Provide educational services and information to the public and to health care professionals on the treatment and prevention of poisoning.

3. Establish and maintain a data collection system that is sufficiently detailed to yield the information required by the department for uniform statewide poison control reporting and program evaluation, and, by April 1, 1995, report the collected data to the department.

4. Meet requirements for certification by the American association of poison control centers.

(b) No regional poison control center may be funded under par. (a) unless there is a matching contribution from the regional poison control center of at least 50% of the state funding for the center. Private funds and in-kind contributions may be used to meet this requirement.

(4) RULE MAKING. The department shall promulgate rules that specify the information that shall be reported to the department by regional poison control centers.

SECTION 2578p. 146.58 of the statutes is created to read:

146.58 Emergency Medical Services Board. The emergency medical services board shall do all of the following:

(1) Appoint an advisory committee of physicians with expertise in the emergency medical services area to advise the department on the criteria for selection of the state medical director for emergency medical services and on the performance of the director and to advise the director on appropriate medical issues.

(2) Review rules and proposed rules of the department relating to reimbursement under medical assistance for transporting patients and recommend appropriate rule changes to the department.

(3) Coordinate activities of the department that relate to public information and education regarding emergency medical services and injury prevention.

(4) Periodically review all emergency medical services statutes and rules for surface, water and air transportation and recommend to the department and the department of transportation changes in those statutes and rules to provide different personnel and equipment requirements, where appropriate, for emergency response, nonemergency response and interfacility transportation of patients.

(5) Seek involvement in its deliberations by appropriate personnel from the department, the state board of vocational, technical and adult education and the department of transportation.

(6) Seek involvement in its deliberations by ambulance service provider personnel, emergency medical technicians, first responders, persons who train emergency medical services personnel and other interested persons.

SECTION 2584. 146.62 (2) of the statutes is repealed.

SECTION 2584m. 146.70 (2) (b) of the statutes is amended to read:

146.70 (2) (b) Every basic or sophisticated system established under this section shall be capable of transmitting requests for law enforcement, fire fighting and emergency medical and ambulance services to the public safety agencies providing such services. Such system may provide for transmittal of requests for poison control to the appropriate regional poison control center under s. 146.57, suicide prevention and civil defense services and may be capable of transmit-

Vetoed in Part

Vetoed in Part

ting requests to ambulance services provided by private corporations. If any agency of the state which provides law enforcement, fire fighting, emergency medical or ambulance services is located within the boundaries of a basic or sophisticated system established under this section, such system shall be capable of transmitting requests for the services of such agency to the agency.

SECTION 2586. 146.82 (2) (a) 16 of the statutes is created to read:

146.82 (2) (a) 16. To a designated representative of the long-term care ombudsman under s. 16.009 (4), for the purpose of protecting and advocating the rights of an individual 60 years of age or older who resides in a long-term care facility, as specified in s. 16.009 (4) (b).

SECTION 2587. 146.88 (2) of the statutes is amended to read:

146.88 (2) SUBSIDY PROGRAM. ~~The department shall establish and administer a program to subsidize, from~~ From the appropriation under s. 20.435 (1) (ak), (am), the department shall distribute not more than \$197,900 in fiscal year 1993-94 and not more than \$280,400 in fiscal year 1994-95 to subsidize the premium costs under s. 146.882 (2) and, under this subsection, the premium costs for continuation coverage available to an individual who has HIV infection and who is unable to continue his or her employment or must reduce his or her hours because of an illness or medical condition arising from or related to HIV infection.

SECTION 2588. 146.88 (4) (b) of the statutes is amended to read:

146.88 (4) (b) The obligation of the department to make payments under this section is subject to the availability of funds in the appropriation under s. 20.435 (1) ~~(ak)~~ (am).

SECTION 2589. 146.882 (2) of the statutes is amended to read:

146.882 (2) SUBSIDY PROGRAM. The department shall establish and administer a program to subsidize, from the appropriation under s. 20.435 (1) ~~(ak)~~, (am), as provided in s. 146.88 (2), the premium costs for coverage under a group health plan that are paid by an individual who has HIV infection and who is on unpaid medical leave from his or her employment because of an illness or medical condition arising from or related to HIV infection.

SECTION 2590. 146.882 (4) (b) of the statutes is amended to read:

146.882 (4) (b) The obligation of the department to make payments under this section is subject to the availability of funds in the appropriation under s. 20.435 (1) ~~(ak)~~ (am).

SECTION 2591. 146.90 of the statutes is repealed.

SECTION 2599. 147.015 (12) of the statutes is renumbered 147.015 (12) (intro.) and amended to read:

147.015 (12) (intro.) "Point source" means any either of the following:

(a) A discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation or vessel or other floating craft from which pollutants may be discharged either into the waters of this the state or into a publicly owned treatment works. "Point source" shall not include diffused surface drainage or any ditch or channel which serves only to intermittently drain excess surface water from rain or melting snow and is not used as a means of conveying pollutants into waters of the state. "Point source" shall not include uncontrolled discharges composed entirely of storm runoff when these discharges are uncontaminated by any industrial or commercial activity, unless the particular storm runoff discharge has been identified by the department as a significant contributor of pollution except for a conveyance that conveys only storm water.

SECTION 2600. 147.015 (12) (b) of the statutes is created to read:

147.015 (12) (b) A discernible, confined and discrete conveyance of storm water for which a permit is required under s. 147.021 (1).

SECTION 2601. 147.02 (1) of the statutes is amended to read:

147.02 (1) The discharge of any pollutant into any waters of the state or the disposal of sludge from a treatment work by any person ~~shall be~~ is unlawful unless such discharge or disposal is done under a permit issued by the department under this section or s. 147.021. The department may by rule exempt certain classes or categories of vessels from this section. ~~The~~ Except as provided in s. 147.021, the department shall may require only one permit for a publicly owned treatment or collection facility or system, regardless of the number of point sources from such facility or system.

SECTION 2602. 147.02 (3) (intro.) of the statutes is amended to read:

147.02 (3) (intro.) The department may issue a permit under this section for the discharge of any pollutant, or combination of pollutants, other than those prohibited under sub. (2), upon condition that such discharges will meet all the following, whenever applicable:

SECTION 2603. 147.02 (4) (intro.) of the statutes is amended to read:

147.02 (4) (intro.) The department shall prescribe conditions for ~~such~~ permits issued under this section to assure compliance with the requirements of sub. (3). Such additional conditions shall include at least the following:

SECTION 2604. 147.02 (5) of the statutes is amended to read:

147.02 (5) Each permit issued by the department under this section shall, in addition to those criteria provided in subs. (3) and (4), specify maximum levels of discharges. Maximum levels of discharges shall be developed from the permittee's reasonably foreseeable projection of maximum frequency or maximum level of discharge resulting from production increases or process modifications during the term of the permit.

SECTION 2605. 147.021 of the statutes is created to read:

147.021 Storm water discharge permits. (1) **REQUIREMENT.** An owner or operator shall obtain a permit under this section for any of the following:

(a) A discharge from a discernible, confined and discrete conveyance of storm water associated with an industrial activity, including construction, that meets criteria in rules promulgated by the department.

(b) A discharge of storm water from a municipal separate storm sewer system serving an incorporated area with a population of 100,000 or more.

(d) A discharge of storm water from a facility or activity, other than a facility or activity under par. (a) or (b), if the department determines that the discharge either contributes to a violation of a water quality standard or is a significant contributor of pollutants to the waters of the state.

(2) **MUNICIPAL SEPARATE STORM SEWER SYSTEMS; APPLICATIONS.** The owner or operator of a portion of a municipal separate storm sewer system for which a permit is required under sub. (1) shall do one of the following:

(a) Submit a permit application for its portion of the municipal separate storm sewer system.

(b) Submit a permit application jointly with one or more other owners or operators of the municipal separate storm sewer system.

(c) Authorize a regional authority with control over discharges to a separate storm sewer system that serves areas in more than one municipality to submit an application for a permit that covers the owner's or operator's portion of the municipal separate storm sewer system and other portions of the system if all of the following apply:

1. The regional authority, together with the owners or operators, has authority over a storm water management program that will be in operation by the deadline established by the department.

2. The regional authority or the owners or operators demonstrate their ability to supply all of the required application information by the deadlines established by the department.

3. Each of the owners or operators of a portion of the system covered by the application provides the information required by the department.

(3) **MUNICIPAL SEPARATE STORM SEWER SYSTEMS; PERMITS.** (a) The department may issue one permit for all discharges from a municipal separate storm sewer system for which a permit is required under sub. (1) or

may issue separate permits for each municipality served by the system, for each type of discharge from the system, for individual discharges from the system or for other categories specified by the department.

(b) If the department issues more than one permit for discharges from a municipal separate storm sewer system, the permits may specify differing requirements.

(c) In a permit for part or all of a municipal separate storm sewer system, the department may specify differing conditions relating to different discharges covered by the permit, including differing management programs for the various drainage areas that contribute storm water to the system.

(4) **DISCHARGES THROUGH MUNICIPAL SEPARATE STORM SEWER SYSTEMS.** (a) In addition to obtaining a permit under this section, the owner or operator of an industrial activity described in sub. (1) (a) that discharges storm water through a municipal separate storm sewer system described in sub. (1) (b) shall submit the following information to the owner or operator of the municipal separate storm sewer system:

1. The name of the facility from which the release occurs.

2. The name and address of a person to contact for information about the discharge.

3. The location of the discharge.

4. A description of the principal products or services provided by the facility and the number of any permit covering the facility.

(b) 1. If a person required to provide information under par. (a) is releasing storm water into the municipal separate storm sewer system before the system is subject to sub. (1), the person shall provide the information no later than 60 days after the system becomes subject to sub. (1).

2. If a person required to provide information under par. (a) is not releasing storm water into the municipal separate storm sewer system before the system is subject to sub. (1), the person shall provide the information no later than 180 days before beginning to release storm water into the system.

(5) **OTHER DISCHARGERS.** A person who is required to obtain a permit under sub. (1) (a) or (d) may apply for an individual permit or request coverage under a general permit issued by the department under s. 147.023.

(6) **OTHER COVERAGE.** (a) A municipal separate storm sewer system that is combined with a sanitary sewer system is not required to be covered by a permit under this section but is required to be covered by a permit under s. 147.02.

(b) The department may include coverage of a storm water discharge in a permit issued under s. 147.02. For the purposes of this chapter, the portion of a permit issued under s. 147.02 that covers a storm water discharge is considered a permit issued under this section.

(7) PETITIONS. The owner or operator of a municipal separate storm sewer system may petition the department to require a permit under this section for any discharge through the municipal separate storm sewer system. The department may approve the petition only if a permit for the discharge is required under sub. (1) (a) or (d).

(7m) ISSUANCE. The department shall base the priority for the initial issuance of permits under this section on the relative impact of the discharges on water quality.

(8) RULE MAKING. The department shall promulgate rules containing criteria for identifying storm water discharges for which permits are required under sub. (1). The department may not require a permit under this section for diffused surface drainage or agricultural storm water discharges.

SECTION 2606. 147.025 (1) of the statutes is amended to read:

147.025 (1) The department shall promulgate rules relating to applications for permits under this chapter which shall require at a minimum that every owner or operator of a point source discharging pollutants into the waters of the state shall have on file either a completed permit application on forms provided by the department or a completed permit application under section 13 of the rivers and harbors act of 1899, 33 USC 407 or under the federal water pollution control act, as amended, 33 USC 1251 to 1376. The rules may specify different requirements for permits issued under s. 147.02 and for permits issued under s. 147.021.

SECTION 2607. 147.025 (3) (d) of the statutes is amended to read:

147.025 (3) (d) In the case of publicly owned treatment works or a municipal separate storm sewer system by a principal executive officer, ranking elected official, or other duly authorized employee.

SECTION 2608. 147.03 (1) of the statutes is amended to read:

147.03 (1) No permit issued by the department under s. 147.02 or 147.021 shall have a term for more than 5 years.

SECTION 2609. 147.03 (2) (a) (intro.) of the statutes is amended to read:

147.03 (2) (a) (intro.) Any permit issued by the department under s. 147.02, or 147.021 may, after an opportunity for hearing, be modified, suspended or revoked, in whole or in part, for cause, including but not limited to:

SECTION 2610. 147.03 (2d) (intro.) of the statutes is amended to read:

147.03 (2d) (intro.) The department may, with the consent of the permittee, modify a permit issued under s. 147.02 or 147.021 without following the procedures in sub. (2) (b) to (f) in order to do any of the following:

SECTION 2611. 147.03 (2h) of the statutes is amended to read:

147.03 (2h) The department may, with the consent of the permittee, revoke a permit issued under s. 147.02 or 147.021 without following the procedures in sub. (2) (b) to (f).

SECTION 2612. 147.033 (title) of the statutes is amended to read:

147.033 (title) Discharge fees.

SECTION 2613. 147.033 (2) of the statutes is repealed.

SECTION 2614. 147.033 (4) of the statutes is created to read:

147.033 (4) STORM WATER FEES. (a) The department shall promulgate rules setting all of the following:

1. A storm water construction permit fee to be paid by any person who applies for a permit under s. 147.021 for the discharge of storm water from a construction site.

2. A storm water permit annual fee that is to be paid upon issuance of the permit and annually thereafter by a person who holds a permit under s. 147.021 for the discharge of storm water, other than for the discharge of storm water from a construction site.

(b) The department shall establish the amount of the fee under par. (a) for permits for construction sites, other industrial permits and municipal separate storm sewer permits based on the costs associated with each type of permit.

(bm) The annual fees under par. (a) are due on June 30 annually, beginning with 1994.

(c) All moneys collected under par. (a) shall be credited to the appropriation under s. 20.370 (2) (bj).

SECTION 2615. 147.035 (2) of the statutes is renumbered 147.035 (2) (a) and amended to read:

147.035 (2) (a) All Except for rules concerning storm water discharges for which permits are issued under s. 147.021, all rules promulgated by the department under this chapter as they relate to point source discharges, effluent limitations, municipal monitoring requirements, standards of performance for new sources, toxic effluent standards or prohibitions and pretreatment standards shall comply with and not exceed the requirements of the federal water pollution control act, as amended, 33 USC 1251 to 1376 1387, and regulations adopted under that act.

SECTION 2616. 147.035 (2) (b) of the statutes is created to read:

147.035 (2) (b) Rules concerning storm water discharges may be no more stringent than the requirements under the federal water pollution control act, 33 USC 1251 to 1387, and regulations adopted under that act.

SECTION 2617. 147.04 (2) (intro.) of the statutes is amended to read:

147.04 (2) SOURCES OTHER THAN PUBLIC TREATMENT WORKS. (intro.) The discharge from any point source, other than a publicly owned treatment works or a source of storm water permitted under s. 147.021, shall comply with the following requirements:

SECTION 2618. 147.04 (4) (intro.) of the statutes is amended to read:

147.04 (4) **EFFLUENT LIMITATIONS FOR PUBLIC TREATMENT WORKS.** (intro.) Discharges from publicly owned treatment works, except storm water discharges for which a permit is issued under s. 147.021, shall comply with the following requirements:

SECTION 2619. 147.06 (1) of the statutes is amended to read:

147.06 (1) The department shall, by rule, promulgate standards of performance, for each class or category of sources referred to under s. 147.04 (1) that is required to be covered by permits issued under s. 147.02, which shall reflect the greatest degree of effluent reduction achievable through the application of the best available demonstrated control technology, processes, operating methods, or other alternatives. Where practicable, a standard of performance permitting no discharge of pollutants shall be adopted.

SECTION 2620. 147.08 (1) (intro.) of the statutes is amended to read:

147.08 (1) **MONITORING AND REPORTING REQUIREMENTS.** (intro.) Every owner or operator of a point source who is required to obtain a permit issued under s. 147.02 shall:

SECTION 2620e. 147.08 (1) (dm) of the statutes is created to read:

147.08 (1) (dm) Report any unscheduled discharge of untreated sewage or other wastewater to the department orally within 24 hours of the discharge and in writing within 5 days after the discharge.

SECTION 2620g. 147.08 (1m) of the statutes is created to read:

147.08 (1m) **REPORTS TO WATER UTILITIES.** The department shall determine, after consultation with the owner or operator of the point source, whether to notify a public utility, as defined in s. 196.01 (5), that furnishes water to the public about a discharge reported under sub. (1) (dm) that may affect the public utility. The department shall base the determination on the public health risk caused by the discharge.

SECTION 2621. 147.08 (2) (a) of the statutes is amended to read:

147.08 (2) (a) Any duly authorized officer, employe or representative of the department shall have right to enter upon or through any premises in which an effluent source that is required to be covered by a permit issued under s. 147.02 is located or in which any records required to be maintained by this section are located, and may at reasonable times have access to and copy any records, inspect any monitoring equipment or method required by this section, and sample any effluents which the owner and operator of such source is required to sample under this section.

SECTION 2622. 147.10 (1) of the statutes is amended to read:

147.10 (1) For every discharge which has a total volume of more than 500,000 gallons on any day of

the year, except a storm water discharge for which a permit is issued under s. 147.021, the department shall, following public notice, prepare and send to any person who so requests, a fact sheet concerning the application described in the public notice.

SECTION 2624. 147.29 (1) of the statutes is amended to read:

147.29 (1) Whenever Except as provided in sub. (2m), whenever on the basis of any information available to it the department finds that any person is violating this chapter, any rule adopted thereunder or any term or condition of any permit issued pursuant to this chapter, the department shall refer the matter to the department of justice for enforcement under s. 147.21.

SECTION 2625. 147.29 (2m) of the statutes is created to read:

147.29 (2m) If the department finds a violation of s. 147.021 for which a person is subject to a forfeiture under s. 147.21 (2), the department shall issue a citation and the procedures in ss. 23.50 to 23.99 apply.

SECTION 2627. 150.01 (6r) of the statutes is amended to read:

150.01 (6r) "Commission" means the ~~Wisconsin~~ cost containment commission.

SECTION 2633. 150.10 of the statutes is created to read:

150.10 Commission staff. The commission may employ staff. The staff shall include a staff director who shall be in the unclassified service. The commission staff shall offer its services to the cost containment council.

~~SECTION 2639g. 150.35 (3) of the statutes is amended to read:~~

~~150.35 (3) Except as provided under sub. (3m), the department shall issue an initial finding to approve or reject the application within 75 days after the date it publishes its notice under s. 150.33 (4) or 150.34 (3), unless all applicants consent to an extension of this period. The department may extend by 60 days the review cycle of all applications being concurrently reviewed if it finds that completing the reviews within 75 days after the date it publishes its notice under s. 150.33 (4) or 150.34 (3) is not practicable due to the volume of applications received. The department shall base its initial finding on a comparative analysis of applications, relying on the criteria specified in s. 150.39. If the department approves an application for an increase in the bed capacity of a nursing home, the department shall specifically list and demonstrate, in its findings, the reasons why s. 150.39 (8) applies to the circumstances of the applicant and shall include in its findings a statement on this issue that the department shall obtain from the area's interagency long-term support planning committee created under s. 46.27 (3) (a). The applicant has the burden of proving, by a preponderance of the evidence, that each criterion specified in s. 150.39 has been met or does not apply to~~

**Vetoed
in Part**

Vetoed
in Part

~~The project. The department may approve fewer additional nursing home beds than allowed by the state-wide bed limit if the cost of adding those beds exceeds the medical assistance allocation for new beds projected in s. 150.31 (1) (e). Unless an adversely affected applicant makes a timely request for a public hearing under sub. (4), the department's initial finding under this subsection is its final action.~~

SECTION 2639gd. 150.46 (title) of the statutes is amended to read:

150.46 (title) Exceptions.

SECTION 2639h. 150.46 of the statutes is renumbered 150.46 (1).

SECTION 2639i. 150.46 (2) of the statutes is created to read:

150.46 (2) This subchapter does not apply to up to 4 facilities established and operated under s. 46.047.

SECTION 2640. 150.66 of the statutes is created to read:

150.66 Application fee. Each application for review of a project or activity subject to this subchapter shall be accompanied by a fee that is established in rules promulgated by the commission. The commission shall promulgate rules that establish application fees that are sufficient to fund all of the commission's expenses beginning on July 1, 1995.

SECTION 2641. 150.67 (1) of the statutes is amended to read:

150.67 (1) The commission's review of an application begins on the date it receives a completed application, including the fee under s. 150.66. On or before the 20th day of the month following receipt of a completed application, the commission shall send a notice of receipt of a completed application to the applicant and shall publish a class 2 notice under ch. 985 containing this information in a daily newspaper with general circulation in the area where the proposed project would be located.

SECTION 2642. 150.78 (4) of the statutes is created to read:

150.78 (4) Establishing appropriate fees for applications, as specified in s. 150.66.

SECTION 2643. 150.82 (1) of the statutes is amended to read:

150.82 (1) The commission shall adopt a state health services plan, based on recommendations of the cost containment council made under s. 150.80 (4) and using information provided by the office of health care information in the office of the commissioner of insurance, at least once every 3 years that includes a description of the hospital system in the state and identifies health care needs and surpluses with respect to existing health care services, facilities and equipment and other components the commission finds useful.

SECTION 2644. 150.91 (1) of the statutes is amended to read:

150.91 (1) Causes to be published a class 1 notice under ch. 985 in the official newspaper designated

under s. 985.04 or 985.05 or, if none exists, in a newspaper likely to give notice in the area where the hospital is located, no sooner than 45 days and no later than 30 days before the proposed rate change is to take effect. The notice shall describe the proposed rate change and the time and place for the public hearing required under sub. (2).

SECTION 2645. 150.91 (2) of the statutes is amended to read:

150.91 (2) No sooner than 15 days after a notice is published under sub. (1) and no later than 30 15 days after before the date of ~~publication of the notice under sub. (1)~~ the proposed rate change, conducts a public hearing on the proposed rate change. The hearing shall be on the expected impact of the proposed rate change on health care costs, the expected improvement, if any, in the local health care delivery system, and any other issue related to the proposed rate change. Management staff, if any, of the hospital proposing the rate change and, if possible, at least 3 members of the governing board of any not-for-profit hospital proposing the rate change shall attend the public hearing to review public testimony. The hospital shall record accurate minutes of the meeting and shall provide copies of the minutes and any written testimony presented at the hearing to the office of health care information within 10 days after the date of the public hearing.

SECTION 2646. 150.91 (2) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

150.91 (2) No sooner than 15 days after a notice is published under sub. (1) and no later than 15 days before the date of the proposed rate change, conducts a public hearing on the proposed rate change. The hearing shall be on the expected impact of the proposed rate change on health care costs, the expected improvement, if any, in the local health care delivery system, and any other issue related to the proposed rate change. Management staff, if any, of the hospital proposing the rate change and, if possible, at least 3 members of the governing board of any not-for-profit hospital proposing the rate change shall attend the public hearing to review public testimony. The hospital shall record accurate minutes of the meeting and shall provide copies of the minutes and any written testimony presented at the hearing to the office of health care information in the office of the commissioner of insurance within 10 days after the date of the public hearing.

SECTION 2646d. 151.01 (3c) of the statutes is created to read:

151.01 (3c) "Lead contractor" means a person engaged in lead hazard reduction, including a person that is engaged in the design, performance, supervision or evaluation of lead hazard reduction.

SECTION 2646f. 151.01 (3n) of the statutes is created to read:

151.01 (3n) "Lead hazard reduction" means actions designed to reduce exposure to lead in a dwelling or premises, including the repair, enclosure, encapsulation or removal of lead-bearing paint or lead-contaminated dust, soil or drinking water, and related clean-up and ongoing maintenance measures.

SECTION 2646h. 151.01 (3r) of the statutes is created to read:

151.01 (3r) "Lead inspection" means the inspection of a dwelling or premises for the presence of lead, including examination of painted or varnished surfaces, paint, dust, water and other environmental media.

SECTION 2646j. 151.01 (3w) of the statutes is created to read:

151.01 (3w) "Lead inspector" means a person engaged in lead inspection.

SECTION 2646m. 151.01 (6) of the statutes is created to read:

151.01 (6) "Premises" means a parcel or plot of land, including buildings or structures on the parcel or plot of land.

SECTION 2646p. 151.03 (3) of the statutes is created to read:

Vetoed in Part 151.03 (3) ~~After July 1, 1994,~~ no person may act as a lead inspector or lead contractor without being certified as such under s. 151.09 (8).

SECTION 2646r. 151.03 (4) of the statutes is created to read:

Vetoed in Part 151.03 (4) ~~After July 1, 1994,~~ no person may offer a training course for the purpose of obtaining certification as a lead inspector or a lead contractor under s. 151.09 (8), unless the course has been accredited by the department under s. 151.09 (9).

SECTION 2647. 151.09 (1) of the statutes is amended to read:

151.09 (1) Provide for or support the monitoring and validation of all medical laboratories and private and public hospitals that perform lead and corresponding erythrocyte protoporphyrin determination tests on human blood or other tissues, under the provisions of ~~s. 143.15~~ 42 USC 263a.

SECTION 2648. 151.09 (7) (intro.) and (am) of the statutes are consolidated, renumbered 151.09 (7) and amended to read:

151.09 (7) From the appropriation under s. 20.435 (1) (ef) the department shall ~~allocate all of the following award,~~ under criteria that ensure that funding is provided for areas with significant lead poisoning problems: ~~(am) A total of \$145,500 in fiscal year 1991-92 and a total of, not more than \$259,100 in each fiscal year 1992-93~~ as grants to county or city-county health departments or city boards of health under ch. 140 or 141, to detect lead poisoning or lead exposure, to provide educational programs about the health dangers of lead poisoning or lead exposure and to perform related activities. ~~Of these amounts this amount,~~ the department shall ~~allocate not less than \$98,900 in~~

~~fiscal year 1991-92 and distribute not less than \$205,600 in each fiscal year 1992-93 to a city board of health in a 1st class city. The department shall allocate grants under this paragraph under criteria that ensure that funding is provided for areas with significant incidence of lead poisoning.~~

SECTION 2648c. 151.09 (8) of the statutes is created to read:

151.09 (8) Certify lead inspectors and lead contractors pursuant to rules promulgated under s. 151.12 (2). The department shall issue a photo identification card to each person so certified. The department may not certify a person as a lead inspector or a lead contractor under this subsection unless the person has successfully completed an appropriate training course accredited by the department under sub. (9).

SECTION 2648e. 151.09 (9) of the statutes is created to read:

151.09 (9) Accredite training courses pursuant to rules promulgated under s. 151.12 (3).

SECTION 2648g. 151.12 (2) of the statutes is created to read:

151.12 (2) Establishing requirements and procedures for the issuance, renewal, revocation and suspension of the certifications of lead inspectors and lead contractors.

SECTION 2648j. 151.12 (3) of the statutes is created to read:

151.12 (3) Establishing the requirements and procedures for the issuance, renewal, revocation and suspension of the accreditation of training courses that are offered for the purpose of obtaining certification as a lead inspector or lead contractor. Rules promulgated under this subsection may include specification of the required length of each type of training course, of the mandatory topics of instruction and of the required qualifications for instructors.

SECTION 2648m. 151.12 (4) of the statutes is created to read:

151.12 (4) Establishing annual fees for the certification of lead inspectors and lead contractors and for the accreditation of lead inspection training courses, except that no fee may be imposed on a person employed by the state or a political subdivision of the state for a certification required to perform duties within the scope of the person's employment. Rules promulgated under this subsection shall establish fees at a level to support the costs of the department's certification and accreditation programs under s. 151.09 (8) and (9).

SECTION 2649. 153.01 (3) of the statutes is amended to read:

153.01 (3) "Charge element" means any service, supply or combination of services or supplies that is specified in the categories for payment under the charge revenue code for the uniform billing form ~~UB-82/HCF A-1450~~ HCFA-1450.

SECTION 2650. 153.01 (4) of the statutes is repealed.

SECTION 2651. 153.01 (4m) of the statutes is created to read:

153.01 (4m) "Commissioner" means the commissioner of insurance of this state.

SECTION 2652. 153.01 (5m) of the statutes is created to read:

153.01 (5m) "Insurer" has the meaning given under s. 600.03 (27).

SECTION 2653. 153.01 (8) of the statutes is amended to read:

153.01 (8) "Payer" means a 3rd party payer, including an insurer, ~~as defined in s. 600.03 (27)~~, federal, state or local government or another who is responsible for payment of a hospital charge.

SECTION 2654. 153.01 (9) of the statutes is amended to read:

153.01 (9) "Uniform patient billing form" means, for a hospital, the uniform billing form ~~UB-82/HCF A-1450~~ HCFA-1450 developed by the national uniform billing committee, or the equivalent electronic billing format, or, for an ambulatory surgery center or noninstitutional or outpatient health care provider, the health insurance claim form HCFA-1500 or the equivalent electronic billing format.

SECTION 2655. 153.05 (1) (e) of the statutes is amended to read:

153.05 (1) (e) Final audited financial statements of hospitals that include, for a hospital's most recent entire fiscal year, as dollar amounts, the amounts of revenue and expenditures for the hospital, in categories ~~specified by the department by rule in rules promulgated by the commissioner~~.

SECTION 2656. 153.05 (4) (a) of the statutes is amended to read:

153.05 (4) (a) ~~Before July 1, 1990, the~~ The office, under rules promulgated by the ~~department commissioner~~, shall require hospitals to use, and private-pay patients and payers who are insurers to accept, uniform patient billing forms, shall require hospitals to submit to the office the information provided on the billing forms and may require payers who are insurers to use a standard set of definitions for base data reporting under a uniform patient billing form.

SECTION 2657. 153.05 (4) (b) of the statutes is amended to read:

153.05 (4) (b) ~~Before April 1, 1992, the~~ The office, under rules promulgated by the ~~department commissioner~~, may require ambulatory surgery centers to use uniform patient billing forms and other information, and, if so requiring, shall require ambulatory surgery centers to submit to the office the information provided on the billing forms using a standard set of definitions for base data reporting.

SECTION 2658. 153.05 (4m) of the statutes is amended to read:

153.05 (4m) The office shall provide the ~~Wisconsin~~ cost containment commission with information necessary for performance of duties of the ~~Wisconsin~~ cost containment commission under s. 150.82 (1) and as requested of the office by the ~~Wisconsin~~ cost containment commission.

SECTION 2659. 153.05 (6) of the statutes is amended to read:

153.05 (6) If the requirements of s. 153.07 (2) are first met, the office may contract with a public or private entity that is not a major purchaser, payer or provider of health care services in this state for the provision of data processing services for the collection, analysis and dissemination of health care information under sub. (1) or the department of health and social services shall provide the services under s. 153.07 (2).

SECTION 2660. 153.05 (6m) of the statutes is amended to read:

153.05 (6m) If the requirements of s. 153.07 (2) are first met, the office may contract with the group insurance board for the provision of data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance for state employes or the ~~department commissioner~~ shall provide the services under s. 153.07 (2). The office shall establish contract fees for the provision of the services. All moneys collected under this subsection shall be credited to the appropriation under s. ~~20.435 (4)~~ 20.145 (8) (kx).

SECTION 2661. 153.05 (7) of the statutes is amended to read:

153.05 (7) The office may require each insurer, ~~as defined in s. 600.03 (27)~~, authorized to write disability insurance to submit to the office information obtained on uniform patient billing forms regarding reported claims for health care services which insureds who are residents of this state obtain in another state.

SECTION 2662m. 153.05 (8) of the statutes is amended to read:

153.05 (8) Beginning April 1, 1992, the office shall collect, analyze and disseminate, in language that is understandable to lay persons, health care information under the provisions of this chapter, as determined by rules promulgated by the ~~department commissioner~~, from health care providers, as defined by rules promulgated by the ~~department commissioner~~, other than hospitals and ambulatory surgery centers. Data from physicians shall be obtained through sampling techniques in lieu of collection of data on all patient encounters and data collection procedures shall minimize unnecessary duplication and administrative burdens.

SECTION 2663. 153.07 (2) of the statutes is amended to read:

153.07 (2) The board, upon advice of the office, shall first determine whether to contract for services pursuant to s. 153.05 (6) or (6m). If the board determines to contract for such services, it shall approve

specifications for a contract including the length of the contract and the standards for determining potential contractor conflicts with the purposes of the office as specified under s. 153.05 (1). In the alternative, the board may direct the office to have the department of health and social services provide the services under s. 153.05 (6) or (6m). The board may subsequently determine to contract for these services in subsequent years. If the board decides to bid the contract for services under s. 153.05 (6) or (6m), the department of health and social services may offer a bid as would any other potential contractor. The board shall evaluate a contractor's performance 6 months prior to the close of each existing contract.

SECTION 2664. 153.07 (3) of the statutes is amended to read:

153.07 (3) The board shall approve all rules which are proposed by the department commissioner for promulgation to implement this chapter.

SECTION 2669. 153.30 of the statutes is amended to read:

153.30 Health care insurance report. Beginning in 1990 and annually thereafter, the office ~~and the office of the commissioner of insurance~~ may jointly prepare and submit to the governor, and to the ~~chief clerk of each house of the legislature~~ for distribution to the legislature under s. 13.172 (2), a report specifying, to the extent possible, on a regional basis, the number, nature of coverage and costs of health care coverage plans covering residents of this state during the preceding year.

SECTION 2670. 153.35 (intro.) of the statutes is amended to read:

153.35 Report by the office. (intro.) The office shall annually, by October 1, 1989, ~~and annually thereafter~~, under rules promulgated by the department commissioner, submit under s. 13.172 (3) a report to the ~~chief clerk of each house of the legislature~~ for distribution to standing committees with jurisdiction over health matters, that shall include all of the following:

SECTION 2671. 153.40 (1) of the statutes is amended to read:

153.40 (1) Prior to data submission, hospitals, ambulatory surgery centers or, ~~beginning April 1, 1992,~~ other health care providers shall review discharge data for accuracy and shall obtain verification by the physician of the principal and secondary diagnoses and primary and secondary procedures. The verification shall occur within the time specified by rules promulgated by the department commissioner for data submission to the office. If the verification is not made on a timely basis, the hospital or other health care provider shall submit the data noting the lack of verification.

SECTION 2672. 153.40 (5) of the statutes is amended to read:

153.40 (5) The office may, by rules promulgated by the department commissioner, require that other

forms of data verification, including reabstracting studies and comparisons with information collected from other data systems, be conducted prior to the release of physician-specific data.

SECTION 2673. 153.45 (1) (b) of the statutes is amended to read:

153.45 (1) (b) Public use tapes which do not permit the identification of specific patients, physicians, employers or other health care providers, as defined by rules promulgated by the department commissioner. The identification of these groups shall be protected by all necessary means, including the deletion of patient identifiers and the use of calculated variables and aggregated variables.

SECTION 2674. 153.45 (3) of the statutes is amended to read:

153.45 (3) The office shall release physician-specific and employer-specific data, except in public use tapes as specified under sub. (1) (b), in a manner that is specified in rules promulgated by the department commissioner.

SECTION 2675m. 153.48 of the statutes, as affected by 1993 Wisconsin Act 4, is amended to read:

153.48 Uniform accounting system. For each fiscal year of a hospital that begins after ~~June 30, 1993~~ March 31, 1994, the hospital shall use a uniform accounting system that is developed by the office and specified in rules promulgated by the department commissioner.

SECTION 2676. 153.50 of the statutes is amended to read:

153.50 Protection of patient confidentiality. Patient-identifiable data obtained under this chapter and contained in the discharge data base of the office is not subject to inspection, copying or receipt under s. 19.35 (1) and may not be released by the office, except to the patient or to a person granted permission for release by the patient and except that a hospital, a physician, the agent of a hospital or physician or the department commissioner may have access to patient-identifiable data to ensure the accuracy of the information in the discharge data base. The department of health and social services may ~~also~~ have access to the discharge data base for the purposes of completing epidemiological reports and eliminating the need to maintain a data base that duplicates that of the office, if the department of health and social services does not release or otherwise provide access to the patient-identifiable data.

SECTION 2677. 153.60 (1) of the statutes is amended to read:

153.60 (1) The office shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures for the office and the board for that fiscal year. The office shall assess the estimated total amount for that fiscal year less the estimated total amount to be received under s. ~~20.435 (1)~~ 20.145 (8) (hi), (hj), (kx) and (mr) during the fiscal

year and the unencumbered balances of the amounts received under s. ~~20.435 (1) (hg)~~, 20.145 (8) (hi), (hj) and (mr) from the prior fiscal year, to hospitals in proportion to each hospital's respective gross private-pay patient revenues during the hospital's most recently concluded entire fiscal year. Each hospital shall pay the assessment on or before December 1. All payments of assessments shall be deposited in the appropriation under s. ~~20.435 (1)~~ 20.145 (8) (hg).

SECTION 2678. 153.60 (2) of the statutes is amended to read:

153.60 (2) ~~Beginning July 1, 1989, the~~ The office may assess ambulatory surgery centers under this section, using as the basis for individual ambulatory surgery center assessments the methods and criteria promulgated by rule by the ~~department commissioner~~ under s. 153.75 (1) (k).

SECTION 2679. 153.65 of the statutes is amended to read:

153.65 Provision of special information; user fees. The office may provide, upon request from a person, a data compilation or a special report based on the information collected by the office under s. 153.05 (1), (3), (4) (b), (5), (7), (8) or (10) or 153.27. The office shall establish user fees for the provision of these compilations or reports, payable by the requester, which shall be sufficient to fund the actual necessary and direct cost of the compilation or report. All moneys collected under this section shall be credited to the appropriation under s. ~~20.435 (1)~~ 20.145 (8) (hi).

SECTION 2680. 153.75 (1) (intro.) of the statutes is amended to read:

153.75 (1) (intro.) Following approval by the board, the ~~department commissioner~~ shall promulgate the following rules:

SECTION 2681. 153.75 (2) (intro.) of the statutes is amended to read:

153.75 (2) (intro.) With the approval of the board, the ~~department commissioner~~ may promulgate all of the following rules:

SECTION 2682. 153.90 (3) of the statutes is amended to read:

153.90 (3) The ~~department commissioner~~ may directly assess forfeitures under sub. (2). If the ~~department commissioner~~ determines that a forfeiture should be assessed for a particular violation or for failure to correct the violation, the ~~department commissioner~~ shall send a notice of assessment to the alleged violator. The notice shall specify the alleged violation of the statute or rule and the amount of the forfeiture assessed and shall inform the alleged violator of the right to contest the assessment under s. 227.44.

~~SECTION 2682p. 159.17 (3) (e) of the statutes is created to read:~~

~~159.17 (3) (e) The department may award a grant from the appropriation under s. 20.370 (4) (cz) only for projects designed to recycle waste tires to make a new product or to recover rubber from waste tires for~~

~~use in highway improvements, as defined in s. 84.06 (1).~~

SECTION 2682r. 159.23 (5s) of the statutes is renumbered 159.23 (5s) (a) and amended to read:

159.23 (5s) (a) Beginning with grants for 1994, the department shall annually allocate 10% of the funds appropriated under s. 20.370 (4) (cw) for supplemental grants under this subsection.

(b) A responsible unit is eligible for a supplemental grant under this paragraph if, in at least part of the region, it imposes fees for residential solid waste collection on the basis of the volume of solid waste collected. The department shall base the amount of a supplemental grant under this paragraph on the number of persons within the responsible unit's region who pay volume-based fees for residential solid waste collection.

SECTION 2682s. 159.23 (5s) (c) and (d) of the statutes are created to read:

159.23 (5s) (c) If there are funds remaining under par. (a) after the supplemental grants are awarded under par. (b), the department may award supplemental grants under this paragraph to responsible units that provide for the collection of recyclable materials from multifamily residences and that impose fees for residential solid waste collection on the basis of the volume of solid waste collected.

(d) The total amount of any grants awarded to a responsible unit under this subsection and sub. (5), (5e) or (5m) may not exceed the responsible unit's eligible expenses under sub. (3) (b).

SECTION 2682t. 159.25 (4s) of the statutes is created to read:

159.25 (4s) REQUESTS FOR PROPOSALS. The department may request proposals for projects that will develop or expand the market for a specified type of material if the department determines that such projects are needed to facilitate waste reduction or recycling of that type of material. Notwithstanding sub. (4) (f) and (g), the department may award a demonstration grant for a project proposed in response to a request under this subsection that does not implement innovative technology. The amount awarded for demonstration grants under this subsection in a fiscal year may not exceed 50% of the total amount awarded for demonstration grants under this section in that fiscal year.

SECTION 2682u. 159.25 (5) (b) of the statutes is amended to read:

159.25 (5) (b) An eligible applicant for a demonstration grant may receive a grant based upon the weight or equivalent volume of solid waste anticipated to be diverted from disposal at land disposal facilities but a demonstration grant may not exceed 50% of the actual eligible costs or \$150,000, whichever is less. An applicant's required contribution for a demonstration grant may consist of funding or an in-kind contribution. The department may award up to 75% of the grant to the applicant upon approval. The depart-

Vetoed in Part

Vetoed in Part

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ment shall award the remainder of the grant only if the waste reduction and recycling activities are implemented and approved by the department. ~~An applicant may receive only one demonstration grant. The department may not award grants under this section to a private business that total more than \$200,000 or to any other applicant that total more than \$250,000.~~

Vetoed
in Part

SECTION 2688. 161.50 (1) (intro.) of the statutes is amended to read:

161.50 (1) (intro.) If a person is convicted of any violation of this chapter, the court shall, in addition to any other penalties that may apply to the crime, suspend or revoke the person's operating privilege, as defined in s. 340.01 (40), for not less than 6 months nor more than 5 years. The court shall immediately take possession of any suspended or revoked license and forward it to the department of transportation together with the record of conviction and notice of the suspension or revocation. ~~If required by s. 345.54 (1), the court or judge shall impose an automatic reinstatement assessment of \$50.~~ The person is eligible for an occupational license under s. 343.10 as follows:

SECTION 2690. 165.72 (8) of the statutes is amended to read:

165.72 (8) **APPLICABILITY.** This section does not apply after June 30, 1993 ~~1995~~.

SECTION 2691. 165.75 (1) (intro.) of the statutes is amended to read:

165.75 (1) (intro.) In this section and ss. ~~165.78 165.77~~ to 165.81:

SECTION 2691m. 165.76 of the statutes is created to read:

165.76 Submission of human biological specimen. (1) Except as provided in sub. (3), a person shall comply with the requirements under this section if he or she meets any of the following criteria:

(a) Is in prison or a secured correctional facility, as defined in s. 48.02 (15m), or on probation, parole, supervision, aftercare supervision or corrective sanctions supervision on or after the effective date of this paragraph [revisor inserts date], for any violation of s. 940.225 (1) or (2) or 948.02 (1) or (2).

(b) Is found not guilty or not responsible by reason of mental disease or defect on or after the effective date of this paragraph [revisor inserts date], and committed under s. 51.20 or 971.17 for any violation of s. 940.225 (1) or (2) or 948.02 (1) or (2).

(c) Is in institutional care on or after the effective date of this paragraph [revisor inserts date], for any violation of s. 940.225 (1) or (2) or 948.02 (1) or (2).

(2) (a) Except as provided in sub. (3), a person subject to sub. (1) shall provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

(b) The person shall comply with par. (a) at the following applicable time:

1. If the person has been placed on probation or supervision, he or she shall provide the specimen under par. (a) at the office of a county sheriff as soon after the placement as practicable, as directed by his or her probation and parole agent or, if a child, the agency providing supervision for the child.

2. If the person has been sentenced to prison or placed in a secured correctional facility, he or she shall provide the specimen under par. (a) at the office of a county sheriff as soon as practicable after release on parole, aftercare supervision or corrective sanctions supervision, as directed by his or her probation and parole agent, aftercare agent or corrective sanctions agent, except that the department of corrections may require the person to provide the specimen while he or she is in prison and the department of health and social services may require the person, if a child, to provide the specimen while he or she is placed at a secured correctional facility.

3. If the person has been committed to the department of health and social services under s. 51.20 or 971.17, he or she shall provide the specimen under par. (a) as directed by the department of health and social services.

4. If subs. 1 to 3 do not apply, the department of justice shall specify in its order the time and procedure for the person to provide the specimen under par. (a).

5. Notwithstanding subs. 1 to 3, for persons who are subject to sub. (1) and who are in prison or a secured correctional facility or on probation, parole, supervision, aftercare supervision or corrective sanctions supervision on the effective date of this subdivision [revisor inserts date], the departments of justice, corrections and health and social services shall cooperate to have these persons provide specimens under par. (a) before July 1, 1998.

(3) If a person is required to submit a biological specimen under s. 48.34 (15) or 973.047, he or she shall comply with that requirement and is not required to comply with this section.

(4) The department of justice shall promulgate rules necessary to carry out its duties under this section.

(5) The departments of corrections and health and social services, county departments under ss. 46.215, 46.22 and 46.23 and county sheriffs shall cooperate with the department of justice in obtaining specimens under this section.

SECTION 2692. 165.77 of the statutes is created to read:

165.77 Deoxyribonucleic acid analysis and data bank. (1) In this section:

(a) "Health care professional" has the meaning given in s. 154.01 (3).

(b) "Law enforcement agency" means a governmental unit of one or more persons employed full time by the federal government, a state or a political subdivision of a state for the purpose of preventing and

detecting crime and enforcing federal or state laws or local ordinances, employes of which unit are authorized to make arrests for crimes while acting within the scope of their authority.

(c) "Wisconsin law enforcement agency" means a governmental unit of one or more persons employed full time by this state or a political subdivision of this state for the purpose of preventing and detecting crime and enforcing state laws or local ordinances, employes of which unit are authorized to make arrests for crimes while acting within the scope of their authority.

(2) (a) 1. If the laboratories receive a human biological specimen pursuant to any of the following requests, the laboratories shall analyze the deoxyribonucleic acid in the specimen:

a. A request from a law enforcement agency regarding an investigation.

b. A request, pursuant to a court order, from a defense attorney regarding his or her client's specimen.

c. A request, subject to the department's rules under sub. (8), from an individual regarding his or her own specimen.

2. The laboratories may compare the data obtained from the specimen with data obtained from other specimens. The laboratories may make data obtained from any analysis and comparison available to law enforcement agencies in connection with criminal or delinquency investigations and, upon request, to any prosecutor, defense attorney or subject of the data. The data may be used in criminal and delinquency actions and proceedings. In this state, the use is subject to s. 972.11 (5). The laboratories shall not include data obtained from deoxyribonucleic acid analysis of those specimens received under this paragraph in the data bank under sub. (3). The laboratories shall destroy specimens obtained under this paragraph after analysis has been completed and the applicable court proceedings have concluded.

(b) Paragraph (a) does not apply to specimens received under s. 48.34 (15), 165.76 or 973.047.

(3) If the laboratories receive a human biological specimen under s. 48.34 (15), 165.76 or 973.047, the laboratories shall analyze the deoxyribonucleic acid in the specimen. The laboratories shall maintain a data bank based on data obtained from deoxyribonucleic acid analysis of those specimens. The laboratories may compare the data obtained from one specimen with the data obtained from other specimens. The laboratories may make data obtained from any analysis and comparison available to law enforcement agencies in connection with criminal or delinquency investigations and, upon request, to any prosecutor, defense attorney or subject of the data. The data may be used in criminal and delinquency actions and proceedings. In this state, the use is subject to s. 972.11 (5). The laboratories shall destroy specimens obtained under this subsection after analysis has been com-

pleted and the applicable court proceedings have concluded.

(4) A person whose deoxyribonucleic acid analysis data has been included in the data bank under sub. (3) may request expungement on the grounds that his or her conviction or adjudication has been reversed, set aside or vacated. The laboratories shall purge all records and identifiable information in the data bank pertaining to the person and destroy all samples from the person if it receives all of the following:

(a) The person's written request for expungement.

(b) A certified copy of the court order reversing, setting aside or vacating the conviction or adjudication.

(5) Any person who intentionally disseminates a specimen received under this section or any information obtained as a result of analysis or comparison under this section or from the data bank under sub. (3) in a manner not authorized under this section or the rules under sub. (8) may be fined not more than \$500 or imprisoned for not more than 30 days or both.

(6) Except as necessary to administer this section or as provided under the department's rules under sub. (8), the department shall deny access to any record kept under this section.

(7) Whenever a Wisconsin law enforcement agency or a health care professional collects evidence in a case of alleged or suspected sexual assault, the agency or professional shall follow the procedures specified in the department's rules under sub. (8). The laboratories shall perform deoxyribonucleic acid analysis of specimens provided by law enforcement agencies under sub. (2). The laboratories shall not include data obtained from deoxyribonucleic acid analysis of those specimens in the data bank under sub. (3).

(8) The department shall promulgate rules to administer this section.

SECTION 2693. 165.85 (5) (b) of the statutes is amended to read:

165.85 (5) (b) The board shall authorize the reimbursement to each political subdivision of approved expenses incurred by officers who satisfactorily complete training at schools certified by the board. Reimbursement of these expenses for law enforcement officer and jail officer preparatory training in the last 6 months of calendar year 1990 shall be not more than 55% for the first 400 hours of law enforcement preparatory training and the first 96 hours of jail officer preparatory training, in calendar year 1991 shall be not more than 35% for the first 400 hours of law enforcement preparatory training and the first 96 hours of jail officer preparatory training, and thereafter shall be for approved tuition, living and travel expenses for the first 400 hours of law enforcement preparatory training and for the first 96 hours of jail officer preparatory training. Reimbursement of approved expenses for completion of annual recertification training under sub. (4) (bn) shall include at least \$100 ~~\$123~~ per officer prior to ~~July 1, 1992~~ the effective date of this para-

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graph [revisor inserts date], and at least ~~\$123~~ \$160 per officer thereafter. Funds may also be distributed for attendance at other training programs and courses or for training services on a priority basis to be decided by the department of justice.

SECTION 2694. 165.87 (1) (a) of the statutes is amended to read:

165.87 (1) (a) ~~Eleven-twentieths~~ Fifty-four percent of all moneys collected from penalty assessments under this section shall be deposited in s. 20.455 (2) (i) and utilized in accordance with ss. 20.455 (2) and 165.85 (5) and (5m). The moneys deposited in s. 20.455 (2) (i), except for the moneys transferred to s. 20.455 (2) (jb) and (jc), constitute the law enforcement training fund.

SECTION 2694c. 165.87 (1) (a) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

165.87 (1) (a) ~~Fifty-four percent~~ Twenty-seven fifty-fifths of all moneys collected from penalty assessments under this section shall be deposited in s. 20.455 (2) (i) and utilized in accordance with ss. 20.455 (2) and 165.85 (5) and (5m). The moneys deposited in s. 20.455 (2) (i), except for the moneys transferred to s. 20.455 (2) (jb) and (jc), constitute the law enforcement training fund.

SECTION 2695. 165.87 (1) (b) of the statutes is amended to read:

165.87 (1) (b) ~~One-tenth~~ Ten percent of all moneys collected from penalty assessments under this section shall be deposited in s. 20.410 (1) (jp) and utilized in accordance with s. 301.28.

SECTION 2695c. 165.87 (1) (b) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

165.87 (1) (b) ~~Ten percent~~ One-eleventh of all moneys collected from penalty assessments under this section shall be deposited in s. 20.410 (1) (jp) and utilized in accordance with s. 301.28.

SECTION 2696. 165.87 (1) (bn) of the statutes is amended to read:

165.87 (1) (bn) ~~Three-twentieths~~ Fifteen percent of all moneys collected from penalty assessments under this section shall be deposited in and utilized in accordance with s. 20.505 (6) (g), except for moneys transferred to ss. 20.435 (3) (jk) and 20.505 (6) (h). In regard to any grant to any local unit of government for which the state is providing matching funds from moneys under this paragraph, the local unit of government shall provide matching funds equal to at least 10%.

SECTION 2696c. 165.87 (1) (bn) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

165.87 (1) (bn) ~~Fifteen percent~~ Five twenty-seconds of all moneys collected from penalty assessments under this section shall be deposited in and utilized in accordance with s. 20.505 (6) (g), except for moneys

transferred to ss. 20.435 (3) (jk) and 20.505 (6) (h). In regard to any grant to any local unit of government for which the state is providing matching funds from moneys under this paragraph, the local unit of government shall provide matching funds equal to at least 10%.

SECTION 2697. 165.87 (1) (bp) of the statutes is amended to read:

165.87 (1) (bp) ~~One-twentieth~~ Five percent of all moneys collected from penalty assessments under this section shall be deposited in s. 20.455 (2) (hm) and utilized in accordance with ss. 20.455 (2) (hn) and (ho) and 165.90.

SECTION 2697c. 165.87 (1) (bp) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

165.87 (1) (bp) ~~Five percent~~ One twenty-second of all moneys collected from penalty assessments under this section shall be deposited in s. 20.455 (2) (hm) and utilized in accordance with ss. 20.455 (2) (hn) and (ho) and 165.90.

SECTION 2698. 165.87 (1) (br) of the statutes is created to read:

165.87 (1) (br) One percent of all moneys collected from penalty assessments under this section shall be deposited in and utilized in accordance with s. 20.550 (1) (j).

SECTION 2698c. 165.87 (1) (br) of the statutes, as created by 1993 Wisconsin Act (this act), is amended to read:

165.87 (1) (br) ~~One percent~~ One one-hundred-tenth of all moneys collected from penalty assessments under this section shall be deposited in and utilized in accordance with s. 20.550 (1) (j).

SECTION 2698m. 165.87 (2) (a) of the statutes, as affected by 1991 Wisconsin Act 130, is amended to read:

165.87 (2) (a) Whenever a court imposes a fine or forfeiture for a violation of state law or for a violation of a municipal or county ordinance except for a violation of s. 101.123 (2) (a) or (am) 1 or (5) or state laws or municipal or county ordinances involving nonmoving traffic violations or safety belt use violations under s. 347.48 (2m), there shall be imposed in addition a penalty assessment in an amount of ~~20%~~ 22% of the fine or forfeiture imposed. If multiple offenses are involved, the penalty assessment shall be based upon the total fine or forfeiture for all offenses. When a fine or forfeiture is suspended in whole or in part, the penalty assessment shall be reduced in proportion to the suspension.

SECTION 2698mm. 165.93 of the statutes is created to read:

165.93 Sexual assault victim services; grants. (1) DEFINITIONS. In this section:

(a) "Department" means the department of justice.

(b) "Sexual assault" means conduct that is in violation of s. 940.225, 940.227, 948.02, 948.03, 948.06, 948.07, 948.08, 948.09 or 948.10.

(c) "Sexual contact" has the meaning given in s. 939.22 (34).

(d) "Sexual intercourse" has the meaning given in s. 939.22 (36).

(e) "Victim" means an individual who has been sexually assaulted, regardless of whether the sexual assault has been reported to any governmental agency.

(2) GRANTS. (a) Beginning on January 1, 1995, the department shall provide grants to eligible organizations from the appropriation under s. 20.455 (5) (gc) to provide services for sexual assault victims.

(b) An organization is eligible to apply for and receive a grant under this section if the organization meets all of the following criteria:

1. The organization is a nonprofit corporation or a public agency.

2. The organization provides or proposes to provide, either directly or through a contract, subcontract, service agreement or collaborative agreement with other organizations, entities or individuals, all of the following for sexual assault victims:

a. Advocacy and counseling services.

b. Crisis telephone line services on a 24 hours per day and 7 days per week basis.

c. Professional education about intervention for sexual assault victims and community education programs for the prevention of sexual assault.

d. Services for persons living in rural areas, men, children, elderly persons, physically disabled persons, minority groups and other groups of victims that have special needs. This subdivision does not require the applicant to provide services to any group of persons that does not reside in the applicant's service area.

3. The organization does not receive more than 70% of its operating budget from grants under this section.

4. The organization does not provide all of its services under subd. 2. a. to d. by contract, subcontract, service agreement or collaborative agreement with other organizations, entities or individuals.

(c) Whenever the department reviews applications for grants under this section, the department shall consider all of the following:

1. The need for sexual assault victim services in the community in which the applicant provides services or proposes to provide services.

2. The degree to which the applicant's services or proposed services are coordinated with other resources in the community and state.

3. The needs of urban and rural communities.

4. The needs of existing and proposed programs and services.

(3) REPORTING REQUIREMENTS. An organization that receives a grant under this section shall report all

of the following information to the department for each fiscal year covered by the grant:

(a) The total expenditures that the organization made on sexual assault victim services in the period for which the grant was provided during that fiscal year.

(b) The number of persons served by general type of sexual assault victim services provided in the period for which the grant was provided during that fiscal year. The department shall identify for organizations the general types of sexual assault services provided.

(c) The number of persons who requested sexual assault victim services in the period for which the grant was provided during that fiscal year but who did not receive the sexual assault victim services that they requested.

SECTION 2699. 165.99 of the statutes is repealed.

SECTION 2700. 166.21 (2) (a) of the statutes is amended to read:

166.21 (2) (a) ~~Developing~~ Maintaining emergency response plans required under 42 USC 11003, including the cost of ~~developing~~ maintaining facility plans.

SECTION 2701. 166.21 (2) (dm) of the statutes is created to read:

166.21 (2) (dm) Hazardous materials response supplies.

SECTION 2702. 166.21 (3) (a) 1 of the statutes is amended to read:

166.21 (3) (a) 1. ~~For~~ The costs of each new facility plan completed by the committee and approved by the board in the period covered by the grant, ~~\$900.~~

SECTION 2703. 166.21 (3) (a) 2 of the statutes is amended to read:

166.21 (3) (a) 2. All costs incurred by the committee in the period covered by the grant related to ~~sub.~~ subs. (2) (b) to ~~(d)~~ (dm) and (2m).

SECTION 2704. 166.21 (3) (c) of the statutes is amended to read:

166.21 (3) (c) Notwithstanding sub. (2), the board shall deny that portion of a grant calculated under par. (a) 2 if the board determines that the committee has failed to meet grant obligations, including the development, review, exercise or implement a implementation of local emergency response plan plans as required under s. 166.20 or the federal act.

SECTION 2705. 166.21 (3) (d) of the statutes is repealed.

SECTION 2706. 166.21 (3) (e) of the statutes is created to read:

166.21 (3) (e) Annually, the board shall establish a formula to determine the amount of emergency planning grant funds available to each county.

SECTION 2706e. 166.21 (4) of the statutes is amended to read:

166.21 (4) PAYMENT OF GRANTS. Annually, the board shall review all applications received under this section and make grants to committees from the ~~appropriation~~ appropriations under s. 20.465 (3) (jm)

and (r). If insufficient funds are available to pay all approved grants, the board shall prorate the available funds among the eligible applicants in proportion to the approved grant amounts. A prorated payment shall be deemed full payment of the grant.

SECTION 2707b. 168.12 (1) (intro.) of the statutes is renumbered 168.12 (1) and amended to read:

168.12 (1) The department shall demand and receive within 2 weeks after demand, from the owner or other person for whom it inspects any petroleum product, an inspection fee. Before July 1, 1994 1995, or the day after publication of the 1995-97 biennial budget act, whichever is later, the fee is 2 3 cents for each gallon from which the sample was taken. Beginning on July 1, 1994 1995, or the day after publication of the 1995-97 biennial budget act, whichever is later, the fee is ~~1.665~~ 1.74 cents for each gallon from which the sample was taken. ~~Subject to sub. (1g), the department shall distribute the fee as follows: The fee shall be credited to the petroleum inspection fund.~~

SECTION 2708b. 168.12 (1) (a) to (d) and (1g) of the statutes are repealed.

SECTION 2720. 175.05 (4) (b) of the statutes is amended to read:

175.05 (4) (b) Upon receipt of such petition, the highway commissioners shall set a day for hearing and give notice thereof by publication of a class 1 notice, under ch. 985, in the city, village, town or county in which such the property is located, such notice to be at least 7 days prior to the date set for hearing. If after hearing the highway commissioners determine that the public safety and the safety of the property of the petitioner so require, they shall by suitable order close to public use and travel or reasonably restrict the use of and travel upon one or more of ~~said~~ the highways or parts thereof, except that the highway commissioners may issue written permits to travel over the highways so closed or restricted, to responsible and reputable persons for such term, under such conditions and in such form as ~~said~~ the commissioners may prescribe. The order of such the highway commissioners closing or restricting the use of one or more of ~~said~~ the highways shall be effective only so long as the public safety and the safety of the property of the petitioner may require. Such order shall be vacated by the highway commissioners when the necessity which prompted it has ceased to exist. Any person feeling aggrieved by any order of the highway commissioners rendered pursuant to this subsection may, within 7 days after the issuance of such the order, petition the ~~office of the commissioner of transportation division of hearings and appeals in the department of administration~~ for a review thereof. A copy of ~~said~~ the petition shall, within the period named, likewise be filed with the clerk of the local highway commissioners. The clerk shall thereupon certify to the ~~office of the commissioner of transportation division of hearings and appeals~~ a copy of the order in question together with a

transcript of any testimony that may have been taken and any documentary evidence received on which ~~such~~ the order was based. On the record so certified and on any additional evidence deemed necessary by it, the ~~office of the commissioner of transportation division of hearings and appeals~~ shall render its decision affirming, vacating or modifying the order in question. Should additional evidence be deemed necessary by the ~~office of the commissioner of transportation division of hearings and appeals~~, at least 7 days' notice of any hearing for that purpose shall be given to the person bringing the petition for review and the clerk of the local highway commissioners.

SECTION 2720m. 175.35 (2i) of the statutes is amended to read:

175.35 (2i) The department shall charge a firearms dealer a ~~\$5~~ \$8 fee for each criminal history record search that the firearms dealer requests under sub. (2) (c). The firearms dealer may collect the fee from the transferee. The department may refuse to conduct criminal history record searches for any firearms dealer who fails to pay any fee under this subsection within 30 days after billing by the department.

SECTION 2727. 184.01 (1) of the statutes is amended to read:

184.01 (1) "Commission" means ~~the office of the commissioner of transportation in the case of railroads and the public service commission in the case of other public service corporations.~~

SECTION 2729. 184.10 (3) of the statutes is amended to read:

184.10 (3) Whenever the commission deems it necessary to make an investigation of the books, accounts and practices or to make an appraisal of the property of any public service corporation which has filed an application for authority to issue any securities to which this chapter is applicable, such public service corporation shall pay all expenses reasonably attributable to such special investigation, or to such an appraisal of the property. For the purpose of calculating investigative and appraisal expenses of the ~~public service~~ public commission, 90% of the costs determined shall be costs of the ~~public service~~ public commission and 10% of the costs determined shall be costs of state government operations. The procedure set up by s. 195.60 or 196.85, whichever is appropriate, for the rendering and collection of bills shall be in all ways applicable to the rendering and collection of bills under this section. Ninety percent of the amounts paid to the ~~public service~~ public commission under authority of this subsection shall be credited to the appropriation account under s. 20.155 (1) (g).

SECTION 2731. Chapter 189 of the statutes is repealed.

SECTION 2732. 190.001 (1) of the statutes is repealed and recreated to read:

190.001 (1) "Commission" means the public service commission.

SECTION 2733. 190.01 (3) of the statutes is amended to read:

190.01 (3) When a railroad corporation is organized to acquire or take over the property of another railroad corporation which is sold in judicial proceedings, or when any railroad corporation is reorganized under ~~section 77 of the act of July 1, 1898, entitled "An Act to establish a uniform system of bankruptcy throughout the United States, as amended,"~~ the federal bankruptcy act and such corporation under a plan of reorganization as confirmed ~~pursuant to said by the act,~~ shall have been authorized to put into effect and carry out said plan, or when any new railroad corporation shall be organized for the like purpose, the fees for filing a copy of the plan of reorganization or any amendments to the articles of incorporation of such existing railroad corporation increasing or changing the amount of its authorized capital stock, or for filing the articles of incorporation of such new railroad corporation so to be organized, shall be computed and paid only upon the excess of the aggregate authorized capital stock of such reorganized or such new corporation over the authorized aggregate capital stock of the old corporation upon which filing fees previously have been paid.

SECTION 2734. 190.01 (4) of the statutes is created to read:

190.01 (4) A railroad that is incorporated in another state is not required to form a corporation in this state, but any railroad first transacting business in this state after the effective date of this subsection [revisor inserts date], is required to obtain a certificate of authority from the secretary of state in the manner required of foreign corporations before the railroad transacts business in this state.

SECTION 2735. 190.02 (6) of the statutes is amended to read:

190.02 (6) RAILROAD INTERSECTIONS. To cross, intersect, join or unite its railroad with any other railroad, at any point, with the necessary turnouts, sidings and switches and other conveniences in furtherance of the objects of its connections. And if the 2 corporations cannot agree upon the amount of compensation to be made therefor or the points and manner of such crossings and connections the same shall be ascertained by the office commission on application of either corporation.

SECTION 2736. 190.02 (9) (c) of the statutes is amended to read:

190.02 (9) (c) Any railroad corporation organized to, and which shall acquire, directly or by mesne conveyances, the property of another railroad corporation sold in judicial proceedings, or any railroad corporation reorganized under the ~~provisions of section 77 of the act of July 1, 1898, entitled "An Act to establish a uniform system of bankruptcy throughout the United States, as amended,"~~ federal bankruptcy act which corporation under a plan of reorganization as confirmed ~~pursuant to said by the act,~~ shall have

been authorized to put into effect and carry out said plan, or any new railroad corporation which shall be organized for the like purpose, shall have all powers by law conferred upon railroad corporations, and may, at such times, in such amounts, for such considerations and upon such terms and conditions as the board of directors of said corporation shall determine, and as shall be authorized by the office secretary of state, or in the case of a railroad corporation organized for the purpose of acquiring a railroad engaged in interstate commerce, or any existing railroad corporation reorganized under ~~said section 77 the act~~ and acquiring railroad property used in interstate commerce, by the interstate commerce commission, as the case may be, issue, sell, pledge or otherwise dispose of its evidences of debt, which may be convertible, at the option of the holder, into stock, and shares of stock, which shares may have such nominal or par value or if the same be common stock, be without nominal or par value, and may be of such classes, with such rights and voting powers as may be expressed in its articles or any amendment thereto. In the case of a railroad corporation reorganized as aforesaid, the filing with the secretary of state of a certified copy of the plan of reorganization as confirmed ~~pursuant to said by the federal~~ bankruptcy act, if it shall so elect, shall accomplish and evidence the amendment of its charter or articles of incorporation without the necessity for any other or further action, corporate or otherwise, with respect thereto. Such reorganized railroad corporation shall thereupon have all powers necessary to put into effect and carry out such plan of reorganization in all respects but such filing of the plan of reorganization shall not preclude such existing corporation from amending its charter or articles in the manner now provided by law. The fees for filing such copy of plan of reorganization shall be the same as prescribed in s. 190.01 (3).

SECTION 2737. 190.03 of the statutes is amended to read:

190.03 Office in state; books produced. Any railroad corporation existing under the laws of this state shall produce before the office secretary of state, the legislature, or any committee of either house, or any court of record, its books of account and stock books, or so many and such parts thereof as may be required by ~~either of them~~, or in the discretion of ~~such office the secretary of state~~, legislature, committee or court, transcripts from such books, or such parts thereof as may be called for, duly authenticated; and each such railroad corporation shall designate some office within this state as its principal office and inform the office secretary of state of such designation, and shall keep there or at the office of its transfer agents or registrars a list of its stockholders, giving the names and addresses of its stockholders, together with a statement of the number and class of shares of its stock held by each of them, as shown by its books. A failure or refusal to comply with any of the foregoing provisions shall be cause of forfeiture of its franchises.

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SECTION 2738. 190.13 of the statutes is amended to read:

190.13 Report to stockholders. Every railroad corporation shall make an annual report to its stockholders of its operations for the preceding calendar year, or for its fiscal year, as the case may be, which report shall contain a balance sheet showing its assets and liabilities, its capital stock, and funded debt, and an income account showing its operating revenues, operating expenses, gross and net income, as the result of its traffic or business operations, and such other information in respect of its affairs as the board of directors shall deem advisable. A copy of each such report shall be kept on file in its principal office in this state, shall be mailed to each stockholder whose post-office address is known and shall be filed with the office secretary of state.

SECTION 2739. 190.16 (4) (a) of the statutes is amended to read:

190.16 (4) (a) Every railroad shall acquire the necessary ~~right-of-way~~ right-of-way for and shall construct, connect, maintain and operate a reasonably adequate spur track whenever such spur track does not necessarily exceed ~~three~~ 3 miles in length, is practically indispensable to the successful operation of any existing or proposed industry or enterprise, and its construction and operation is not unusually dangerous, and is not unreasonably harmful to public interest, and any person aggrieved by the failure of any railroad to fully perform such obligation may prosecute proceedings before the office commission to compel compliance therewith.

SECTION 2740. 190.16 (4) (b) of the statutes is amended to read:

190.16 (4) (b) Such railroad may require the person primarily to be served thereby to pay the legitimate cost and expense of acquiring the necessary ~~right-of-way~~ right-of-way for such spur track, and of constructing the same, the cost to be estimated in separate items by the office commission, and deposited with the railroad, before it shall be required to incur any expense whatever therefor; but such person, in lieu of depositing the total estimated cost may offer in writing to construct such spur track, the offer to be accompanied by a surety company bond, running to such railroad, and conditioned upon the construction of such spur track in a good and workmanlike manner, according to the plans and specifications of such railroad, approved by the office commission, and deposit with such railroad the estimated cost of the necessary ~~right-of-way~~ right-of-way. Provided that before the railroad shall be required to incur any expense whatever in the construction of such spur track, the person primarily to be served thereby shall give the railroad a bond to be approved by the office commission as to form, amount and surety, securing the railroad against loss on account of any expense incurred beyond the estimated cost.

SECTION 2741. 190.16 (4) (c) of the statutes is amended to read:

190.16 (4) (c) Whenever a spur track is so constructed at the expense of the owner of any industry or enterprise, and any other person shall desire a connection with such spur track, application therefor shall be made to the office commission, and such other person shall be required to pay to such owner an equitable proportion of the cost thereof, to be determined by the office commission.

SECTION 2742. 190.16 (5) of the statutes is amended to read:

190.16 (5) **REMOVAL, WHEN.** Except where a spur track was constructed prior to June 16, 1925, at the expense of the railroad company, no spur track shall be removed, dismantled or otherwise rendered unfit for service except upon order of the office commission made after hearing held upon notice to all parties interested, and for good cause shown; provided that if no objection has been filed with the office commission within 20 days from the original publication of such notice, the office commission may without hearing authorize such spur track removed, dismantled or otherwise rendered unfit for service.

SECTION 2743. 191.001 (1) of the statutes is repealed and recreated to read:

191.001 (1) "Commission" means the public service commission.

SECTION 2744. 191.01 (2) of the statutes is amended to read:

191.01 (2) (title) **CONSTRUCTION, CERTIFICATE FROM COMMISSION PREREQUISITE.** No railroad corporation shall begin the construction of any proposed line of railroad in this state until it shall have obtained from the office commission a certificate that public convenience and a necessity require the construction of said the railroad, and ~~such~~ the certificate shall constitute the license from this state to the company to build its proposed railroad.

SECTION 2745. 191.03 of the statutes is amended to read:

191.03 Articles; publication prerequisite to certificate. No railroad corporation shall make application for ~~such~~ a certificate unless it has caused a copy of its corporate articles to be published as a class 2 notice, under ch. 985, in each county in which the ~~road~~ railroad is proposed to be located within 6 months next prior to the time of making such application, and files satisfactory proof thereof with the office commission.

SECTION 2746. 191.05 of the statutes is amended to read:

191.05 Maps and profiles with application; changes. Complete maps and profiles of the proposed ~~road~~ railroad shall be filed with the application for a certificate of convenience and necessity. The office commission may permit errors, omissions or defects in the application, maps and profiles to be supplied or corrected, and permit changes in the proposed route to be made.

SECTION 2747. 191.07 of the statutes is amended to read:

191.07 Hearing of applicants; notice. Upon receiving such application the office commission shall set a time and place for a hearing, which time shall not be less than 3 weeks nor more than 8 weeks from the date of filing the application, and the place shall be at the city of Madison, or at some place along the line of the proposed railroad, if the office commission deems the latter more convenient, and shall give to the applicant notice thereof, which notice shall be published by the applicant, as a class 2 notice, under ch. 985, in each county in which the ~~road~~ railroad, extension or branch is proposed to be located, and proof of such publication shall be filed with the office commission.

SECTION 2748. 191.09 (1) of the statutes is amended to read:

191.09 (1) (title) **BEFORE THE COMMISSION.** The provisions of ch. 195 relating to the subpoenaing of witnesses, the production of books, documents and papers, the administration of oaths, punishment for disobedience of an order of the ~~office or the commissioner of transportation commission~~, or of a subpoena, or for refusal of a witness to be sworn or to testify, witness fees, taking depositions, the keeping of a record of the proceedings, the taking of testimony, transcribing the evidence, or relating to the procedure before the office commission not inconsistent with this chapter shall apply to all proceedings under this chapter.

SECTION 2749. 191.09 (2) of the statutes is amended to read:

191.09 (2) **COURT REVIEW OF ORDERS.** Orders of the office commission under this chapter shall be subject to review in the manner provided in ch. 227.

SECTION 2750. 191.10 (1) of the statutes is amended to read:

191.10 (1) **ISSUANCE, FILING, CONDEMNATION.** If the ~~office shall find~~ commission finds that the proposed railroad would be a public convenience and that a necessity requires its construction, the office commission shall enter an order to that effect and forthwith issue to the applicant a certificate that public convenience and a necessity require the construction of said the railroad as proposed. ~~Such~~ The certificate shall be filed in the office of the secretary of state. ~~Said office~~ The office of the secretary of state shall approve the map showing the route of said the railroad. The applicant shall ~~cause file~~ file a copy of such the map certified by the ~~office to be filed~~ commission in the office of the register of deeds in each county in which said the railroad shall be located. The filing of said the certificate with the secretary of state and the filing of a copy of said the map, as above provided, ~~shall be~~ are conditions precedent to the right of said the applicant to institute condemnation proceedings.

SECTION 2751. 191.10 (2) of the statutes is amended to read:

191.10 (2) **CERTIFICATE FOR PART OF LINE.** Whenever it shall appear to the office commission that public convenience and a necessity do not require the construction of the railroad as proposed in the application, but do require the construction of a part thereof, the office commission may issue a certificate for the construction of such part of ~~said the~~ railroad as public convenience and necessity require.

SECTION 2752. 191.10 (3) of the statutes is amended to read:

191.10 (3) **REFUSAL OF CERTIFICATE; RENEWAL OF APPLICATION.** If the office commission shall determine that said the proposed railroad is not a necessity or is not required by public convenience, the office commission shall by order refuse to grant a certificate, stating the reasons for ~~such the~~ such the refusal. The application may be renewed after ~~two~~ 2 years from the date of such the refusal, but not sooner.

SECTION 2753. 191.11 of the statutes is amended to read:

191.11 Revocation of certificate. ~~In case~~ If any railroad company after obtaining a certificate that public convenience and a necessity require the construction of the whole or part of its railroad ~~shall fail~~ fails to begin such construction within one year from the date of the certificate, or having begun such construction, ~~shall fail~~ fails to prosecute the same, the office commission may inquire into the reasons for such failure and may revoke the said certificate, if ~~it shall appear~~ the commission finds, after notice and hearing, that such failure is unreasonable.

SECTION 2754. 191.13 (2) of the statutes is amended to read:

191.13 (2) No railroad corporation shall exercise such power until it ~~shall have~~ has obtained from the office commission a certificate that public convenience and necessity require the construction of said the temporary railroad, and ~~such the~~ such the certificate shall constitute the license to the company to build its proposed temporary railroad. ~~Such~~ The certificate shall specify the length of time said the railroad may be maintained and operated, and may be renewed from time to time upon application by the railroad company. At the expiration of the time specified in said the certificate, or any renewal thereof, the railroad company shall discontinue, dismantle and remove said the temporary railroad; and may prior to the expiration of such time, upon order of the office commission, and after a hearing, upon notice to all parties interested and good cause shown, discontinue, dismantle and remove said the railroad.

SECTION 2755. 191.16 of the statutes is amended to read:

191.16 (title) Construction items submitted to commission. Upon receiving the certificate of public convenience and necessity, the applicant shall before commencing construction submit to the office commission a condensed specification of the character of construction that ~~it~~ the applicant proposes to install,

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showing the kind, quality and weight of the rail proposed to be used, the mode of construction, character, quality, and strength of all bridges, culverts and viaducts, the abutments and approaches proposed to be built, the grade of and proposed method of draining the roadbed, and the kind of power to be used and the plant and appliances to be employed in power production, and such other facts relating to the construction of said the proposed railroad as the office may require commission requires.

SECTION 2756. 191.17 of the statutes is amended to read:

191.17 Public safety; investigation; approval of plans. Upon receiving the specification required by s. 191.16, the office commission shall examine the same and shall hear the applicant in support thereof, shall suggest and require modifications of said the specification if the public safety so demand demands, eliminating so far as may be practicable, consistent with reasonable cost, all grade crossings of public highways, shall inspect the route of the proposed railroad if deemed desirable, and shall otherwise investigate and determine that the proposed construction will be adequate for securing public safety in the operation of said the railroad, and thereupon the office commission shall enter an order approving the specification and authorizing the construction of said the railroad in accordance therewith.

SECTION 2757. 191.19 (1) of the statutes is amended to read:

191.19 (1) Upon the completion of the construction of any railroad under the approved specification, the company shall, before operating the same for public service, report to the office commission; and the office commission shall ~~thereupon~~ inspect the work, ~~and if it shall be found.~~ If the commission finds that the railroad has been constructed in accordance with the approved specification and is otherwise suitable and properly constructed so as to secure public safety in the operation thereof, the office commission shall enter an order authorizing its operation, which order shall be presumptive evidence of the sufficiency of such construction.

SECTION 2758. 191.19 (3) of the statutes is amended to read:

191.19 (3) If upon inspection the office commission shall deem that public safety requires the installation, operation and maintenance of some protective appliance at any grade crossing of railroad tracks the office commission may, before granting said the order, after notice and hearing, require the installation, operation and maintenance of suitable protective appliances, and shall apportion the expense of constructing, maintaining and operating such protective appliances among the owners of said the tracks.

SECTION 2759. 191.20 of the statutes is amended to read:

191.20 Railroad routes; right to alter. Every railroad company may, by the vote of two-thirds of its directors, alter or change the route of its railroad, by making and filing with the office commission and also by recording in the office of the register of deeds of the county or counties where the alteration or change is to be made, a surveyed map and certificate of the alteration or change. The alteration or change may not deviate from the original route for a greater distance than one mile at any point. No city or village may be left off the railroad by the change of route. The original end points of the railroad, or the route in any city or village, shall not be changed without the approval of the office commission after notice to the municipality.

SECTION 2760. 191.21 of the statutes is amended to read:

191.21 Notices in counties without newspapers. If no ~~newspapers shall be~~ newspaper is published in any county in which a railroad is proposed to be located, the publications required by this chapter may be made in such manner and at such places as the office commission shall designate.

SECTION 2761. 192.001 (1) of the statutes is renumbered 192.001 (1m).

SECTION 2762. 192.001 (1c) of the statutes is created to read:

192.001 (1c) "Commission" means the public service commission.

SECTION 2763. 192.001 (2) of the statutes is repealed.

SECTION 2764. 192.14 (10) of the statutes is amended to read:

192.14 (10) If in any particular case, any temporary exemption from any requirement of this section is deemed necessary by a carrier, the office commission shall consider the application of the carrier for temporary exemption and may grant the exemption when accompanied by a full statement of the conditions existing and the reasons for the exemption. Any exemption so granted will be limited to the particular case specified and shall be limited to a stated period of time.

SECTION 2765. 192.14 (12) of the statutes is amended to read:

192.14 (12) The office commission may after public hearing make rules and establish the standards deemed necessary to carry out the purposes of this section.

SECTION 2766. 192.15 (14) of the statutes is amended to read:

192.15 (14) If in any particular case, any exemption from any requirement of this section is deemed necessary by a carrier, the office commission shall consider the application of the carrier for exemption and may grant the exemption when accompanied by a full statement of the conditions existing and the reasons for the exemption. Any exemption so granted shall be

limited to the particular case specified and shall be limited to a stated period of time.

SECTION 2767. 192.27 (1) of the statutes is amended to read:

192.27 (1) When the track of a railway corporation crosses the track of any other railway corporation at grade, or when their tracks and ~~right-of-way shall be right-of-way are~~ adjacent, except in counties having ~~one hundred fifty thousand~~ a population of at least 150,000, the corporations shall, within ~~sixty~~ 60 days after a written request of the office commission or the council or board of the city, town or village within which the tracks so cross or are adjacent, make a track connection within such town, city or village to afford reasonable and proper facilities for the interchange of traffic between their respective lines for forwarding and delivering freight, and the expense thereof shall be borne equally by ~~the said those~~ corporations, unless otherwise ordered by the office commission.

SECTION 2768. 192.29 (1) of the statutes is amended to read:

192.29 (1) SETTING MAXIMUM SPEED. Upon petition to the office commission by the governing body of any city or village or by any railroad corporation alleging that any railroad crossing of one or more public highways or streets in ~~such the~~ city or village is dangerous to human life and that public safety requires a designation of the maximum speed of a train over such crossing or crossings, or that an order previously made by the office commission should be modified, the office commission shall give notice to the parties in interest and order a hearing thereon in the manner provided by s. 195.04. If, after ~~such the~~ hearing, the office commission shall determine that the crossing or crossings described in ~~such the~~ petition are dangerous to human life, it may by order determine what maximum speed of a train over ~~such the~~ crossing is reasonably required by public safety and is consistent with the public need for adequate and expeditious passenger and freight service by railroad, having due regard for other orders entered by the office commission and to practical railroad operating conditions. Where the office commission has so designated the maximum speed of any train or trains over such crossing or crossings, ~~such the~~ rate of speed shall be the lawful maximum speed at which any train affected by ~~such the~~ order can be operated over ~~such the~~ public highway or street crossing, until changed by subsequent order of the office commission. Every railroad corporation violating any order entered under this subsection shall for every violation forfeit ~~to the state~~ not less than \$10 nor more than \$100. The jurisdiction over train speeds hereby vested in the office commission shall be exclusive, but any order entered by the office commission hereunder shall be subject to judicial review in the manner provided by ch. 227.

SECTION 2769. 192.29 (2) of the statutes is amended to read:

192.29 (2) ARTERIAL STOP SIGNS. In any proceeding under sub. (1) or under s. 195.28, the office commission may by order require that the state or municipality install at any crossing involved in such proceeding an official stop sign.

SECTION 2770. 192.29 (4) of the statutes is amended to read:

192.29 (4) HIGHWAYS, WHISTLE, HORN, BELL. No railroad train or locomotive shall run over any public traveled grade highway crossing outside of the limits of municipalities unless the whistle or horn shall be blown ~~80 rods~~ 1,320 feet from such crossing and the engine bell rung continuously from thence until ~~such the~~ crossing be reached. But the office commission may order that the ringing of the bell or the blowing of the whistle, or horn, or both, as required by this subsection shall be omitted at any crossing.

SECTION 2771. 192.31 (1) of the statutes is amended to read:

192.31 (1) Every railroad corporation shall maintain suitable telltales wherever any overhead structure or any part thereof is less than ~~22~~ 23 feet above the top of rail; except that if the office commission finds that the installation of a telltale at any particular place would be impracticable or would result in an increased hazard to either the public or an employe and that either or both such factors outweigh the safety benefit which would result from the installation of a telltale, the office commission may enter an order providing an exemption from this section. The exemption shall be ordered by the office commission only after public hearing under sub. (4).

SECTION 2772. 192.31 (2) of the statutes is amended to read:

192.31 (2) The office commission may determine the materials for and the construction and placing of such telltales.

SECTION 2772m. 192.31 (3) of the statutes is amended to read:

192.31 (3) After ~~July 1, 1949~~ December 31, 1993, no overhead structure shall be constructed or reconstructed, not including ordinary repairs necessary for maintenance, which shall have a vertical clearance of less than ~~22~~ 23 feet above the top of rail, except as provided in sub. (4).

SECTION 2773. 192.31 (4) of the statutes is amended to read:

192.31 (4) Upon finding that any such structure will not imperil life or limb, and that the public interest requires or permits such structure to be constructed or reconstructed otherwise than as permitted by sub. (3), the office commission may exempt such structure from such provision. Such findings shall be made only upon written application, setting forth fully the grounds therefor and shall be made only after public hearing. The findings and order granting exemption shall be in writing and contain complete provisions and requirements as to the vertical clearance to be maintained in such construction or reconstruction.

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Such structure shall be constructed or reconstructed only in compliance with such order.

SECTION 2774. 192.31 (5) of the statutes is amended to read:

192.31 (5) Prior to July 1, in each year every corporation operating a railroad within the state shall file with the office commission a verified statement showing the location of every such bridge or other structure over any of its tracks at a height of less than ~~22~~ 23 feet above the top of rail, together with a statement showing whether or not the provisions of this section have been fully complied with.

SECTION 2775. 192.324 of the statutes is amended to read:

192.324 Railroad bridges to be safe for employes. Whenever a complaint is lodged with the office commission by any person to the effect that a railroad bridge because of its style of construction does not have walks or railings and for that reason is dangerous to the life and limb of railroad employes and the safety of such employes requires the alteration so as to provide for such walks and railings of such bridge, ~~it shall be the duty of the said office to the commission shall~~ give notice to the party in interest, other than the complainant, of the filing of such the complaint and furnish such party with a copy thereof, and ~~to~~ order a hearing thereon, in the manner provided for hearings in s. 195.31, ~~and after such.~~ The commission may proceed in a similar manner in the absence of a complaint when, in the opinion of the commission, the safety of railroad employes requires the alteration of a railroad bridge. After the hearing, the office commission shall determine what alteration, if any, of such bridge, shall be made. The expense of such alteration shall be borne by the railroad company. The office may, on its own motion, in the absence of any complaint, when in its opinion the safety of railroad employes requires the alteration of any such bridge after like notice and hearing, proceed in like manner as upon a complaint duly filed.

SECTION 2776. 192.327 (3) of the statutes is amended to read:

192.327 (3) The office commission shall make and enforce reasonable rules relating to motor vehicles used to transport workers to and from their places of employment or during the course of their employment.

SECTION 2777. 192.327 (4) of the statutes is amended to read:

192.327 (4) Before formulating such rules, the office commission shall conduct hearings under ch. 227 and invite the participation of interested groups. These groups may make suggestions relating to the minimum standards to be embodied in the rules. The office commission may consider the suggestions prior to the issuance of any rules.

SECTION 2778. 192.327 (5) of the statutes is amended to read:

192.327 (5) The office commission may amend the rules at any time upon its own motion after due notice to interested parties.

SECTION 2779. 192.327 (6) of the statutes is amended to read:

192.327 (6) The office commission may, in enforcing the rules, inspect any motor vehicle used to transport workers to and from their places of employment or during the course of their employment. Upon request of the office commission, the department shall direct its traffic officers to assist the office in those inspections.

SECTION 2780. 192.327 (7) of the statutes is amended to read:

192.327 (7) Whenever the office commission finds that a motor vehicle used to transport workers to and from their places of employment or during the course of their employment violates any provision of the rules, the office commission shall make, enter and serve upon the owner of the motor vehicle such order as may be necessary to protect the safety of workers transported in the motor vehicle.

SECTION 2782. 192.33 (5) of the statutes is amended to read:

192.33 (5) The maintenance of cattle guards may be omitted by the railroad company with the written consent of the office commission specifying the particular crossings.

SECTION 2783. 192.34 of the statutes is amended to read:

192.34 Fences; complaint of insufficient; hearing; order. Upon complaint by the owner or occupant of any land contiguous to the ~~right-of-way~~ right-of-way of any railroad that the railroad company operating such line has failed to construct or keep in good repair such fences as the law requires along its ~~right-of-way~~ right-of-way opposite to such land, the office commission shall proceed thereon in the manner provided in s. 195.04. If it shall appear that the complaint is well founded ~~said office~~ the commission may order and direct ~~said the~~ railroad company to repair such fences so that the same shall be sufficient or to construct legal fences.

SECTION 2787. 192.47 of the statutes is amended to read:

192.47 Railroad police; oath; powers. Any railway company may, at its own expense, appoint and employ railroad police officers at the stations or other places on the line of its road within this state as it deems necessary for the protection of its property and the preservation of order on its premises and in and about its cars, depots, depot grounds, yards, buildings or other structures. Each police officer shall take an oath to support the constitution of the United States and claiming to be a citizen of the United States and shall file it ~~in~~ with the office commission. Each police officer shall, when on duty, wear a shield furnished by the company bearing the words "Railroad Police"

and the name of the company. These police officers may arrest, with or without warrant, any person who in their presence commits upon the premises of the company or in or about its cars, depots, depot grounds, yards, buildings or other structures any offense against the laws of this state or the ordinances of any town, city or village, and shall also have the authority of sheriffs in regard to the arrest or apprehension of these offenders in or about the premises or appurtenances. In case of the arrest, by a railroad police officer, of any person without warrant the officer shall immediately take the offender before a judge having jurisdiction and make complaint against the offender. Every railway company shall be responsible for the acts of its police officers.

SECTION 2788. 192.52 (3) of the statutes is amended to read:

192.52 (3) No railroad company operating in this state shall remove its shops from the place where the same are now located to any other point within or without this state or permanently close any shops in this state without first having secured the consent and permission of the office commission for such removal, after due notice and public hearing, and in all other respects as provided for hearings in ch. 195. The office commission shall render its decision within 30 days after such hearing.

SECTION 2789. 192.52 (4) of the statutes is amended to read:

192.52 (4) No railroad company operating in this state shall remove or transfer its terminals or permanently close any terminals in this state without the permission or consent of the office commission after due hearing had on ~~petition therefor~~ the matter, in compliance with ch. 195.

SECTION 2790. 192.52 (5) of the statutes is amended to read:

192.52 (5) Before any railroad company operating in this state shall make any removal or transfer of shops or terminals or ~~abandon~~ abandons the same, it shall file notice of intention so to do with the office commission, and the office commission shall have the power to investigate whether such proposed removal, transfer or abandonment, as the case may be, is in the public interest and is not unreasonable or unfair as to the employes of such railroad company. No such removal or transfer shall be made during such investigation, or thereafter, if the office commission finds such removal, transfer or abandonment is not in the public interest or is unreasonable or unfair as to the employes of such railroad.

SECTION 2791. 192.53 (4) of the statutes is amended to read:

192.53 (4) Upon finding that any such structure will not imperil life or limb, and that the public interest requires or permits such structure to be constructed or reconstructed otherwise than as permitted by the foregoing provisions of this section, the office commission may exempt such structure from such provision. Such

findings shall be made only upon written application, setting forth fully the grounds therefor and shall be made only after public hearing, and the findings and order granting exemption shall be in writing and shall contain complete provisions and requirements as to the horizontal clearance to be maintained in such construction or reconstruction. Such structure shall be constructed or reconstructed only in compliance with such order.

SECTION 2792. 192.53 (5) of the statutes is amended to read:

192.53 (5) Except as hereinbefore provided in this section and subject to the power of the office commission to make exceptions hereto in a manner similar to the power given it in sub. (4), no railroad or shipper shall after May 28, 1943, place or construct, within 8 feet 6 inches of the center line of any railroad track, any retaining walls, fences, signs, stand pipes, conveyors, or any other like obstruction, except railroad bridges, switch stands, mail cranes, coal, ice and water stations, intertrack fences and signals and other necessary interlocking mechanisms, or permit, within 8 feet 6 inches of the center line of any railroad track, the accumulation of any rubbish, waste or material of any sort, except material used for repair or construction work by such railroad company. The intent of this subsection is to afford proper clearance between railroad cars and obstructions and to promote the safety of railroad employes in switching cars.

SECTION 2793. 192.53 (6) of the statutes is amended to read:

192.53 (6) ~~Every~~ Any railroad or shipper to which this section applies, who violates any provision of this section or who fails, neglects or refuses to obey any lawful order made by the office commission under the provisions of this section, shall be ~~punished by a fine~~ not exceeding more than \$100 or by imprisonment in the county jail ~~imprisoned for not exceeding more than 60 days, or by both.~~

SECTION 2794. 192.55 (5) of the statutes is amended to read:

192.55 (5) Any corporation or person operating a railroad that shall fail to erect the telltales required by s. 192.31 for the space of 60 days after notice from the office commission requiring such erection shall forfeit not less than \$50 nor more than \$100, and each 20 days' delay thereafter in erecting such telltales shall be a separate offense.

SECTION 2795. 192.56 (1) of the statutes is amended to read:

192.56 (1) It is unlawful for any railroad company owning or operating any railroad in whole or in part in this state, to abandon any station in any town, village or city on its line of railroad, within this state, or to remove the depot therefrom, or to withdraw agency service therefrom, without first obtaining from the office commission an order authorizing such action.

SECTION 2796. 192.56 (2) of the statutes is amended to read:

192.56 (2) At a station where agency service is provided the application to ~~said office~~ the commission for such authorizing order shall set forth the facts showing the necessity for such action by the railroad company, and if the ~~office~~ commission finds that the application is sufficient presumptively to justify the order prayed for, it shall enter an order fixing the time and place of hearing on ~~said~~ the application, which time shall not be less than 20 days after the posting provided for in sub. (3).

SECTION 2797. 192.56 (3) of the statutes is amended to read:

192.56 (3) Notice of the time and place of ~~said~~ the hearing and of the purpose thereof shall be given, by the ~~office~~ commission, by posting ~~said~~ the notice in ~~five~~ 5 conspicuous places in ~~said~~ the town or village.

SECTION 2798. 192.56 (5) of the statutes is amended to read:

192.56 (5) The ~~said~~ hearing shall be held as other hearings before ~~said office~~ the commission are held as far as applicable. ~~Said office~~ The commission may dismiss ~~said~~ the application or may grant it in whole or in part and under such conditions as it may deem equitable.

SECTION 2799. 192.56 (6) of the statutes is amended to read:

192.56 (6) At a station where no agency service is provided, the application to the ~~office~~ commission for such authorizing order shall set forth the facts showing the necessity for such action by the railroad company. Notice of proposed removal or abandonment shall be given by the ~~office~~ commission by posting notice in 5 conspicuous places in the town or village concerned; and if within 20 days after the posting of notice no objections in writing are filed with the ~~office~~ commission by persons directly affected, an order authorizing the abandonment of the station may be issued by the ~~office~~ commission. If such objections to the granting of the order are filed with the ~~office~~ commission, the ~~office~~ commission shall proceed to hold a hearing in the matter as provided in subs. (4) and (5).

SECTION 2800. 194.01 (3m) of the statutes is created to read:

194.01 (3m) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2801. 194.01 (9) of the statutes is repealed.

SECTION 2802. 194.03 (4) of the statutes is repealed.

SECTION 2803. 194.03 (5) of the statutes is amended to read:

194.03 (5) No certificate or license hereafter issued shall contain authority to engage both in operations requiring a certificate ~~or permit~~ under the Federal Motor Carrier Act, 1935, and in operations which do not require ~~such a~~ a certificate ~~or permit~~.

SECTION 2805. 194.04 (1) (bd), (cb) and (cm) of the statutes are repealed.

SECTION 2806e. 194.04 (2) of the statutes is amended to read:

194.04 (2) PERMITS; APPLICATION, EXPIRATION. Every permit, ~~except the quarterly and multiple year permits issued pursuant to sub. (1) (cm) or permits subject to the fee provided in sub. (4) (cm) or (cr);~~ for the operation of a motor vehicle expires on December 31 of each year. ~~Except as herein provided application~~ Application for permits shall be made annually and shall be accompanied by the annual fee reduced by ~~one fourth for each quarter of the permit year in which the vehicle has not been operated, except that there shall be no reduction of the fees paid by private motor carriers or on renewals.~~ No permit shall be issued or renewed for any motor vehicle unless the registration required by ch. 341 is paid in this state.

SECTION 2807e. 194.04 (3) (a) of the statutes is amended to read:

194.04 (3) (a) No motor vehicle permit issued under this chapter shall be transferable from one motor vehicle to another except as ~~authorized under the regulations adopted under 49 USC 11506 or as further provided in this subsection.~~ Common motor carrier vehicles, except truck tractors or road tractors, upon which the common motor carrier permit fee has been paid may be used or operated in intrastate commerce by other common motor carriers without the payment of an additional permit fee. Contract motor carrier vehicles upon which the contract motor carrier permit fee has been paid may be used or operated in intrastate commerce by other contract motor carriers without the payment of an additional permit fee and, if operated exclusively in the metropolitan area of any city within a county having a population of 500,000 or more, may be used or operated in the hauling of common motor carrier trailers within the metropolitan area. When used in railroad trailer-on-flat-car service, and when interchanged between contract and common motor carriers, contract or common motor carrier trailers upon which the contract or common motor carrier permit fee has been paid may be used or operated by other contract or common motor carriers without an additional permit. Private motor carrier trailers may be used or operated both by private motor carriers and by common and contract motor carriers upon the payment of the appropriate common or contract motor carrier permit fee.

SECTION 2808e. 194.04 (3) (am) of the statutes is amended to read:

194.04 (3) (am) No additional permit or payment of fees is required by the lessee of a contract motor carrier vehicle licensed in this state if the lessor is a Wisconsin resident and the lessee has a contract carrier license or common carrier certificate of authority issued by the ~~office~~ department and insurance on file with the department as prescribed in s. 194.41.

SECTION 2809e. 194.04 (3) (b) of the statutes is amended to read:

194.04 (3) (b) When a motor truck, motor bus, tractor or trailer having a permit is sold or otherwise disposed of, and its permit canceled and such vehicle is replaced by another such motor vehicle, a permit of the same class shall be issued by the department for the same year to such replacement vehicle without charge, ~~except that if a motor vehicle is subject to 49 USC 11506 the provisions for replacement vehicle permits set out in the regulations adopted pursuant to 49 USC 11506 shall apply.~~

SECTION 2809g. 194.04 (3) (c) 1 of the statutes is amended to read:

194.04 (3) (c) 1. Any individual, copartnership or corporation whose principal business is leasing, for compensation, motor vehicles may, upon payment of an additional annual permit fee of \$20 as provided in sub. (4) for each leased motor vehicle for which a permit is required, lease the same to common and contract motor carriers. The lessor shall not be considered to obtain the privileges or be subject to the obligations of s. 194.23 or 194.34 nor shall s. 194.23 or 194.34 apply to the lessor.

SECTION 2810c. 194.04 (4) (intro.) of the statutes is amended to read:

194.04 (4) ANNUAL PERMIT FEES. (intro.) The annual permit fees required for motor vehicles ~~except as provided in sub. (2)~~ operated under this chapter solely in intrastate commerce and used for hire shall be as follows:

SECTION 2810e. 194.04 (4) (a) of the statutes is amended to read:

194.04 (4) (a) Motor vehicles operated solely in intrastate commerce by common motor carriers of passengers, ~~\$30~~ \$5.

SECTION 2810f. 194.04 (4) (b) of the statutes is amended to read:

194.04 (4) (b) Motor vehicles, except semitrailers, operated solely in intrastate commerce by common motor carriers of property, ~~\$30~~ \$5.

SECTION 2810g. 194.04 (4) (c) of the statutes is amended to read:

194.04 (4) (c) Motor vehicles, except semitrailers, operated solely in intrastate commerce by contract carriers, ~~\$15~~ \$5.

SECTION 2810h. 194.04 (4) (cm) of the statutes is repealed.

SECTION 2810i. 194.04 (4) (cr) of the statutes is repealed.

SECTION 2812. 194.09 of the statutes is amended to read:

194.09 Marking carrier vehicles. Each motor vehicle ~~for which operated by~~ a common motor carrier permit of property or of passengers, a contract motor carrier permit or a private motor carrier permit ~~is issued~~, shall be plainly marked in such manner as the department may prescribe, so as to identify such

motor vehicle as being operated ~~under such a permit pursuant to this chapter.~~

SECTION 2813. 194.11 of the statutes is amended to read:

194.11 Inspection of premises or vehicles. The department ~~or the office, or its~~ duly authorized agents ~~of the department or office~~, may at any time enter upon any premises within this state occupied by any common motor carrier of property or passengers, any contract motor carrier or any private motor carriers, or any motor vehicle of a common motor carrier, contract motor carrier or a private motor carrier for the purpose of exercising any power provided for in this chapter. Duly authorized agents of the department may stop a motor vehicle under this section upon the public highways for the purpose of exercising any power provided for in this chapter.

SECTION 2814. 194.145 (title) of the statutes is amended to read:

194.145 (title) Hearing; decision.

SECTION 2815. 194.145 (1) of the statutes is amended to read:

194.145 (1) Any person adversely affected by a determination of the department under this chapter may petition the office division of hearings and appeals for review. The office division of hearings and appeals shall set a time for a hearing on the matter, and notice of the hearing shall be given to the petitioner and the department at least 10 days prior to the hearing. The hearing shall be conducted as are hearings for contested cases under ch. 227.

SECTION 2816. 194.145 (2) of the statutes is amended to read:

194.145 (2) In its decision the office division of hearings and appeals may confirm or reverse or may modify, with or without conditions, the determination of the department. Where appropriate, the office division of hearings and appeals may by order direct the department to implement the decision of the office division.

SECTION 2817. 194.145 (3) of the statutes is amended to read:

194.145 (3) Review of department determinations made under this chapter is a condition precedent to judicial review under ch. 227. Decisions of the office division of hearings and appeals are subject to judicial review under ch. 227.

SECTION 2818. 194.16 of the statutes is amended to read:

194.16 Operation while delinquent unlawful. No motor carrier of property or of passengers shall operate any motor vehicle ~~under any permit issued~~ pursuant to this chapter while delinquent in the payment of any part of the fees provided under ch. 341.

SECTION 2819. 194.17 (1) of the statutes is renumbered 194.17 and amended to read:

194.17 Penalties. Every common motor carrier of property or of passengers, every contract motor car-

rier and every private motor carrier to which this chapter applies and every person who operates without obtaining a certificate under s. 194.23 or license under s. 194.34, except a license for transporting exempt commodities, or without meeting the insurance requirements under s. 194.41, shall forfeit not less than \$500 nor more than \$5,000. Any person who violates any other provisions of this chapter including the requirement to obtain a license to transport exempt commodities or the requirement to obtain a permit or who violates orders or rules issued by the ~~office of the commissioner~~ division of hearings and appeals or orders or rules issued by the secretary shall forfeit not less than \$50 nor more than \$100. Each violation constitutes a separate offense. In construing and enforcing the provisions of this section, the act, omission or failure of any officer, agent or servant or other person acting for or employed by any common motor carrier of property or of passengers, any contract motor carrier or any private motor carrier, done within the scope of employment is deemed to be the act, omission, or failure of the common motor carrier of property or of passengers, contract motor carrier or private motor carrier.

SECTION 2821. 194.20 (1) of the statutes is amended to read:

194.20 (1) Motor carriers operating in interstate and foreign commerce shall obtain certificates and licenses as provided in ss. 194.23 and 194.34. Certificates and licenses which involve operations in interstate and foreign commerce may be denied by the office department if it finds that the record and experience of the applicant evinces a disposition to violate or evade the laws or regulations of the state applicable to the operations proposed by the applicant.

SECTION 2822. 194.20 (2) of the statutes is amended to read:

194.20 (2) Notwithstanding sub. (1) the office department is empowered to act under the provisions of section 206 (a) of the interstate commerce act, as amended by P.L. 87-805, 76 Stat. 911, by making any finding, determination and otherwise doing any other thing necessary to proceed under that statute.

SECTION 2823m. 194.23 (1) of the statutes is amended to read:

194.23 (1) No person may operate any motor vehicle as a common motor carrier without first obtaining a certificate ~~issued by the office and, if required under this chapter,~~ a permit issued by the department for the operation of the vehicle, except that no permit is required for the operation of a semitrailer. The office department may issue or refuse to issue any certificate. The office department may attach to the exercise of the privilege granted by a certificate any terms or conditions which are permitted under this chapter.

SECTION 2824. 194.23 (2) of the statutes is amended to read:

194.23 (2) The office department shall issue a certificate without a hearing and order if the office department finds that the applicant is fit, willing and able to provide the transportation authorized by the certificate and to comply with this chapter.

SECTION 2825. 194.23 (3) (intro.) of the statutes is amended to read:

194.23 (3) (intro.) In determining the ability and fitness of a common motor carrier under sub. (2), the office department shall consider all of the following:

SECTION 2826. 194.23 (4) of the statutes is amended to read:

194.23 (4) If the office department denies a certificate, the office department shall notify the applicant in writing of the reason, and the applicant shall have 30 days to correct the deficiency and reapply without payment of an additional application fee.

SECTION 2827. 194.24 of the statutes is amended to read:

194.24 Application; form. Applications for all certificates, licenses and permits required under this chapter shall be verified, written, and in conformity with department requirements as to form and content. The department shall prepare and make the forms available ~~such forms as the office may request.~~ The department shall make provision on applications for any information required by the office to applicants.

SECTION 2828. 194.25 (3) of the statutes is amended to read:

194.25 (3) When the holder of a certificate or license or any right or privilege thereunder dies, his or her personal representative, heirs or surviving spouse may continue to operate thereunder for a reasonable period after his or her death. The office department shall have power to determine when such period shall end and no person shall operate under the provisions of this subsection beyond the date fixed by the office department. Any person electing to operate under this subsection shall be considered as having assented to be considered as the holder of said certificate, license or any right or privilege thereunder for purposes of regulation under the laws of Wisconsin.

SECTION 2829. 194.31 of the statutes is amended to read:

194.31 Inspection of records. ~~The commissioner of transportation and the secretary,~~ or any person employed by ~~either of them~~ the secretary, shall, upon demand, have the right to inspect the insurance records of any common motor carrier of property or of passengers or of any contract motor carrier and to examine under oath any officer, agent or employe of such carrier in relation to the insurance required under s. 194.41; provided that any person other than the ~~commissioner of transportation or secretary~~ who shall make such demand shall produce his or her authority under the hand and seal of ~~the office or the~~ department.

SECTION 2830. 194.32 of the statutes is amended to read:

194.32 Buses, restrictions. No common motor carrier of passengers shall operate any passenger-carrying bus over any public highway of this state with any trailer or semitrailer attached except for an articulated bus as defined in s. 340.01 (2m). Except for an articulated bus as defined in s. 340.01 (2m) which may be 65 feet in length, no interurban motor bus which exceeds 40 feet in length or 8 feet 6 inches in width or is double-decked shall be operated upon the public highways under the authority of a ~~common carrier permit~~ this chapter. As used in this section an interurban motor bus is deemed "double-decked" when passengers are carried therein on an upper level throughout the length of the bus over passengers on a lower level throughout the length of the bus.

SECTION 2831e. 194.34 (1) of the statutes is amended to read:

194.34 (1) No person may operate any motor vehicle as a contract motor carrier without first obtaining a license ~~issued by the office and, if required under this chapter,~~ a permit issued by the department for the operation of the motor vehicle, except that no permit is required for the operation of a semitrailer. The ~~office department~~ may refuse to issue any license or may attach to the exercise of the privilege granted by a license any terms or conditions which are permitted under this chapter.

SECTION 2832. 194.34 (2) of the statutes is amended to read:

194.34 (2) The ~~office~~ department shall issue a license without a hearing and order if the ~~office~~ department finds that the applicant is fit, willing and able to provide the transportation to be authorized by the license and to comply with this chapter.

SECTION 2833. 194.34 (3) (intro.) of the statutes is amended to read:

194.34 (3) (intro.) In determining the ability and fitness of a contract motor carrier under sub. (2), the ~~office~~ department shall consider all of the following:

SECTION 2834. 194.34 (4) of the statutes is amended to read:

194.34 (4) If the ~~office~~ department denies a license, the ~~office~~ department shall notify the applicant in writing of the reason, and the applicant shall have 30 days to correct the deficiency and reapply without payment of an additional application fee.

SECTION 2835e. 194.355 of the statutes is amended to read:

194.355 (title) Operation under certificate, license or permit. The operation of a motor vehicle under a certificate or permit issued to a common motor carrier or a under a license or permit issued to a contract motor carrier shall, during the effective life of ~~said the certificate, license or permit,~~ be deemed to be the operation of the permittee holder of the certificate, license or permit for all purposes related to the enforcement of this chapter and chs. 110, 341 to 349 and 351.

SECTION 2836. 194.37 (1) of the statutes is renumbered 194.37 and amended to read:

194.37 (title) Enforcement. The department ~~and the office~~ shall enforce the orders relating to the provisions of this chapter and shall coordinate and allocate ~~their~~ its activities so as to effectively enforce such orders and this chapter.

SECTION 2837. 194.37 (3) of the statutes is repealed.

SECTION 2838. 194.38 (2) of the statutes is amended to read:

194.38 (2) To prescribe rules and regulations as to safety of operations and the hours of labor of drivers of motor vehicles operated under ~~common or contract motor carrier permits~~ the authority of this chapter.

SECTION 2838m. 194.405 of the statutes is created to read:

194.405 Single-state insurance registration system. The department may participate in and do all things necessary to implement and administer a single-state insurance registration system for motor carriers in accordance with 49 USC 11506. The annual fee required under this section for a motor vehicle that is operated in this state and which is subject to the single-state insurance registration system shall be \$5.

SECTION 2839. 194.41 (1) of the statutes is amended to read:

194.41 (1) No permit or vehicle registration may be issued to a common motor carrier of property, contract motor carrier or rental company, no permit or vehicle registration may remain in force to operate any motor vehicle ~~for which a permit is required by~~ under the authority of this chapter and no vehicle registration may be issued or remain in force for a semitrailer unless the carrier or rental company has on file with the department and in effect an approved certificate for a policy of insurance or other written contract in such form and containing such terms and conditions as may be approved by the department issued by an insurer authorized to do a surety or automobile liability business in this state under which the insurer assumes the liability prescribed by this section with respect to the operation of such motor vehicles. The certificate or other contract is subject to the approval of the department and shall provide that the insurer shall be directly liable for and shall pay all damages for injuries to or for the death of persons or for injuries to or destruction of property that may be recovered against the owner or operator of any such motor vehicles by reason of the negligent operation thereof in such amount as the department may require. Liability may be restricted so as to be inapplicable to damage claims on account of injury to or destruction of property transported, but the department may require a certificate or other contract protecting the owner of the property transported by carriers from loss or damage in the amount and under the conditions as the department may require. No permit or vehicle registration may be issued to a common motor

carrier of passengers by any motor vehicle, or other carrier of passengers by motor bus, except those registered in accordance with s. 341.26 (2) (a) and (d), and no permit or vehicle registration may remain in force to operate any motor vehicle unless it has on file with the department a like certificate or other contract in the form and containing the terms and conditions as may be approved by the department for the payment of damages for injuries to property and injuries to or for the death of persons, including passengers, in the amounts as the department may require.

SECTION 2840c. 194.46 of the statutes is amended to read:

194.46 Amendment, suspension or revocation of certificate, license or permit; hearing. The office department may at any time, by its order duly entered after a hearing had, upon notice to the holder of any certificate, license or permit under this chapter and an opportunity to be heard, at which it shall be proved that the holder has wilfully violated or refused to comply with any of the provisions of this chapter, or any orders or rules of the ~~office~~ department, alter, amend, suspend or revoke the certificate, license or permit. The office department may suspend or revoke a certificate, license or permit under this chapter if, after providing the holder thereof notice and an opportunity to be heard on the matter, the office department finds that service under the certificate, license or permit has been abandoned. A person who is aggrieved by an order of the department under this section may, within 20 days after the date that the order is issued, request a review of the order by the division of hearings and appeals.

SECTION 2841. 195.001 (1) of the statutes is renumbered 195.001 (1m).

SECTION 2842. 195.001 (1c) of the statutes is created to read:

195.001 (1c) "Commission" means the public service commission.

SECTION 2843. 195.001 (2) of the statutes is repealed.

SECTION 2844. 195.03 (title) of the statutes is amended to read:

195.03 (title) Commission; powers and duties, general enumeration.

SECTION 2845. 195.03 (1) of the statutes is amended to read:

195.03 (1) PRACTICE RULES. The office commission may take testimony and administer oaths and may ~~adopt promulgate~~ rules to govern its proceedings and to regulate the mode and manner of all hearings. All hearings shall be open to the public.

SECTION 2846. 195.03 (2) of the statutes is created to read:

195.03 (2) COMMISSION INITIATIVE. In any matter within its jurisdiction under ch. 192 or this chapter, the commission may initiate, investigate and order a

hearing at its discretion upon such notice as it considers proper.

SECTION 2847. 195.03 (7) of the statutes is amended to read:

195.03 (7) STUDY CARRIER BUSINESS, DEMAND INFORMATION. The office commission may inquire into the management of the business of all railroads, and shall keep itself informed as to the manner in which the same is conducted, and may obtain from any railroad all necessary information to enable the office commission to perform the duties and carry out the objects for which it ~~was created~~ is responsible.

SECTION 2848. 195.03 (8) of the statutes is amended to read:

195.03 (8) QUESTIONNAIRES, ANSWERS COMPULSORY. The office public service commission shall prepare blanks for the purpose of obtaining the information which it may deem necessary or useful to the proper exercise of its functions, which shall conform as nearly as practicable to the forms prescribed by the interstate commerce commission, and shall furnish such blanks to railroads, and every railroad receiving such blanks, shall cause the same to be properly filled out and verified under oath by its proper officer and returned to the office public service commission within the time fixed by the office public service commission.

SECTION 2849. 195.03 (9) of the statutes is amended to read:

195.03 (9) EXAMINE BOOKS AND FILES OF CARRIERS. The ~~commissioner of transportation or any person employed by the office for that purpose~~ commission shall, upon demand, have the right to inspect the books and papers of any railroad and to examine under oath any officer, agent or employe of such railroad in relation to its business and affairs; provided that any person ~~other than the commissioner of transportation who shall make~~ makes such demand shall produce his ~~or her~~ authority under the hand and seal of the office commission.

SECTION 2850. 195.03 (10) of the statutes is amended to read:

195.03 (10) PRODUCTION OF RECORDS AND FILES KEPT OUT OF STATE. The office commission may, by an order or subpoena to be served in the manner that a circuit court summons is served, require the production within this state, at such time and place as it may designate, of any books, papers or accounts kept by any railroad without the state, or verified copies in lieu thereof, if the office commission shall so order.

SECTION 2851. 195.03 (11) of the statutes is amended to read:

195.03 (11) UNIFORM SYSTEM OF ACCOUNTING. The office commission may prescribe a uniform system of keeping and rendering accounts of all railroad business transacted in ~~Wisconsin~~ this state, and the time within which railroads shall adopt such system; provided that all forms of accounts which may be pre-

scribed by the office commission shall conform as nearly as practicable to similar forms prescribed by federal authority.

SECTION 2852. 195.03 (12) of the statutes is amended to read:

195.03 (12) TIME FOR FILING RATE TARIFFS. The office commission shall fix the time for filing railroad schedules relative to the transportation of passengers and property and of any service in connection therewith.

SECTION 2853. 195.03 (13) of the statutes is amended to read:

195.03 (13) SCHEDULE FORMS. The office commission may prescribe the forms for railroad schedules.

SECTION 2854. 195.03 (14) of the statutes is amended to read:

195.03 (14) PASSES TO SHIPPERS. The office commission may prescribe regulations for free transportation of attendants upon shipments of live stock.

SECTION 2855. 195.03 (15) of the statutes is amended to read:

195.03 (15) ELEVATORS AND WAREHOUSES. The office commission may prescribe rules and regulations covering the charges and manner of conducting the business of public elevators and warehouses upon railroad ground.

SECTION 2856. 195.03 (16) of the statutes is amended to read:

195.03 (16) CAR SERVICE. The office commission may make reasonable regulations for furnishing cars to shippers, and for moving, loading and unloading cars and for weighing cars and freight, and to test railroad weights and scales used in weighing freight or cars.

SECTION 2857. 195.03 (17) of the statutes is amended to read:

195.03 (17) PRIVATE TRACKS. The office commission shall have control of private railroad tracks insofar as the same are used by common carriers for the transportation of freight, in all respects the same as though such tracks were part of a public railroad.

SECTION 2858. 195.03 (18) of the statutes is amended to read:

195.03 (18) SAFETY DEVICES. The office commission may make reasonable rules, regulations, specifications and standards for the installation, operation and maintenance of all safety devices and measures.

SECTION 2859. 195.03 (19) of the statutes is amended to read:

195.03 (19) RAILROAD STRUCTURES. The office commission may order the repair or reconstruction of any inadequate or unsafe railroad track or structure.

SECTION 2860. 195.03 (25) of the statutes is amended to read:

195.03 (25) DISTRIBUTION OF ORDERS. The office commission shall upon application furnish certified copies, under its seal, of any order made by it, which

shall be prima facie evidence of the facts stated therein.

SECTION 2861. 195.03 (28) of the statutes is amended to read:

195.03 (28) TITLE. The office commission may sue and be sued in that name, and may confer with or participate in any proceedings before any regulatory agency of any other state or of the federal government.

SECTION 2862. 195.03 (29) of the statutes is amended to read:

195.03 (29) TRAIN PRIVILEGES. The ~~commissioner and employes~~ Employes authorized by the office commission to perform railroad inspection duties may, in the performance of such duties, ride in and upon any engine, car or train of any class, of any railroad, upon payment of the lawful passenger fare, but such railroad shall not thereby be deemed to become a common carrier of passengers other than on passenger cars.

SECTION 2863. 195.04 (1) of the statutes is amended to read:

195.04 (1) Upon complaint of any person, including any state agency or railroad, that any railroad rate, fare, charge, or classification or any regulation or practice whatever affecting the transportation of persons or property, or any service in connection therewith, is in any respect unreasonable or unjustly discriminatory or that any service is inadequate, the office commission may direct the department to investigate the complaint and shall set the complaint for hearing. The report of the department shall be presented to the office commission only at the hearing on the complaint, if hearing is requested and held. No order may be entered by the office commission without a public hearing.

SECTION 2864. 195.04 (2) of the statutes is amended to read:

195.04 (2) The office commission shall, prior to such hearing, notify the railroad complained of that a complaint has been made, and 20 days after such notice has been given the office commission may proceed to set a time and place for a hearing.

SECTION 2865. 195.04 (3) of the statutes is amended to read:

195.04 (3) The office commission shall give the railroad and the complainant 20 days' notice of the hearing and the matters to be considered and determined. Both the railroad and complainant shall be entitled to be heard and shall have process to enforce the attendance of witnesses.

SECTION 2866. 195.041 of the statutes is amended to read:

195.041 Separate rate hearings; absence of direct damage. The office commission may, when complaint is made of more than one rate or charge, order separate hearings thereon, and may consider and determine the several matters complained of separately and at such times as it may prescribe. No complaint shall

at any time be dismissed because of the absence of direct damage to the complainant.

SECTION 2867. 195.042 of the statutes is amended to read:

195.042 Summary investigations. Whenever the office commission believes that any rate or charge may be unreasonable or unjustly discriminatory or that any service is inadequate or cannot be obtained or that an investigation of any matter relating to any railroad should for any reason be made, it may request the department to investigate the same with or without notice.

SECTION 2868. 195.043 (1) of the statutes is amended to read:

195.043 (1) If, after summary investigation by the department, the office commission becomes satisfied that sufficient grounds exist to warrant a formal hearing being ordered as to the matters investigated, it shall set a time and place for a hearing. The office commission shall publish notice of any such investigation in its weekly calendar and the report of the department and all matters considered by the office commission with respect thereto shall be available for public inspection upon request.

SECTION 2869. 195.043 (2) of the statutes is amended to read:

195.043 (2) Notice of the time and place for such hearing shall be given to the railroad, and to such other interested persons as the office commission deems necessary, as provided in s. 195.04, and thereafter proceedings shall be had and conducted in reference to the matter investigated in like manner as though complaint had been filed with the office commission relative to the matter investigated, and the same order or orders may be made in reference thereto as if such investigation had been made on complaint.

SECTION 2870. 195.044 (1) of the statutes is amended to read:

195.044 (1) Each witness who appears before the office commission or its agent, by its order, shall receive for attendance the fees and mileage now provided for witnesses in civil cases in courts of record, which shall be audited and paid by the state in the same manner as other expenses are audited and paid, upon the presentation of proper vouchers sworn to by such witnesses and approved by the ~~commissioner of transportation~~ commission. Said fees and mileage shall be charged to the appropriation for the office commission.

SECTION 2871. 195.044 (2) of the statutes is amended to read:

195.044 (2) No witness subpoenaed at the instance of parties other than the office commission is entitled to compensation from the state for attendance or travel unless the office commission certifies that the witness' testimony was material to the matter investigated.

SECTION 2872. 195.045 of the statutes is amended to read:

195.045 Depositions. The office commission or any party may in any hearing cause the depositions of witnesses residing within or without the state to be taken in the manner prescribed by law for like depositions in civil actions in circuit courts. Any expense incurred or authorized by the office commission in taking such depositions shall be charged to the appropriation for the office commission.

SECTION 2873. 195.046 of the statutes is amended to read:

195.046 Record. A full and complete record shall be kept of all proceedings before the office commission or its hearing examiners.

SECTION 2874. 195.05 (title) and (1) of the statutes are amended to read:

195.05 (title) Commission; service, procedure. (1) **ORDERS FOR SERVICE.** Whenever the office commission shall find that any existing rate, fare, charge, or classification, or any joint rate, or any regulation or practice affecting the transportation of persons or property, or any service in connection therewith is unreasonable or unjustly discriminatory or that any service is inadequate, it shall determine and by order fix a reasonable rate, fare, charge, classification, joint rate, regulation, practice or service to be imposed, observed and followed in the future, in lieu of that found to be unreasonable or unjustly discriminatory or inadequate.

SECTION 2875. 195.05 (2) of the statutes is amended to read:

195.05 (2) **TIME TO COMPLY WITH ORDERS.** Where the order made relates to service, and the same cannot, in the judgment of the office commission, be complied with within ~~twenty~~ 20 days, the office commission may prescribe such additional time as in its judgment is reasonably necessary to comply with the order and may on application and for good cause shown further extend the time.

SECTION 2876. 195.05 (4) of the statutes is amended to read:

195.05 (4) **MODIFICATION OF ORDERS.** The office commission may by order at any time, upon notice to the railroad and after opportunity to be heard, rescind, alter or amend any order fixing any rate or rates, fares, charges or classification, or any other order made by the office commission.

SECTION 2877. 195.05 (5) of the statutes is amended to read:

195.05 (5) **JOINT RATES APPORTIONED.** Whenever the rate ordered substituted by the office commission shall be a joint rate or charge, and the railroads shall fail to agree upon the apportionment thereof within ~~twenty~~ 20 days after the service of such order, the office commission may, after a like hearing, issue a supplemental order declaring the apportionment of

such joint rate or charge and the same shall take effect as a part of the original order.

SECTION 2878. 195.05 (6) of the statutes is amended to read:

195.05 (6) JOINT RATES ORDERED. Whenever the railroads shall refuse or neglect to establish joint rates the office commission may, upon notice to the railroads and after opportunity to be heard, fix and establish such joint rates, and if the railroads shall fail to agree upon the apportionment thereof within ~~twenty~~ 20 days after service of such order, the office commission may, upon a like hearing, issue a supplemental order declaring the apportionment of such joint rates and the same shall take effect as part of the original order.

SECTION 2879. 195.055 of the statutes is amended to read:

195.055 Judicial review. All orders and determinations of the office commission are subject to judicial review under ch. 227.

SECTION 2880. 195.06 of the statutes is amended to read:

195.06 (title) Commission orders prima facie lawful. All orders, determinations and decisions made by the office commission shall be in force and effective 20 days after the same has been served as required by s. 227.48 unless the office commission shall specify a different date upon which the same shall be effective, and shall be prima facie lawful, and all regulations, practices and service prescribed by the office commission shall be in force and shall be prima facie lawful and reasonable, until finally found otherwise upon judicial review thereof instituted pursuant to ch. 227.

SECTION 2881. 195.07 (1) of the statutes is amended to read:

195.07 (1) POWERS. The office commission shall inquire into the neglect or violation of the laws of this state by railroads, or by the officers, agents or employes thereof, or by persons operating railroads, and shall report violations to the attorney general.

SECTION 2882. 195.07 (2) of the statutes is amended to read:

195.07 (2) ATTORNEY GENERAL AND DISTRICT ATTORNEY TO PROSECUTE. Upon request of the office commission, the attorney general or the district attorney of the proper county shall aid in any investigation, hearing or trial had under, and shall institute and prosecute all necessary actions or proceedings for the enforcement of, laws relating to railroads.

SECTION 2883. 195.08 (2) of the statutes is amended to read:

195.08 (2) SCHEDULES; PUBLICATION. Every railroad shall print in plain type and file with the office commission schedules which shall be open to public inspection showing all rates, fares and charges for the transportation of passengers and property and any service in connection therewith which it has established and which are in force at the time between all points in this state upon its line or any line controlled

or operated by it. The schedules shall plainly state the places upon its line or any line controlled or operated by it in this state between which passengers and property will be carried, and there shall be filed therewith the classification of freight in force.

SECTION 2884. 195.08 (5) of the statutes is amended to read:

195.08 (5) SAME, JOINT RATES. When passengers or property are transported over connecting lines in this state, and the several railroads operating ~~such the~~ lines establish joint rates, fares and charges, a schedule thereof shall in like manner be printed and filed with the office commission and in every depot, station and office of ~~such the~~ railroads.

SECTION 2885. 195.08 (7) of the statutes is amended to read:

195.08 (7) CHANGES IN SCHEDULE. No change shall be made in any schedule, or in any classification, unless ~~such the~~ change shall be plainly indicated upon existing schedules, or by filing new schedules in lieu thereof, ~~thirty 30~~ 30 days prior to the time the same are to take effect. Copies of all new schedules shall be filed as hereinbefore provided in every depot, station and office of such railroad at places to or from which the rates in such schedules apply, ~~thirty 30~~ 30 days prior to the time the same are to take effect, unless the office commission shall prescribe a less time.

SECTION 2886. 195.08 (9) of the statutes is amended to read:

195.08 (9) COMPLAINT AGAINST CHANGE IN SCHEDULES. Whenever a complaint is filed with the office commission before any change in any schedule, or in any classification, rule, regulation or practice becomes effective to the effect that ~~such the~~ change is unreasonable or unjustly discriminatory, the office commission shall give notice to the railroad that a complaint has been made, may direct the department to investigate the ~~same~~ complaint and shall set the complaint for hearing. Any report of the department shall be presented to the office commission only at the hearing on the complaint. The office commission may, in its discretion, by order, stay ~~such the~~ change pending the determination of the matters investigated at any time before ~~said the~~ change shall take effect. If the change complained of is found unreasonable or unjustly discriminatory ~~such, the~~ change shall not take effect, and, if the change has become effective ~~the office, the~~ commission shall order the discontinuance thereof. The office commission may fix and order substituted for any such change such rates, joint rates, fares, charges, classification, rule, regulation, practice or service as it shall have determined to be just and reasonable and which shall be charged, imposed or followed in the future, and shall make such order respecting such rule, regulation, practice or service as it shall determine to be reasonable and which shall be observed and followed in the future. Procedure and notice shall be as provided in s. 195.04 (2) to (4).

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SECTION 2887. 195.10 of the statutes is amended to read:

195.10 Emergency rates. The office commission shall have power, when deemed by it necessary to prevent injury to the business or interests of the people or railroads of this state in consequence of interstate rate wars, or in case of any other emergency to be judged of by the office commission, to temporarily alter, amend, or, with the consent of the railroad company concerned, suspend any existing passenger rates, freight rates, schedules and orders on any railroad or part of railroad in this state. Such rates so made by the office commission shall apply on one or more of the railroads in this state or any portion thereof as may be directed by the office commission, and shall take effect at such time and remain in force for such length of time as may be prescribed by the office commission.

SECTION 2888. 195.15 of the statutes is amended to read:

195.15 Transportation contracts, filed. Every railroad shall, when required and within the time fixed by the office commission, deliver to the office commission for its use copies of all contracts which relate to the transportation of persons or property, or any service in connection therewith, made or entered into by it with any other railroad or any shipper or other person doing business with it.

SECTION 2889. 195.16 of the statutes is amended to read:

195.16 Pass lists. Every railroad shall keep and for 2 years preserve a record of every railroad ticket, pass or mileage book issued to a resident of this state free or for a money consideration less than that charged the general public. Such record shall consist of the name of the recipient, the amount received, and the reason for issuance, and shall be open to inspection by the office commission upon reasonable notice during such period of 2 years.

SECTION 2890. 195.17 of the statutes is amended to read:

195.17 Interstate rate investigation, petition for relief, tariffs filed. The office public service commission may investigate all freight rates on interstate traffic affecting Wisconsin, and when the same are, in the opinion of the office public service commission, excessive or discriminatory or are levied or laid in violation of the law, or in conflict with the rulings, orders or regulations of the interstate commerce commission, the office public service commission shall present the facts to the interstate carrier, with a request to make such changes as the office public service commission may advise, and, if such changes are not made within a reasonable time, the office public service commission shall petition the interstate commerce commission for relief. All freight tariffs issued by any railroad relating to interstate traffic in this state shall be filed ~~in the office~~ with the public service commission when issued.

SECTION 2891. 195.19 (1) of the statutes is amended to read:

195.19 (1) PASSENGER. Every railroad shall provide and maintain adequate passenger depots equipped with proper toilet facilities at its regular stations for the accommodation of passengers, and said depots shall be kept clean, well-lighted and warmed, for the comfort and accommodation of the traveling public, and shall be kept open continuously from not less than 20 minutes before any train carrying passengers is scheduled to arrive and until such train has departed and for such longer period in any case as the office commission may determine is necessary for the convenience and accommodation of the public. Where the office commission determines that the service of certain trains in making stops on signals is in excess of reasonably adequate service, the provisions of this section shall not apply in connection with the rendition of such service.

SECTION 2892. 195.19 (3) of the statutes is amended to read:

195.19 (3) UNION DEPOT. In every city or village or town in which ~~two~~ 2 or more railroads maintain passenger depots, it shall be the duty of such railroads to construct, maintain and use an adequate union passenger depot, whenever practical and required by public convenience and necessity. If, after investigation, the office commission shall determine that it is practicable and that public convenience and necessity required the construction, maintenance and use of a union passenger depot in any such city or village or town the office commission may order such railroads to construct, maintain and use an adequate union passenger depot, and shall in such order fix the location of such depot. If the railroads shall be unable to agree upon an apportionment of the original cost of such union passenger depot, and the expense of maintaining the same, within ~~twenty~~ 20 days after the service of such order, the office commission may, after a hearing, issue a supplemental order declaring the apportionment of such original cost and the expense of maintaining such depot.

SECTION 2893. 195.20 of the statutes is amended to read:

195.20 Joint use of railroad property. Whenever, upon complaint and after hearing had, the ~~office shall find~~ commission finds that public convenience and necessity require the use by one or more railroads of the tracks, wires, poles, ~~rights-of-way~~ rights-of-way, switches, bridges or other property belonging to another railroad over or on any street, railroad, railway, ~~right-of-way~~ right-of-way, bridge or viaduct, upon or over which said railroads have a right to operate, and that such use will not prevent the owners or other users thereof from performing their public duties, nor result in irreparable injury to such owners or other users thereof, the office commission may, by order, direct that such use be permitted, and prescribe

a reasonable compensation and reasonable terms and conditions for such joint use.

SECTION 2894. 195.21 of the statutes is amended to read:

195.21 Warehouses. Any person proposing to erect or maintain a public elevator or public warehouse for the purchase, sale, storage, receiving or shipping of grain, or other personal property, to be received from or transported upon any railroad, shall be furnished by such railroad at a reasonable rental, a site upon its right of way or depot grounds, within the yard limits of any station or terminal of such railroad; and any private elevator or warehouse situated upon such grounds may be converted into a public elevator or warehouse at the option of the owner, upon notice in writing to the railroad and thereby be permitted to remain thereon under the same conditions as provided herein for a public elevator or warehouse; and the office commission shall, upon application by such owner, if the public interest so requires, by order, direct the railroad to furnish such site and the office commission shall make reasonable regulations therefor and in case of disagreement, the office commission shall determine the rental therefor. Elevators and warehouses erected or maintained under the foregoing provisions of this section shall be subject to such rules and regulations as to charges and the manner of conducting business as the office commission shall prescribe.

SECTION 2895. 195.26 of the statutes is amended to read:

195.26 Safety devices; block system. Every railroad shall adopt reasonably adequate safety measures and install, operate and maintain reasonably adequate safety devices for the protection of life and property. If after investigation the office commission shall determine that public safety requires it, the office commission may order the railroad to install, operate and maintain a block system or other safety device or measure as may be necessary to render the operation of such railroad reasonably safe.

SECTION 2896. 195.27 of the statutes is amended to read:

195.27 Safe tracks and bridges. Every railroad shall construct and maintain its tracks, bridges and line structures in a reasonably adequate and safe manner. The office commission may direct the department to investigate complaints in the manner provided by s. 195.04. If, upon hearing, the office commission determines that the track or structures of any railroad are inadequate or unsafe for the operation of its railroad, the office commission shall order the railroad to reconstruct or repair the inadequate or unsafe track or structures.

SECTION 2897. 195.28 (1) of the statutes is amended to read:

195.28 (1) PETITION; HEARING; ORDER. Upon petition of the department, city council, village board, ~~member of town board,~~ superintendent of highways

or by 5 or more ~~freeholders electors~~ in any town, village or city, or of any railroad corporation or railroad historical society, to determine whether a public highway and railroad grade crossing protects and promotes public safety, the office commission may investigate and issue an appropriate order without a public hearing. If the petitioner, railroad, railroad historical society or any interested party objects to the order and requests a hearing within 20 days after the date that the order is issued, the office commission shall proceed under s. 195.04. Notice of an investigation or hearing shall be served upon the department, which shall be an interested party, and any recommendation it may file with the office commission at or prior to a hearing, if there is one, regarding crossing protection shall be considered as evidence in the proceeding. The office commission shall determine whether the existing warning devices at such crossing are adequate to protect and promote public safety. If the office commission determines, either without or after a hearing, that protection is not adequate, it may order the railroad company or railroad historical society to keep a flagman at the crossing or to install automatic signals or other suitable safety device at specific locations at such crossing. The office commission may order the relocation of existing signals and devices to improve protection at a crossing. Any crossing protection installed or maintained as approved by the office commission, whether by order or otherwise, shall be deemed adequate and appropriate protection for the crossing.

SECTION 2897m. 195.28 (2) of the statutes is amended to read:

195.28 (2) INSTALLATION COSTS. The cost of any signal or other crossing protection device which is ordered installed under sub. (1) and the cost of installing any such device shall be paid by the department from the appropriations under s. 20.395 (2) (~~gg~~) (gr) and (gx).

SECTION 2898. 195.28 (3) of the statutes is amended to read:

195.28 (3) MAINTENANCE COSTS. Except as otherwise provided in this subsection, the cost of maintaining crossing protection devices ordered under sub. (1) shall be the responsibility of the railroad or railroad historical society. Any railroad company or railroad historical society that incurs expenses for maintenance of signals or other safety devices may file a claim for reimbursement with the department regardless of the date of installation of the signals or devices. At the close of each fiscal year the department shall reimburse claimants under this subsection for 50% of the costs, as determined by the office commission, incurred for maintenance of railroad crossing protection devices from the appropriation under s. 20.395 (2) (gq). If the amount in the appropriation under s. 20.395 (2) (gq) is not adequate to fund maintenance reimbursement under this subsection, the amount

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shall be prorated in the manner determined by the office commission.

SECTION 2899. 195.28 (4) of the statutes is amended to read:

195.28 (4) (title) PREVIOUS COMMISSION ORDERS. Subsection (3) applies to maintenance costs for all crossing protection devices regardless of any prior order of the office commission apportioning maintenance costs.

SECTION 2900. 195.285 (1) of the statutes is amended to read:

195.285 (1) Upon the petition of a railroad corporation, the department, or the governing body of any city, village, town or county asserting that the stopping of vehicles under s. 346.45 at a railroad crossing is hazardous to human life, the office commission shall hold a hearing on the matter as provided under s. 195.04. Notice of petition shall be served upon the department, which shall be an interested party, and any recommendations it may file with the office commission regarding the hazardous effect of vehicles stopping at such crossings shall be considered as evidence in the proceedings. Upon the recommendation of the department and concurrence by the office commission, the petition may be dismissed without holding a hearing. If, upon the public hearing, the office commission determines that it would be in the public interest to exempt vehicles specified in s. 346.45 from stopping at such grade crossing, it may order the public body having jurisdiction over the highway to erect signs, signals, markings or other devices exempting such vehicles from stopping at the crossing.

SECTION 2901. 195.285 (2) of the statutes is amended to read:

195.285 (2) Signs placed upon the order of the office commission under this section shall exempt vehicles from stopping as required under s. 346.45, unless a train or engine is occupying or approaching the crossing.

SECTION 2902. 195.285 (3) of the statutes is amended to read:

195.285 (3) The department shall establish standards for the type of signs, signals, markings or other devices for exempting vehicles from stopping as required under s. 346.45 and their location in relation to the highway and railroad track. ~~The office of the commissioner of transportation~~ commission may upon petition or its own motion, with or without a hearing, order the removal of a sign exempting vehicles from stopping at a crossing.

SECTION 2903. 195.286 (2) of the statutes is amended to read:

195.286 (2) SIGNS DESCRIBED. Such signs shall be round and of a size, color and message as specified by the department and approved by the office commission. Any change in these signs shall not be retroactive.

SECTION 2904. 195.286 (5) of the statutes is amended to read:

195.286 (5) OTHER SIGNS PROHIBITED. No other sign of the general size or appearance of the signs provided for in this section shall be placed or permitted upon any highway, nor any sign between such advance signs except signs or signals now required by law or permitted by the office commission for protection at railway crossings.

SECTION 2905. 195.286 (8) of the statutes is amended to read:

195.286 (8) PROSECUTIONS. The district attorney shall prosecute any person violating this section, or begin and maintain any civil action necessary for its enforcement upon the demand of any county highway commissioner, the department, or the office commission.

SECTION 2906. 195.29 (1) of the statutes is amended to read:

195.29 (1) PETITION, HEARING, ORDER. Upon petition by the common council or board of any city, village, town or county within or bordering upon which a highway or street crosses a railroad, or a highway or street is proposed to be laid out across a railroad, or a public highway bridge across a railroad is required to connect existing streets or highways, or upon petition by any railroad whose track crosses or is about to cross, or is crossed or about to be crossed by a street or highway, or upon petition by the department, in cases where provision has been made for the improvement of the highway adjacent to such crossing under any state aid or federal aid law, that public safety requires an alteration in such crossing, its approaches, the method of crossing, the location of the highway or crossing, or the closing of the crossing, and the substitution of another therefor at grade or not at grade, or the removal of obstructions to the view at such crossing, the relocation of the highway, or requires the determination of the manner of making such new crossing, or of making the proposed improvement or promoting the public safety or public convenience through any other reasonable method, and praying that the same may be ordered, the office commission shall give notice to the parties in interest and proceed to investigate the same and to order a hearing thereon in the manner provided by s. 195.04; ~~and the office~~. The commission shall determine what, if anything, shall be done to promote the public safety and the means by which it shall be accomplished, whether by the relocation of the highway, the alteration in such crossing, approaches, mode of crossing, location of highway crossing, closing of highway crossing, with or without the substitution of another therefor, the construction of a public highway bridge, the removal of obstructions to sight at crossing, or by the use of other reasonable methods, and by whom the same shall be made, and in case of new crossings the advisability of

allowing such crossings to be established and manner of making them.

SECTION 2907. 195.29 (2) of the statutes is amended to read:

195.29 (2) APPORTIONMENT OF EXPENSE. The office commission shall fix the proportion of the cost and expense of alterations, removals and new crossings, or any other work ordered, including the damages to any person whose land is taken, and the special damages which the owner of any land adjoining the public street or highway shall sustain by reason of a change in the grade of such street or highway, or by reason of the removal of obstructions to view at such crossings, to be paid or borne by the railroad companies and the municipalities in interest. In fixing such proportion, the office commission may order such cost and expense so apportioned to be paid by the parties against which the apportionment shall be made.

SECTION 2908. 195.29 (3) of the statutes is amended to read:

195.29 (3) RESTORATION OF SPUR TRACKS. Whenever the office commission shall have ordered a separation of the grade of a railway from the grade of a street or highway, it may, if safe and practicable and if a necessity ~~exist~~ exists therefor, order the alteration, restoration and connection of any track serving an industry. Demand for such restoration shall be in writing and filed with the office commission within ~~ninety~~ 90 days after the date of the order for the separation of grades, and any such track for which no such demand shall have been made shall be deemed abandoned. If the office commission shall order the alteration, restoration and connection of any such track, it shall by its order apportion the cost thereof between the owner of the industry served and the railway company, in such proportion as to the office commission may seem just and equitable; and the office commission shall in its order prescribe the terms and conditions for securing the payment of such cost.

SECTION 2909. 195.29 (4) of the statutes is amended to read:

195.29 (4) GRADE SEPARATION IN MILWAUKEE COUNTY. The office commission may upon petition of any town, city or village, or upon its own motion, when the interests of the public demand it and it is found practicable so to do, establish the grade of the tracks of any railroad, or of all the railroads throughout any county having a population of 500,000 or more, or any part thereof, and the grades of the streets or highways, or any of them, where they cross such railroad track or tracks, in anticipation of the future separation of grades of the railroad tracks from the grades of such streets or highways. The office commission, before making any such order, shall mail notice to the railroad company or companies affected, the owners or occupants of any building abutting on that part of the railroad the grade of which is to be established, ~~all cities of the first 1st class cities in said~~ the county, and if the grades to be established are

~~outside such city of the first 1st class city, the towns, cities or villages in which such grades are to be established, of the filing of such petition or that the office commission contemplates establishing such grades, and fixing a time at which such cities of the first 1st class cities and such other towns, cities or villages and the railroad company or companies affected thereby and any other person or corporation interested therein may be heard. The grades so established under this subsection shall be described by reference to a base or datum line to be established by the office commission, from which all elevations and the height of all grades shall be measured, and the grades so established shall be such that when brought to the established grade the railroad tracks will cross the streets and highways above or below the same. Such order shall not necessarily require a present change in grade but the office commission may at any time order the railroad track or tracks and the street and highways brought to the grade established or any street or highways closed by said the order, in accordance with sub. (1) of this section, and may, at the time of making said the order, apportion the cost of separating the grades as provided in sub. (2) hereof.~~

SECTION 2910. 195.29 (5) of the statutes is amended to read:

195.29 (5) ELIMINATION OF GRADE CROSSINGS, COSTS. Upon petition of the department, or of the common council or board of any city, village, town or county, alleging that one or more of them have undertaken or propose to undertake to relocate or improve an existing highway or to construct a new highway in such manner as to eliminate a highway grade crossing with any railroad or so as to permanently divert a material portion of the highway traffic from a highway grade crossing with any railroad, the office commission shall issue notice of investigation and hearing, as provided in s. 195.04. If upon such hearing the office commission finds that the public safety will be promoted by ~~said the~~ the highway relocation, improvement or new construction, the office commission shall order the old crossings closed and new crossings opened as are deemed necessary for public safety; ~~and shall order. The order shall require the railroad company or companies to pay to the interested municipality or municipalities such sum as the office commission finds to be an equitable portion of the cost of the highway relocation, improvement or new construction, if the work is performed by the municipalities; or to the state treasurer if the work is performed by the state; or to the proper county treasurer if the work is performed by the county. Said The sum shall be added to the joint fund available for the improvement and may be expended in like manner as the other portions of said the fund.~~

SECTION 2911. 195.29 (6) of the statutes is amended to read:

195.29 (6) VIEW AT CROSSINGS; TREES AND BRUSH NEAR CROSSINGS; FORFEITURE. Every railroad shall

keep its ~~right-of-way~~ right-of-way clear of brush or trees for a distance of not less than 330 feet in each direction from the center of its intersection at grade with any public highway, and for such further distance as is necessary to provide an adequate view of approaching trains, from ~~such the~~ such the highway. Every municipality shall keep the public highways within its jurisdiction clear of brush and shall adequately trim all trees within 330 feet of the center of any railroad highway grade crossing. Every person or corporation owning or occupying any land adjacent to any railroad highway grade crossing shall keep all brush cut and adequately trim all trees on ~~said the~~ said the land within the triangles bounded on 2 sides by the railway and the highway, and on the ~~third 3rd~~ third 3rd side by a line connecting points on the center lines of the railway and the highway, 330 feet from the intersection of ~~said the~~ said the center lines. The ~~office commission~~ office commission, upon its own motion, or upon any complaint to the effect that any work required by this subsection has not been performed, after due notice and hearing, may order the corporation, municipality or person at fault to perform ~~said the~~ said the work; provided, however, that if the physical conditions at any crossing are such that the performance of the required work will not materially improve the view for highway traffic, or, if unreasonable loss would be caused thereby, the ~~office commission~~ office commission may excuse the party in interest from performing the same. The ~~office commission~~ office commission may also ~~make such~~ make such order for the cutting of brush and the trimming of trees at private farm crossings as may be necessary and reasonable. If any person shall violate any provision of this section, or shall fail, neglect or refuse to obey any order made by the ~~office hereunder~~ office hereunder ~~commission under this section~~ commission under this section, or any judgment or decree made by any court upon such an order, for every such violation, failure or refusal such person shall forfeit not less than \$25 nor more than \$150.

SECTION 2912. 195.29 (7) of the statutes is amended to read:

195.29 (7) STRUCTURE REQUIREMENTS. Whenever the ~~office commission~~ office commission shall order the construction or reconstruction of a crossing not at grade, it may direct that the structure required shall be of such character and constructed of such materials as it shall deem appropriate to the situation and necessary for the public interest.

SECTION 2913. 195.30 (1) of the statutes is amended to read:

195.30 (1) Upon a petition by the common council of any city, or the board of any village, town or county within which a railroad crosses another railroad at grade, or by any such railroad, that public safety requires an alteration in ~~such the~~ such the crossing or the installation of protective appliances, the ~~office commission~~ office commission shall give notice to the parties in interest, and proceed to investigate the same and may order a hearing ~~thereon on the matter~~ thereon on the matter. The ~~office commission~~ office commission shall determine what alteration in such crossing, if

any, shall be made, and by whom made and maintained, or what protective appliances shall be installed, operated and maintained at ~~such the~~ such the crossing and by whom installed, operated and maintained. The ~~office commission~~ office commission shall fix the proportion of the cost and expense of such change in grade and maintenance of the crossing or of the installation, operation and maintenance of ~~such the~~ such the safety appliance which shall be paid by the railroad companies, respectively.

SECTION 2914. 195.305 of the statutes is amended to read:

195.305 Railroad crossings; grade; expense. Whenever a railroad proposes to cross, intersect, join or unite its track with another railroad track, the surface road of the proposed track shall be above, below or at grade of the tracks proposed to be crossed as the ~~office shall determine~~ commission determines after hearing the parties upon reasonable notice. In its determination, the ~~office commission~~ office commission shall fix the proportion of the expense of originally constructing, operating, and maintaining such crossing, intersecting, joining or uniting which shall be paid by the owners of ~~said the~~ said the tracks respectively.

SECTION 2915. 195.31 of the statutes is amended to read:

195.31 Bridges made safe. Whenever a complaint is lodged with the ~~office commission~~ office commission by the common council of any city, the village board of any village, a member of a town board, or a supervisor of highways, or by ~~five 5~~ five 5 or more ~~freeholders electors~~ freeholders electors and taxpayers in any town, or ~~five 5~~ five 5 or more ~~freeholders electors~~ freeholders electors of the county in which such bridge is located, and who are users of such bridge or railway, to the effect that a bridge erected over a stream intersecting a public highway or highways upon which a railway is constructed and operated, is unsafe and dangerous to travelers over such highway or highways or bridge or railroad, and that public safety requires the alteration, the repair or reconstruction of such bridge, or the substitution of another bridge therefor, it shall be the duty of the ~~said office~~ office commission to give notice to the party or parties in interest, other than the petitioners, of the filing of such complaint, and to furnish a copy of the ~~same complaint~~ same complaint to the party or parties in interest other than the petitioners, and to order a hearing thereon, in the manner provided for hearings in ss. 195.04 to 195.043, ~~and after such~~ and after such. The commission may proceed in a similar manner in the absence of a petition when, in the opinion of the commission, public safety requires the alteration, repair or reconstruction of a bridge or the substitution of another bridge for the bridge in question. After the hearing, the office commission shall determine what alteration or repair or reconstruction of such bridge, and the approaches thereto, shall be made, or if it shall determine that public safety requires the substitution of a new bridge, it shall determine the character, manner of construction and location of such bridge and the approaches

thereto. The office commission shall fix the proportion of the cost and expense of such alteration, repair, reconstruction or substitution of a new bridge, including the damage to any person whose land is taken, and the special damage which the owner of any land adjoining the approaches to said bridge shall sustain by reason of ~~such the~~ alteration, repair, reconstruction or substitution of a new bridge, to be paid by the railroad company and the city, village or town in interest. ~~The office may, in the absence of any petition therefor, when in their opinion public safety requires the alteration, repair or reconstruction of any such bridge or the substitution of another bridge therefor, after notice and hearing, as provided in ss. 195.04 to 195.043, proceed in like manner as upon a complaint duly filed.~~

SECTION 2916. 195.32 of the statutes is amended to read:

195.32 Safety gates on drawbridges. Whenever a complaint is filed with the office commission to the effect that any drawbridge is not equipped with gates or other safety devices, the office commission may notify the proper party or parties in interest of the complaint, and may proceed to investigate the same complaint and to hold a hearing ~~thereon on the matter~~ in the manner provided for hearings in ss. 195.04 to 195.043. If after ~~such the~~ investigation the office commission determines that public safety requires the erection and maintenance of gates or other safety devices at the points mentioned in the complaint, it may order the county, city, village, town, corporation or person whose duty it is to maintain such bridge to erect and maintain at such points such gates or other safety devices as the office commission prescribes. The office commission may conduct the investigations, hold the hearings and make the orders provided for in this section upon its own motion in the same manner and with the same effect as though a complaint were filed.

SECTION 2917. 195.33 (1) of the statutes is amended to read:

195.33 (1) The office commission shall ascertain, as early as practicable, the amount of money expended in the construction and equipment of every railroad, the amount of money expended to procure the ~~right of way right-of-way~~, also the amount of money it would require to secure the ~~right of way right-of-way~~, reconstruct the roadbed, track, depots and other facilities for transportation, and to replace all the physical properties belonging to the railroad.

SECTION 2918. 195.33 (3) of the statutes is amended to read:

195.33 (3) The office commission shall ascertain the gross and net income of the railroad from all sources in detail; the amounts paid for salaries to the officers of the road, and the wages paid to its employees and the maximum hours of continuous service required of each class.

SECTION 2919. 195.33 (4) of the statutes is amended to read:

195.33 (4) In making ~~such any~~ investigation under this section, the office commission may avail itself of any information in possession of the department of revenue.

SECTION 2920. 195.33 (5) of the statutes is amended to read:

195.33 (5) When the information required by this section is obtained ~~it~~, the information shall be printed in the next report of the office commission.

SECTION 2921. 195.34 of the statutes is amended to read:

195.34 Reports of accidents, investigation. Every railroad shall report to the office commission all collisions, derailments or other accidents resulting in injury to persons, equipment or roadway arising from its operation. The office commission may issue rules concerning the reporting of accidents and may also, if public interests require, cause an investigation of any accident.

SECTION 2922. 195.36 of the statutes is amended to read:

195.36 General penalty upon railroads. If any railroad shall violate any provision of this chapter, or shall do any act herein prohibited, or shall fail or refuse to perform any duty enjoined upon it, for which a penalty has not been provided, or shall fail, neglect or refuse to obey any lawful requirement or order made by the office commission, or any judgment or decree made by any court upon its application, for every such violation, failure or refusal in respect to any matter prescribed by this chapter such railroad shall forfeit not less than ~~one hundred dollars~~ \$100 nor more than ~~ten thousand dollars~~ \$10,000. The act, omission or failure of any officer, agent or other person employed by any railroad, acting within the scope of his or her employment, shall be deemed to be the act, omission or failure of such railroad.

SECTION 2923. 195.37 (1) of the statutes is amended to read:

195.37 (1) **COMPLAINTS, INVESTIGATIONS, HEARINGS, FINDINGS, REFUND.** The office commission may direct the department to investigate the complaint of any person aggrieved that the charge exacted for the transportation of property between points in this state, or for any service in connection with transportation of property, or that the charge exacted for the storage of such property, or that any car service or demurrage charge exacted is erroneous, illegal, unusual or exorbitant and shall set the complaint for hearing as provided in s. 195.04 (2) to (4). If the office commission finds that the rate or charge exacted is erroneous, illegal, unusual or exorbitant, it shall find what would have been a reasonable rate or charge for such service. If the rate or charge so found is less than the charge exacted, the carrier shall refund the excess.

SECTION 2924. 195.37 (2) of the statutes is amended to read:

195.37 (2) **ACTIONS; FINDINGS AS EVIDENCE, DEFENSES.** In an action to recover the amount of such

excess charge, the findings of the office commission shall be prima facie evidence of the truth of the facts found by it, and no carrier shall be permitted to avail itself of the defense that the shipment involved was in fact made on the published tariff rate in force at the time such shipment was made, but no carrier making a refund upon the order of the office commission or the judgment of a court shall be liable for any penalty or subject to any prosecution on account of making such refund.

SECTION 2925. 195.37 (3) of the statutes is amended to read:

195.37 (3) LIMITATION FOR FILING CLAIM. All complaints provided for in sub. (1), except those for straight overcharges, shall be filed with the office commission within 2 years after delivery of the shipment of property at destination, subject to sub. (6).

SECTION 2926. 195.37 (4) of the statutes is amended to read:

195.37 (4) STRAIGHT OVERCHARGES, LIMITATION OF ACTIONS, EXCEPTION. For recovery of straight overcharges which mean charges in excess of those applicable under the lawful tariffs on file with the office commission, neither this section nor s. 195.38 shall be deemed exclusive remedies. Complaints for the same may be filed or actions begun within ~~three~~ 3 years from the delivery of the shipment of property at destination, and not after, except that if a claim for the overcharge has been presented in writing to the carrier within the ~~three-year~~ 3-year period, said period shall be extended to include ~~six~~ 6 months from the time notice in writing is given by the carrier to the claimant of disallowance of the claim or any part thereof.

SECTION 2927. 195.38 of the statutes is amended to read:

195.38 Freight bills; examination; refunds. Within 3 years after the delivery of any shipment of property at destination, any person, firm or corporation may submit to the office commission, by mail or in person, any railroad expense bill or receipt showing charges paid for transportation of such property by freight for the purpose of having the same expense bill or receipt examined with respect to the correctness of weights, rates and charges indicated thereon. Upon receipt of any such expense bill or receipt, the office commission may request the department to make such examination as is necessary, and if it is found that any such weights, rates or charges are incorrect, the office commission shall order the railroad company in error to refund to the person, firm or corporation which submitted such expense bills or receipts, any over or excessive charges paid by such person, firm or corporation.

SECTION 2928. 195.45 (1) of the statutes is amended to read:

195.45 (1) No person shall operate as a common carrier of passengers or property by water except in accordance with the terms and conditions of a certifi-

cate of public convenience and necessity issued by the office commission. The office commission shall issue ~~such certificates~~ any certificate upon a finding that the service proposed to be performed is in the public interest and required by public convenience and necessity.

SECTION 2929. 195.45 (2) of the statutes is amended to read:

195.45 (2) Application for ~~such~~ the certificate shall be made on forms furnished by the office commission and shall contain such information as the office commission requires.

SECTION 2930. 195.45 (4) of the statutes is amended to read:

195.45 (4) The office commission may promulgate rules for the operation of this section.

SECTION 2931. 195.50 (1) of the statutes is amended to read:

195.50 (1) Any officer, agent or employe of any railroad who fails to fill out and return any forms required by this chapter, or fails to answer any question therein, or knowingly gives a false answer to any such question, or evades the answer to any such question where the fact inquired of is within his or her knowledge, or who, upon proper demand, fails to exhibit to the office commission or department or any person authorized to examine the same, any book, paper, account, record or memoranda of such railroad which is in the possession or under control of the officer, agent or employe, or who fails to properly use and keep the system of accounting prescribed by the office commission, or who refuses to do any act or thing in connection with such system of accounting when so directed by the office commission or its authorized ~~representative~~ representatives, shall forfeit not less than \$100 nor more than \$1,000 for each offense.

SECTION 2932. 195.60 (title) of the statutes is amended to read:

195.60 (title) Payment of commission expenses by railroads.

SECTION 2933e. 195.60 (1) of the statutes is amended to read:

195.60 (1) Whenever the office commission in a proceeding upon its own motion, on complaint, or upon an application to it deems it necessary in order to carry out the duties imposed upon it by law to investigate the books, accounts, practices and activities of, or make appraisals of the property of any railroad or to render any engineering or accounting services to any railroad, the railroad shall pay the expenses attributable to such investigation, appraisal or service. The office commission shall ascertain such expenses, including all expenses incurred by the department at the request or direction of the office commission and shall render a bill therefor, by mail, to the railroad, either at the conclusion of the investigation, appraisal or services, or during its progress. The bill shall constitute notice of assessment and

demand of payment thereof. The railroad shall, within 30 days after the mailing thereof, pay to the office commission the amount of the special expense for which it is billed. Ninety percent of the payment shall be credited to the appropriation account under s. 20.155 (1) (g). The total amount, in any one calendar year, for which any railroad becomes liable, by reason of costs incurred by the office commission within such calendar year, shall not exceed four-fifths of one percent of its gross operating revenues derived from intrastate operations in the last preceding calendar year. Where, under this subsection, costs are incurred within any calendar year, which are in excess of four-fifths of one percent of such gross operating revenues, the excess costs shall not be chargeable as part of the remainder under sub. (2) but shall be paid out of the general appropriation to the office commission. Nothing in this subsection shall prevent the office commission from rendering bills in one calendar year for costs incurred within a previous year. For the purpose of calculating the costs of investigations, appraisals and other services under this subsection, 90% of the costs determined shall be costs of the commission and 10% of the costs determined shall be costs of state government operations.

SECTION 2934e. 195.60 (2) of the statutes is amended to read:

195.60 (2) The office commission shall annually, within 90 days after the close of each fiscal year, ascertain the total of its expenditures during such year which are reasonably attributable to the performance of its duties relating to railroads, and, For purposes of such calculation, 90% of the expenditures so determined shall be expenditures of the commission and 10% of the expenditures so determined shall be expenditures for state government operations. The commission shall deduct therefrom all amounts chargeable to railroads under sub. (1) and s. 184.10 (3). The A sum equal to the remainder plus 10% of the remainder shall be assessed by the office commission to the several railroads in proportion to their respective gross operating revenues during the last calendar year, derived from intrastate operations. Such assessment shall be paid within 30 days after the bill has been mailed to the several railroads, which bill shall constitute notice of assessment and demand of payment thereof. The total amount which may be assessed to the railroads under authority of this subsection shall not exceed one percent of the total gross operating revenues of such railroads, during such calendar year, derived from intrastate operations. Ninety percent of the payment shall be credited to the appropriation account under s. 20.155 (1) (g). The railroads shall furnish such financial information as the commission requires.

SECTION 2935. 195.60 (3) of the statutes is amended to read:

195.60 (3) If any railroad against which a bill has been rendered under sub. (1) or (2) within 30 days after the rendering of such bill neglects or refuses to

pay the same or fails to file objections to the bill with the office commission, the office commission shall transmit to the state treasurer a certified copy of the bill, together with notice of neglect or refusal to pay the bill, and on the same day the office commission shall mail to the railroad against which the bill has been rendered a copy of the notice which it has transmitted to the state treasurer. Within 10 days after the receipt of such notice and certified copy of such bill, the state treasurer shall levy the amount stated on such bill to be due, with interest, by distress and sale of any goods and chattels, including stocks, securities, bank accounts, evidences of debt, and accounts receivable belonging to such delinquent railroad. Such levy by distress and sale shall be governed by the provisions of s. 74.10, 1985 stats., except that it shall be made by the state treasurer and that said goods and chattels anywhere within the state may be levied upon.

SECTION 2936. 195.60 (4) (a) of the statutes is amended to read:

195.60 (4) (a) Within 30 days after the date of the mailing of any bill as provided by subs. (1) and (2), the railroad against which such bill has been rendered may file with the office commission objections setting out in detail the grounds upon which the objector regards the bill to be excessive, erroneous, unlawful or invalid. The office commission, after notice to the objector, shall hold a hearing upon such objections, not less than 5 nor more than 10 days after such notice. If after such hearing the office commission finds any part of the bill to be excessive, erroneous, unlawful or invalid it shall record its findings upon its minutes and transmit to the objector an amended bill, in accordance with such findings. The amended bill shall have in all ways the same force and effect under this section as an original bill rendered under subs. (1) and (2).

SECTION 2937. 195.60 (4) (b) of the statutes is amended to read:

195.60 (4) (b) If after the hearing the office commission finds the entire bill unlawful or invalid, it shall notify the objector of such determination, in which case the original bill shall be deemed void.

SECTION 2938. 195.60 (4) (c) of the statutes is amended to read:

195.60 (4) (c) If after the hearing the office commission finds that the bill as rendered is neither excessive, erroneous, unlawful or invalid, either in whole or in part, it shall record such findings upon its minutes, and transmit to the objector notice of such finding.

SECTION 2939. 195.60 (4) (d) of the statutes is amended to read:

195.60 (4) (d) If any bill against which objections have been filed is not paid within 10 days after notice of a finding that such objections have been overruled and disallowed by the office commission has been mailed to the objector, the office commission shall give notice of such delinquency to the state treasurer and to the objector, in the manner provided in sub.

(3). The state treasurer shall then proceed to collect the amount of the bill as provided in sub. (3). If an amended bill is not paid within 10 days after a copy thereof is mailed to the objector by registered mail, the office commission shall notify the state treasurer and the objector as in the case of delinquency in the payment of an original bill. The state treasurer shall then proceed to collect the amount of the bill as provided in the case of an original bill.

SECTION 2940. 195.60 (5) of the statutes is amended to read:

195.60 (5) No suit or proceeding shall be maintained in any court for the purpose of restraining or in any way delaying the collection or payment of any bill rendered under subs. (1) and (2). Every railroad against which a bill is rendered shall pay the amount thereof, and after such payment may in the manner herein provided, at any time within 2 years from the date the payment was made, sue the state in an action at law to recover the amount paid with legal interest thereon from the date of payment, upon the ground that the assessment was excessive, erroneous, unlawful or invalid in whole or in part. If it is finally determined in such action that any part of the bill for which payment was made was excessive, erroneous, unlawful or invalid, the state treasurer shall make a refund to the claimant as directed by the court, which shall be charged to the appropriations to the office commission.

SECTION 2941. 195.60 (6) of the statutes is amended to read:

195.60 (6) No action for recovery of any amount paid under this section shall be maintained in any court unless objections have been filed with the office commission as provided in this section. In any action for recovery of any payments made under this section the claimant shall be entitled to raise every relevant issue of law, but the office's commission's findings of fact made pursuant to this section shall be prima facie evidence of the facts therein stated.

SECTION 2942. 195.60 (7) (intro.) of the statutes is amended to read:

195.60 (7) (intro.) The following shall be deemed to be findings of fact of the office commission, within the meaning of this section:

SECTION 2943. 195.60 (7) (b) of the statutes is amended to read:

195.60 (7) (b) Determinations of fact set out in those minutes of the office commission which record the action of the office commission in passing upon said bills, and in passing upon objections thereto.

SECTION 2949. 196.857 (1) (b) of the statutes is amended to read:

196.857 (1) (b) The amount appropriated under s. 20.115 (8) (j), less any fees received from farmers under ~~s. 93.41 sub. (2g) and credited to the appropriation~~ under s. 20.115 (8) (j). The amounts received

under this paragraph shall be credited to the appropriation made in s. 20.115 (8) (j).

SECTION 2950. 196.857 (1) (c) of the statutes is created to read:

196.857 (1) (c) The amount appropriated under s. 20.115 (8) (jb). The amounts received under this paragraph shall be credited biennially to the appropriation under s. 20.115 (8) (jb).

SECTION 2951. 196.857 (2g) of the statutes is created to read:

196.857 (2g) The commission shall assess fees not to exceed \$100 per farm for the services provided to farmers under this section. The fees collected under this subsection shall be credited to the appropriation under s. 20.115 (8) (j) in each fiscal year.

SECTION 2952. 196.857 (3) of the statutes is amended to read:

196.857 (3) This section does not apply after August 31, ~~1993~~ 1995.

SECTION 2957. 218.01 (1) (gm) of the statutes is created to read:

218.01 (1) (gm) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 2958. 218.01 (1) (x) of the statutes is created to read:

218.01 (1) (x) "Special order" means an order against a person.

SECTION 2960. 218.01 (2) (bd) 2 of the statutes is amended to read:

218.01 (2) (bd) 2. Any dealer or distributor discontinued or canceled may, within such 60-day notice period, file with the department and ~~office of the commissioner of transportation~~ division of hearings and appeals and serve upon the respondent a complaint for a determination of unfair discontinuation or cancellation under sub. (3) (a) 17. Allowing opportunity for an answer, the ~~office of the commissioner of transportation~~ division of hearings and appeals shall thereafter schedule a hearing on and decide the matter. Agreements and certificates of appointment shall continue in effect until final determination of the issues raised in such complaint. If the complainant prevails he or she shall have a cause of action against the defendant for reasonable expenses and ~~attorney's~~ attorney fees incurred by him or her in such matter.

SECTION 2961. 218.01 (2) (bf) of the statutes is amended to read:

218.01 (2) (bf) Within 60 days after the department ~~or office of the commissioner of transportation~~ issues a declaratory ruling under s. 227.41 that an agreement is inconsistent with par. (bm), a manufacturer, distributor or importer shall remove or revise any provision of the agreement declared to be inconsistent with par. (bm).

SECTION 2962. 218.01 (2) (bm) 2. b. of the statutes is amended to read:

218.01 (2) (bm) 2. b. No finding of an arbitrator is binding upon any person who is not a party to the agreement. A finding of an arbitrator does not bind the department ~~or the office of the commissioner of transportation~~ with respect to enforcement of this section.

SECTION 2963. 218.01 (2) (c) 2 of the statutes is amended to read:

218.01 (2) (c) 2. a. In cases where a complaint of unfair cancellation of a dealer agreement is in the process of being heard, no replacement application for the agreement may be considered until a decision is rendered by the ~~office of the commissioner of transportation~~ division of hearings and appeals.

b. In cases where a complaint has been filed under sub. (3) (f) protesting the proposed establishment or relocation of a dealership in a relevant market area, no license may be issued until the ~~office of the commissioner of transportation~~ division of hearings and appeals has rendered a decision permitting the issuance of the license.

SECTION 2965. 218.01 (3) (a) 36. b. of the statutes is amended to read:

218.01 (3) (a) 36. b. Fails to revise or remove portions of an agreement that the department ~~or the office of the commissioner of transportation~~ declares to contain provisions which are inconsistent with sub. (2) (bm).

SECTION 2966. 218.01 (3) (b) of the statutes is amended to read:

218.01 (3) (b) The licensor may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the ~~office of the commissioner of transportation~~ division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness.

SECTION 2967. 218.01 (3) (c) of the statutes is renumbered 218.01 (3) (c) 1 and amended to read:

218.01 (3) (c) 1. No license may be suspended or revoked except after a hearing thereon. ~~The Except as provided in subd. 2, the~~ licensor shall give the licensee at least 5 days' notice of the time and place of such hearing. ~~The, and the~~ order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; ~~except that the licensor, when in its,~~

2. When in the licensor's opinion the best interest of the public or the trade demands it, for conduct or under circumstances specified in this section or in rules promulgated by the licensor, the licensor may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license.

3. Matters involving suspensions or revocations brought before the department shall be heard and decided upon by the ~~office of the commissioner of~~

transportation division of hearings and appeals. If the department requests the division of hearings and appeals to hear a matter brought before the department under subd. 2, the division of hearings and appeals shall hear and decide the matter within 30 days after the date of the department's request.

SECTION 2968. 218.01 (3) (f) 1, 2. (intro.) and 3 of the statutes are amended to read:

218.01 (3) (f) 1. A manufacturer, factory branch or distributor who seeks to enter into a franchise agreement establishing or relocating a motor vehicle dealership within the relevant market area of an existing enfranchised dealer of the line make of motor vehicle shall first notify in writing the department and each such existing enfranchised dealer of its intention to establish or relocate a dealership. Within 30 days of receiving the notice or within 30 days after the end of any appeal procedure provided by the manufacturer, factory branch or distributor, whichever is later, any existing enfranchised dealer of the same line make to whom the manufacturer, factory branch or distributor is required to give notice under this subdivision may file with the department and the ~~office of the commissioner of transportation~~ division of hearings and appeals a complaint protesting the proposed establishment or relocation of the dealership within the relevant market area of the existing enfranchised dealer. If a complaint is filed, the department shall inform the manufacturer, factory branch or distributor that a timely complaint has been filed, that a hearing is required, and that the proposed franchise agreement may not be entered into until the ~~office of the commissioner of transportation~~ division of hearings and appeals has held a hearing, nor thereafter, if the ~~office of the commissioner of transportation~~ division of hearings and appeals determines that there is good cause for not permitting the proposed establishment or relocation of the dealership. In the event of multiple complaints, hearings shall be consolidated to expedite the disposition of the issue.

2. (intro.) In determining whether good cause exists for not permitting the proposed establishment or relocation of a dealership, the ~~office of the commissioner of transportation~~ division of hearings and appeals shall take into consideration the existing circumstances, including, but not limited to:

3. The decision of the ~~office of the commissioner of transportation~~ division of hearings and appeals shall be in writing and shall contain findings of fact and a determination of whether there is good cause for not permitting the proposed establishment or relocation of the dealership. The ~~office of the commissioner of transportation~~ division of hearings and appeals shall deliver copies of the decision to the parties personally or by registered mail. The decision is final upon its delivery or mailing and no reconsideration or rehearing by the ~~office of the commissioner of transportation~~ division of hearings and appeals is permitted.

SECTION 2969. 218.01 (3) (fm) 1, 2. (intro.) and 3 of the statutes are amended to read:

218.01 (3) (fm) 1. A manufacturer or distributor may not modify a motor vehicle dealer agreement during the term of the agreement or upon its renewal if the modification substantially and adversely affects the motor vehicle dealer's rights, obligations, investment or return on investment without giving 60 days written notice of the proposed modification to the motor vehicle dealer unless the modification is required by law, court order or the licensor. Within the 60-day notice period the motor vehicle dealer may file with the department and the ~~office of the commissioner of transportation~~ division of hearings and appeals and serve upon the respondent a complaint for a determination of whether there is good cause for permitting the proposed modification. The ~~office of the commissioner of transportation~~ division of hearings and appeals shall promptly schedule a hearing and decide the matter. Multiple complaints pertaining to the same proposed modification shall be consolidated for hearing. The proposed modification may not take effect pending the determination of the matter.

2. (intro.) In making a determination of whether there is good cause for permitting a proposed modification, the ~~office of the commissioner of transportation~~ division of hearings and appeals may consider any relevant factor including:

3. The decision of the ~~office of the commissioner of transportation~~ division of hearings and appeals shall be in writing and shall contain findings of fact and a determination of whether there is good cause for permitting the proposed modification. The ~~office of the commissioner of transportation~~ division of hearings and appeals shall deliver copies of the decision to the parties personally or by registered mail. The decision is final upon its delivery or mailing and no reconsideration or rehearing by the ~~office of the commissioner of transportation~~ division of hearings and appeals is permitted.

SECTION 2970. 218.01 (3) (g) of the statutes is amended to read:

218.01 (3) (g) Any person in interest aggrieved by a decision of the ~~office of the commissioner of transportation~~ division of hearings and appeals may have a review thereof as provided in ch. 227 or aggrieved by an order of the commissioner may have a review thereof as provided in s. 220.037.

SECTION 2971. 218.01 (3) (h) of the statutes is amended to read:

218.01 (3) (h) In addition to the licensor's authority to deny, suspend or revoke a license under this section, the commissioner, after public hearing, may issue a special order enjoining any licensee from engaging in any act or practice which is determined by the commissioner to be in violation of any provision of par. (a), and the ~~office of the commissioner of transporta-~~

~~tion~~ division of hearings and appeals may be petitioned to issue such a special order after notice and hearing thereon.

SECTION 2972. 218.01 (3c) (c) of the statutes is amended to read:

218.01 (3c) (c) If a manufacturer, factory branch or distributor believes it has good cause for refusing to honor the succession to the ownership and operation of a dealership by a family member of a deceased or incapacitated dealer under the existing franchise agreement, such manufacturer, factory branch or distributor may, within 30 days of receipt of notice of the designated family member's intent to succeed the dealer in the ownership and operation of the dealership, serve upon such designated family member and the department notice of its refusal to honor the succession and of its intent to discontinue the existing franchise agreement with the dealership no sooner than 60 days from the date such notice is served. Such notice shall state the specific grounds for the refusal to honor the succession and the discontinuance of the franchise agreement. If no notice of such refusal and discontinuance is timely served upon the family member and department, or if the ~~office of the commissioner of transportation~~ division of hearings and appeals rules in favor of the complainant in a hearing held under par. (d), the franchise agreement shall continue in effect subject to termination only in the manner prescribed in this subchapter.

SECTION 2973. 218.01 (3c) (d) of the statutes is amended to read:

218.01 (3c) (d) Any designated family member who receives a notice of the manufacturer's, factory branch's or distributor's refusal to honor his or her succession to the ownership and operation of the dealership may, within the 60-day notice period, serve on the respondent and file in triplicate with the ~~office of the commissioner of transportation~~ division of hearings and appeals a verified complaint for a hearing and determination by the ~~office of the commissioner of transportation~~ division of hearings and appeals on whether good cause exists for such refusal and discontinuance. The ~~office of the commissioner of transportation~~ division of hearings and appeals shall forward a copy of the complaint to the department. The manufacturer, factory branch or distributor shall have the burden of establishing good cause for such refusal by showing that the succession would be detrimental to the public interest or to the representation of the manufacturer, factory branch or distributor. The franchise agreement shall continue in effect until the final determination of the issues raised in such complaint. If the complainant prevails he or she shall have a cause of action against the defendant for reasonable expenses and ~~attorney's~~ attorney fees incurred in such matter. If the manufacturer, factory branch or distributor prevails, the ~~office of the commissioner of transportation~~ division of hearings and appeals shall include in its order approving the termination of the

franchise agreement such conditions as are reasonable and adequate to afford the complainant an opportunity to receive fair and reasonable compensation for the value of the dealership.

SECTION 2974. 218.01 (3r) (e) 1. a. and e. of the statutes are amended to read:

218.01 (3r) (e) 1. a. A motor vehicle dealer if a court, ~~a licensor or the office of the commissioner of transportation~~ division of hearings and appeals determines that the motor vehicle dealer engaged in fraud or theft against the grantor in connection with the operation or management of its dealership under an agreement.

e. A motor vehicle dealer who terminates, cancels or fails to renew an agreement to sell motor homes, as defined in s. 340.01 (33m), unless a court, a licensor or the ~~office of the commissioner of transportation~~ division of hearings and appeals determines that the grantor has not acted in good faith or has materially violated the agreement or a provision of this section and determines that the motor vehicle dealer has not acted in bad faith or has not violated the agreement or a provision of this section.

SECTION 2975b. 218.01 (5) (b) of the statutes is renumbered 218.01 (5) (b) 1 and amended to read:

218.01 (5) (b) 1. The commissioner, ~~department and office of the commissioner of transportation~~ division of hearings and appeals shall have the power in hearings and trials arising under this chapter to determine the place, in the this state of Wisconsin, where they shall be held; to subpoena witnesses and documents; to take and permit the taking of depositions of witnesses residing ~~without the in or outside of this state and to otherwise permit the discovery and preservation of evidence before hearing~~, in the manner provided for in civil actions in courts of record; to pay such witnesses the fees and mileage for their attendance as is provided for witnesses in civil actions in courts of record; and to administer oaths.

SECTION 2975d. 218.01 (5) (b) 2 and 3 of the statutes are created to read:

218.01 (5) (b) 2. If the licensor has reason to believe that a violation of this section has occurred, the licensor may issue subpoenas to compel the attendance of persons to be examined or the production of materials regarding the violation. Subpoenas shall be issued and served in accordance with ch. 885.

3. A person providing information under this paragraph may request that the information be designated as a trade secret, as defined in s. 134.90 (1) (c), or as confidential business information. The commissioner, division of hearings and appeals or licensor shall approve the designation if the person providing the information demonstrates that the release of the information would adversely affect the person's competitive position. At least 15 days before any information designated as a trade secret or as confidential business information is disclosed to any other person, the commissioner, division of hearings and appeals or licensor

shall notify the person providing the information. The person providing the information may seek a court order limiting or prohibiting the disclosure. In such cases, the court shall weigh the need for confidentiality of the information against the public interest in disclosure. Confidentiality is waived if the person providing the information consents in writing to disclosure.

SECTION 2976. 218.01 (9) (a) 2 of the statutes is amended to read:

218.01 (9) (a) 2. Any unfair practice found by a licensor or the ~~office of the commissioner of transportation~~ division of hearings and appeals under sub. (5) (a).

SECTION 2977. 218.11 (7) (a) of the statutes is amended to read:

218.11 (7) (a) The licensor may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition ~~the office of the commissioner of transportation if the licensor is the department of transportation or the department of administration if that department is the licensor~~ to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness. If the licensor is the department of transportation, the division of hearings and appeals shall conduct the hearing.

SECTION 2978. 218.11 (7) (b) of the statutes is amended to read:

218.11 (7) (b) No license may be suspended or revoked except after a hearing thereon. The licensor shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the licensor, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the licensor shall be heard and decided upon by ~~the office of the commissioner of transportation if the licensor is the department of transportation or the department of administration if that department is the licensor~~. If the licensor is the department of transportation, the division of hearings and appeals shall conduct the hearing.

SECTION 2979. 218.22 (4) (a) of the statutes is amended to read:

218.22 (4) (a) The licensor may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition ~~the office of the commissioner of transportation~~ division of hearings and appeals to conduct a hearing to review the

denial, and a hearing shall be scheduled with reasonable promptness.

SECTION 2980. 218.22 (4) (b) of the statutes is amended to read:

218.22 (4) (b) No license shall be suspended or revoked except after a hearing thereon. The licensor shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the licensor, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the office of the commissioner of transportation division of hearings and appeals.

SECTION 2981. 218.32 (4) (a) of the statutes is amended to read:

218.32 (4) (a) The licensor may without notice deny the application for a license within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the office of the commissioner of transportation division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness.

SECTION 2982. 218.32 (4) (b) of the statutes is amended to read:

218.32 (4) (b) No license shall be suspended or revoked except after a hearing thereon. The licensor shall give the licensee at least 5 days' notice of the time and place of such hearing. The order suspending or revoking such license shall not be effective until after 10 days' written notice thereof to the licensee, after such hearing has been had; except that the licensor, when in its opinion the best interest of the public or the trade demands it, may suspend a license upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the license. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the office of the commissioner of transportation division of hearings and appeals.

SECTION 2983. 218.41 (4) of the statutes is amended to read:

218.41 (4) The department may without notice deny the application for a license within 30 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Upon request by the applicant whose license has been so denied, the office of the commissioner of transportation division of hearings and appeals shall set the time and place of hearing a review of such denial, the same to be heard with reasonable promptness.

SECTION 2984. 218.41 (5) (b) of the statutes is amended to read:

218.41 (5) (b) Except as provided in par. (c), the office of the commissioner of transportation division of hearings and appeals shall give the licensee at least 5 days' notice of the time and place of the hearing. The order suspending or revoking the license shall not be effective until after 10 days' written notice thereof to the licensee, after the hearing has been had.

SECTION 2985. 218.41 (8) of the statutes is amended to read:

218.41 (8) Any department or other person in interest being dissatisfied with an order of the office of the commissioner of transportation division of hearings and appeals may have a review thereof as provided in ch. 227.

SECTION 2986. 218.51 (5) (a) of the statutes is amended to read:

218.51 (5) (a) The department may without notice deny the application for a buyer identification card within 60 days after receipt thereof by written notice to the applicant, stating the grounds for such denial. Within 30 days after such notice, the applicant may petition the office of the commissioner of transportation division of hearings and appeals to conduct a hearing to review the denial, and a hearing shall be scheduled with reasonable promptness.

SECTION 2987. 218.51 (5) (b) of the statutes is amended to read:

218.51 (5) (b) No buyer identification card may be suspended or revoked except after a hearing thereon. The department shall give the cardholder at least 5 days' notice of the time and place of such hearing. The order suspending or revoking a buyer identification card shall not be effective until after 10 days' written notice thereof to the cardholder, after such hearing has been had; except that the department, when in its opinion the best interest of the public or the trade demands it, may suspend a buyer identification card upon not less than 24 hours' notice of hearing and with not less than 24 hours' notice of the suspension of the buyer identification card. Matters involving suspensions and revocations brought before the department shall be heard and decided upon by the office of the commissioner of transportation division of hearings and appeals.

SECTION 2989. 226.025 (3) of the statutes is amended to read:

226.025 (3) The appointment of the secretary of state or the designation of a resident agent as attorney for the service of summons, notice, pleadings or process under s. 180.1507 shall be applicable only to actions or proceedings against the foreign corporations described in this section (unless such corporations have been admitted to this state for purposes other than those mentioned in this section) where the cause of action or proceeding arises out of transactions between such foreign corporations and public

utilities operating in this state with which such foreign corporations are affiliated; and to actions or proceedings by or before the public service commission or office of the commissioner of transportation involving the transactions described in sub. (1), or involving the relation between such foreign corporations and public utilities operating in this state with which they are affiliated.

SECTION 2991. 227.01 (13) (s) of the statutes is amended to read:

227.01 (13) (s) Prescribes or relates to a uniform system of accounts for any person, including a municipality, that is regulated by the office of the commissioner of transportation or the public service commission.

SECTION 2993. 227.01 (13) (um) of the statutes is created to read:

227.01 (13) (um) Lists over-the-counter drugs covered by medical assistance under s. 49.46 (2) (b) 6. i.

Vetoed in Part

~~SECTION 2994. 227.01 (13) (zl) of the statutes is created to read:~~

~~227.01 (13) (zl) Establishes a fee to fund activities of the office of health care information under s. 601.315.~~

SECTION 2994r. 227.03 (4) of the statutes is amended to read:

227.03 (4) The provisions of this chapter relating to contested cases do not apply to proceedings involving the revocation of aftercare, supervision under s. 48.357 (5) or 48.366 (5) or corrective sanctions supervision under s. 48.357 (5), the revocation of parole or probation, the grant of probation, prison discipline or mandatory release under s. 302.11 or any other proceeding involving the care and treatment of a resident or an inmate of a correctional institution.

SECTION 2995. 227.03 (7) of the statutes is created to read:

227.03 (7) Except as provided in s. 230.44 (4) (bm), this chapter does not apply to proceedings before the personnel commission in matters that are arbitrated in accordance with s. 230.44 (4) (bm). ~~This subsection does not apply after June 30, 1995.~~

Vetoed in Part

~~SECTION 2995b. 227.03 (7) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.~~

SECTION 3001. 227.43 (title) of the statutes is amended to read:

227.43 (title) Natural resources and transportation hearings.

SECTION 3003g. 227.43 (1) (bg) of the statutes is created to read:

227.43 (1) (bg) Assign a hearing examiner to preside over any hearing or review under ss. 84.30 (18), 84.31 (6) (a), 85.013 (1), 86.073 (3), 86.16 (5), 86.195 (9) (b), 86.32 (1), 114.134 (4) (b), 114.135 (9), 114.20 (19), 175.05 (4) (b), 194.145 (1), 194.46, 218.01 (2) (bd) 2 and (c) 2, (3) (b), (c), (f) 1, (fm) 1 and (h) and (3c) (d), 218.11 (7) (a) and (b), 218.22 (4) (a) and (b), 218.32 (4) (a) and (b), 218.41 (4), 218.51 (5) (a) and (b), 341.09 (2m) (d), 342.26, 343.69 and 348.25 (9).

SECTION 3004. 227.43 (1) (br) of the statutes is created to read:

227.43 (1) (br) Assign a hearing examiner to preside over any hearing of a contested case which is required to be conducted by the department of transportation and which is not conducted by the secretary of transportation.

SECTION 3004m. 227.43 (1) (d) of the statutes is amended to read:

227.43 (1) (d) Promulgate rules relating to the exercise of the administrator's and the division's powers and duties under this section. ~~The administrator of the division shall consult with the department of transportation in promulgating any rules relating to the functions assigned to the division under pars. (bg) and (br).~~

Vetoed in Part

SECTION 3005. 227.43 (2) of the statutes is amended to read:

227.43 (2) The department of natural resources shall notify the division of hearings and appeals of every pending hearing to which the administrator of the division is required to assign a hearing examiner under sub. (1) (b) after the department of natural resources is notified that a hearing on the matter is required.

SECTION 3006. 227.43 (2m) of the statutes is created to read:

227.43 (2m) The department of transportation shall notify the division of hearings and appeals of every pending hearing to which the administrator of the division is required to assign a hearing examiner under sub. (1) (br) after the department of transportation is notified that a hearing on the matter is required.

SECTION 3007. 227.43 (3) of the statutes is renumbered 227.43 (3) (a).

SECTION 3008. 227.43 (3) (b) of the statutes is created to read:

227.43 (3) (b) The administrator of the division of hearings and appeals may set the fees to be charged for any services rendered to the department of transportation by a hearing examiner under this section. The fee shall cover the total cost of the services less any costs covered by the appropriation under s. 20.505 (4) (q).

SECTION 3009. 227.43 (4) of the statutes is amended to read:

227.43 (4) The department of natural resources shall pay all costs of the services of a hearing examiner assigned to the department under sub. (1) (b), according to the fee schedule under sub. (3) (a).

SECTION 3010. 227.43 (5) of the statutes is created to read:

227.43 (5) The department of transportation shall pay all costs of the services of a hearing examiner assigned under sub. (1) (bg) or assigned to the department under sub. (1) (br), according to the fee schedule under sub. (3) (b).

SECTION 3011. 227.44 (2s) of the statutes is created to read:

Vetoed
in Part

227.44 (2s) The personnel commission may order consolidation of any case with any other case involving the same parties or one or more issues arising substantially out of the same circumstances or closely related circumstances. ~~This subsection does not apply after June 30, 1995.~~

Vetoed
in Part

~~SECTION 3011b. 227.44 (2s) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.~~

SECTION 3012. 227.44 (8) of the statutes is amended to read:

227.44 (8) A stenographic, electronic or other record of oral proceedings shall be made in any class 2 or class 3 proceeding and in any class 1 proceeding when requested by a party. Each agency may establish rules relating to the transcription of the record into a written transcript and the providing of free copies of the written transcript. Rules may require a purpose for transcription which is deemed by the agency to be reasonable, such as appeal, and if this test is met to the satisfaction of the agency, the record shall be transcribed at the agency's expense, except that in preparing the record for judicial review of a decision that was made in an appeal under s. 227.47 (2) or in an arbitration proceeding under s. 230.44 (4) (bm) the record shall be transcribed at the expense of the party petitioning for judicial review. Rules may require a showing of impecuniousness or financial need as a basis for providing a free copy of the transcript, otherwise a reasonable compensatory fee may be charged. If any agency does not promulgate such rules, then it must transcribe the record and provide free copies of written transcripts upon request. In any event, an agency shall not refuse to provide a written transcript if the person making the request pays a reasonable compensatory fee for the transcription and for the copy. This subsection does not apply where a transcript fee is specifically provided by law.

Vetoed
in Part

~~SECTION 3012b. 227.44 (8) of the statutes, as affected by 1993 Wisconsin Act ... (this act), is amended to read:~~

~~227.44 (8) A stenographic, electronic or other record of oral proceedings shall be made in any class 2 or class 3 proceeding and in any class 1 proceeding when requested by a party. Each agency may establish rules relating to the transcription of the record into a written transcript and the providing of free copies of the written transcript. Rules may require a purpose for transcription which is deemed by the agency to be reasonable, such as appeal, and if this test is met to the satisfaction of the agency, the record shall be transcribed at the agency's expense, except that in preparing the record for judicial review of a decision that was made in an appeal under s. 227.47 (2) or in an arbitration proceeding under s. 230.44 (4) (bm) the record shall be transcribed at the expense of the party petitioning for judicial review. Rules may require a showing of impecuniousness or financial need as a basis for providing a free copy of the transcript, otherwise a reasonable compensatory fee may be charged.~~

~~If any agency does not promulgate such rules, then it must transcribe the record and provide free copies of written transcripts upon request. In any event, an agency shall not refuse to provide a written transcript if the person making the request pays a reasonable compensatory fee for the transcription and for the copy. This subsection does not apply where a transcript fee is specifically provided by law.~~

SECTION 3013. 227.46 (2) of the statutes is amended to read:

227.46 (2) ~~In~~ Except as provided in s. 227.47 (2), in any contested case which is a class 2 or class 3 proceeding, where a majority of the officials of the agency who are to render the final decision are not present for the hearing, the hearing examiner presiding at the hearing shall prepare a proposed decision, including findings of fact, conclusions of law, order and opinion, in a form that may be adopted as the final decision in the case. The proposed decision shall be a part of the record and shall be served by the agency on all parties. Each party adversely affected by the proposed decision shall be given an opportunity to file objections to the proposed decision, briefly stating the reasons and authorities for each objection, and to argue with respect to them before the officials who are to participate in the decision. The agency may direct whether such argument shall be written or oral. If an agency's decision varies in any respect from the decision of the hearing examiner, the agency's decision shall include an explanation of the basis for each variance.

SECTION 3014. 227.46 (2) of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

227.46 (2) Except as provided in sub. (2m) and s. 227.47 (2), in any contested case which is a class 2 or class 3 proceeding, where a majority of the officials of the agency who are to render the final decision are not present for the hearing, the hearing examiner presiding at the hearing shall prepare a proposed decision, including findings of fact, conclusions of law, order and opinion, in a form that may be adopted as the final decision in the case. The proposed decision shall be a part of the record and shall be served by the agency on all parties. Each party adversely affected by the proposed decision shall be given an opportunity to file objections to the proposed decision, briefly stating the reasons and authorities for each objection, and to argue with respect to them before the officials who are to participate in the decision. The agency may direct whether such argument shall be written or oral. If an agency's decision varies in any respect from the decision of the hearing examiner, the agency's decision shall include an explanation of the basis for each variance.

~~SECTION 3014m. 227.46 (2) of the statutes, as affected by 1993 Wisconsin Act ... (this act), section 3014, is amended to read:~~

Vetoed
in Part

Vetoed
in Part

~~227.46 (2) Except as provided in sub. (2m) and s. 227.47 (2), in any contested case which is a class 2 or class 3 proceeding, where a majority of the officials of the agency who are to render the final decision are not present for the hearing, the hearing examiner presiding at the hearing shall prepare a proposed decision, including findings of fact, conclusions of law, order and opinion, in a form that may be adopted as the final decision in the case. The proposed decision shall be a part of the record and shall be served by the agency on all parties. Each party adversely affected by the proposed decision shall be given an opportunity to file objections to the proposed decision, briefly stating the reasons and authorities for each objection, and to argue with respect to them before the officials who are to participate in the decision. The agency may direct whether such argument shall be written or oral. If an agency's decision varies in any respect from the decision of the hearing examiner, the agency's decision shall include an explanation of the basis for each variance.~~

SECTION 3015. 227.46 (2m) of the statutes is created to read:

227.46 (2m) In any hearing or review assigned to a hearing examiner under s. 227.43 (1) (bg), the hearing examiner presiding at the hearing shall prepare a proposed decision, including findings of fact, conclusions of law, order and opinion, in a form that may be adopted as the final decision in the case. The proposed decision shall be a part of the record and shall be served by the division of hearings and appeals in the department of administration on all parties. Each party adversely affected by the proposed decision shall be given an opportunity to file objections to the proposed decision within 15 days, briefly stating the reasons and authorities for each objection, and to argue with respect to them before the administrator of the division of hearings and appeals. The administrator of the division of hearings and appeals may direct whether such argument shall be written or oral. If the decision of the administrator of the division of hearings and appeals varies in any respect from the decision of the hearing examiner, the decision of the administrator of the division of hearings and appeals shall include an explanation of the basis for each variance. The decision of the administrator of the division of hearings and appeals is a final decision of the agency subject to judicial review under s. 227.52. The department of transportation may petition for judicial review.

SECTION 3016. 227.46 (3) (intro.) of the statutes is amended to read:

227.46 (3) (intro.) With respect to contested cases except a hearing or review assigned to a hearing examiner under s. 227.43 (1) (bg), an agency may by rule or in a particular case may by order:

SECTION 3017. 227.46 (4) of the statutes is amended to read:

227.46 (4) Notwithstanding any other provision of this section, in any contested case, if a majority of the officials of the agency who are to render the final decision have not heard the case or read the record, the decision, if adverse to a party to the proceeding other than the agency itself, shall not be made until a proposed decision is served upon the parties and an opportunity is afforded to each party adversely affected to file objections and present briefs or oral argument to the officials who are to render the decision. ~~The~~ Except as provided in s. 227.47 (2), the proposed decision shall contain a statement of the reasons therefor and of each issue of fact or law necessary to the proposed decision, prepared by the hearing examiner or a person who has read the record. The parties by written stipulation may waive compliance with this subsection.

~~SECTION 3017m. 227.46 (4) of the statutes, as affected by 1993 Wisconsin Act ... (this act), is amended to read:~~

Vetoed
in Part

~~227.46 (4) Notwithstanding any other provision of this section, in any contested case, if a majority of the officials of the agency who are to render the final decision have not heard the case or read the record, the decision, if adverse to a party to the proceeding other than the agency itself, shall not be made until a proposed decision is served upon the parties and an opportunity is afforded to each party adversely affected to file objections and present briefs or oral argument to the officials who are to render the decision. Except as provided in s. 227.47 (2), the proposed decision shall contain a statement of the reasons therefor and of each issue of fact or law necessary to the proposed decision, prepared by the hearing examiner or a person who has read the record. The parties by written stipulation may waive compliance with this subsection.~~

SECTION 3018. 227.46 (8) of the statutes is amended to read:

227.46 (8) If the hearing examiner assigned under s. 227.43 (1) (b) renders the final decision in a contested case and the decision is subject to judicial review under s. 227.52, the department of natural resources may petition for judicial review. If the hearing examiner assigned under s. 227.43 (1) (br) renders the final decision in a contested case and the decision is subject to judicial review under s. 227.52, the department of transportation may petition for judicial review.

SECTION 3019. 227.47 of the statutes is renumbered 227.47 (1) and amended to read:

227.47 (1) Every Except as provided in sub. (2), every proposed or final decision of an agency or hearing examiner following a hearing and every final decision of an agency shall be in writing accompanied by findings of fact and conclusions of law. The findings of fact shall consist of a concise and separate statement of the ultimate conclusions upon each material issue of fact without recital of evidence. Every proposed or final decision shall include a list of the names

and addresses of all persons who appeared before the agency in the proceeding who are considered parties for purposes of review under s. 227.53. The agency shall by rule establish a procedure for determination of parties.

Vetoed in Part SECTION 3019m. 227.47 (1) of the statutes, as affected by 1993 Wisconsin Act ... (this act) is renumbered 227.47 and amended to read:

~~227.47 Decisions. Except as provided in sub (2), every Every proposed or final decision of an agency or hearing examiner following a hearing and every final decision of an agency shall be in writing accompanied by findings of fact and conclusions of law. The findings of fact shall consist of a concise and separate statement of the ultimate conclusions upon each material issue of fact without recital of evidence. Every proposed or final decision shall include a list of the names and addresses of all persons who appeared before the agency in the proceeding who are considered parties for purposes of review under s. 227.53. The agency shall by rule establish a procedure for determination of parties.~~

SECTION 3020. 227.47 (2) of the statutes is created to read:

227.47 (2) Except as otherwise provided in this subsection, a proposed or final decision of the personnel commission, hearing examiner or arbitrator concerning an appeal of the decision of the secretary of employment relations made under s. 230.09 (2) (a) or (d) shall not be accompanied by findings of fact, conclusions of law or a list of parties for purposes of review under s. 227.53. If within 30 days after the commission issues a decision in such an appeal either party files a petition for judicial review of the decision under s. 227.53 and files a written notice with the commission that the party has filed such a petition, the commission shall issue written findings of fact, conclusions of law and a list of parties for purposes of review under s. 227.53 within 90 days after receipt of the notice. The court shall stay the proceedings pending receipt of the findings, conclusions and list of parties.

Vetoed in Part

Vetoed in Part

Vetoed in Part SECTION 3020m. 227.47 (2) of the statutes, as created by 1993 Wisconsin Act ... (this act) is repealed.

SECTION 3025d. 230.03 (14) (b) of the statutes is amended to read:

230.03 (14) (b) A person who served on active duty under honorable conditions in the U.S. armed forces in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34.

Vetoed in Part SECTION 3025g. 230.08 (2) (e) 5 of the statutes is amended to read:

~~230.08 (2) (e) 6. Industry, labor and human relations - 76.~~

SECTION 3026. 230.08 (2) (L) 8 of the statutes is repealed.

SECTION 3027. 230.08 (2) (mp) of the statutes is amended to read:

230.08 (2) (mp) One staff director of the Wisconsin cost containment commission, created under s. 15.195 (10).

SECTION 3027m. 230.08 (2) (xg) of the statutes is created to read:

230.08 (2) (xg) The executive secretary of the board of commissioners of public lands.

SECTION 3029. 230.08 (2) (ym) of the statutes is amended to read:

230.08 (2) (ym) The director of the office of health care information, created under s. 15.194 15.737 (1).

SECTION 3039. 230.44 (4) (bm) of the statutes is created to read:

230.44 (4) (bm) Upon request of an employe who files an appeal of the decision of the secretary made under s. 230.09 (2) (a) or (d), the appeal shall be heard by a commissioner or attorney employed by the commission serving as arbitrator under rules promulgated for this purpose by the commission. Subject to s. 901.05, in any such arbitration, the arbitrator shall, in accordance with rules promulgated by the commission, allow a party the opportunity to obtain discovery and the opportunity to cross-examine witnesses, to object to offers of evidence and to file briefs. In such an arbitration, the arbitrator shall orally render a decision at the conclusion of the hearing affirming, modifying or rejecting the decision of the secretary. The decision of the arbitrator is final and is not subject to review by the commission. An arbitrator's decision may not be cited as precedent in any other proceeding before the commission or before any court. The arbitrator shall promptly file his or her decision with the commission. The decision of the arbitrator shall stand as the decision of the commission. The decision of the commission is subject to review under ss. 227.53 to 227.57 only on the ground that the decision was procured by corruption, fraud or undue means or that the arbitrator or the commission exceeded the arbitrator's or the commission's power. The record of a proceeding under this paragraph shall be transcribed as provided in s. 227.44 (8).

Vetoed in Part

Vetoed in Part

~~2. Subdivision 1 does not apply after June 30, 1995.~~

~~SECTION 3039m. 230.44 (4) (bm) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.~~

Vetoed in Part

SECTION 3040. 230.44 (4) (c) of the statutes is amended to read:

230.44 (4) (c) After conducting a hearing or arbitration on an appeal under this section, the commission or the arbitrator shall either affirm, modify or reject the action which is the subject of the appeal. If the commission or the arbitrator rejects or modifies the action, the commission may issue an enforceable order to remand the matter to the person taking the action for action in accordance with the decision. Any action brought against the person who is subject to the order for failure to comply with the order shall be brought and served within 60 days after the date of

service of the commission's decision of the commission or the arbitrator.

Vetoed
in Part

~~SECTION 3040m. 230.44 (4) (c) of the statutes, as affected by 1993 Wisconsin Act ... (this act), is amended to read:~~

~~230.44 (4) (c) After conducting a hearing or arbitration on an appeal under this section, the commission or the arbitrator shall either affirm, modify or reject the action which is the subject of the appeal. If the commission or the arbitrator rejects or modifies the action, the commission may issue an enforceable order to remand the matter to the person taking the action for action in accordance with the decision. Any action brought against the person who is subject to the order for failure to comply with the order shall be brought and served within 60 days after the date of service of the decision of the commission or the arbitrator.~~

SECTION 3041. 230.45 (1) (am) of the statutes is created to read:

230.45 (1) (am) Designate a commissioner or an attorney employed by the commission to serve as an arbitrator in arbitrations under s. 230.44 (4) (bm). ~~This paragraph does not apply after June 30, 1995.~~

Vetoed
in Part

~~SECTION 3041b. 230.45 (1) (am) of the statutes, as created by 1993 Wisconsin Act ... (this act), is repealed.~~

SECTION 3041c. 231.35 (2) (c) of the statutes is created to read:

231.35 (2) (c) A nonprofit rural primary care provider.

SECTION 3041e. 231.35 (3) (d) of the statutes is amended to read:

231.35 (3) (d) The principal amount of the loan is at least \$100,000, but not more than \$500,000 \$1,500,000.

SECTION 3042g. 234.03 (2m) of the statutes is amended to read:

234.03 (2m) To issue notes and bonds in accordance with ss. 234.08, 234.40, 234.50, 234.60, 234.626, 234.65 and 234.70.

SECTION 3042r. 234.08 (1) of the statutes is amended to read:

234.08 (1) The authority may issue its negotiable notes and bonds in such principal amount, as, in the opinion of the authority, is necessary to provide sufficient funds for achieving its corporate purposes, including the purchase of certain mortgages and securities and the making of secured loans for low- and moderate-income housing, for the rehabilitation of existing structures and for the construction of facilities appurtenant thereto as provided in this chapter; for the making of secured loans to assist eligible elderly homeowners in paying property taxes and special assessments; for the payment of interest on notes and bonds of the authority during construction; for the establishment of reserves to secure such notes and bonds; for the provision of moneys for the housing

development fund in order to make temporary loans to sponsors of housing projects as provided in this chapter; and for all other expenditures of the authority incident to and necessary or convenient to carry out its corporate purposes and powers.

SECTION 3043. 234.165 (2) (a) of the statutes is amended to read:

234.165 (2) (a) In this subsection, "surplus" means assets of the authority surplus fund which are not required to pay the cost of issuance of bonds or notes of the authority, to make financially feasible economic development loans and housing projects receiving proceeds from authority bond or note issues or to honor agreements with bondholders and noteholders; ~~if the assets are funds withdrawn from reserve accounts established for bonds or notes issued under s. 234.18 (1) or earnings of the withdrawn funds.~~

SECTION 3044. 234.165 (2) (b) 1 of the statutes is renumbered 234.165 (2) (b) 1. (intro.) and amended to read:

234.165 (2) (b) 1. (intro.) Before Annually before August 31 the chairperson of the authority shall certify ~~to~~ and file with the secretary of administration a report of the actual surplus available on the preceding June 30 and ~~projected~~ the surplus projected by the authority to be available for the following fiscal year on the succeeding June 30. Together with this report, the chairperson of the authority shall report, as of the preceding June 30:

SECTION 3045. 234.165 (2) (b) 1. a. to d. of the statutes are created to read:

234.165 (2) (b) 1. a. The amount or value and an explanation of all short-term deferred receivables and property of the authority and any amounts reserved to cover any deficiency in operating revenue or to fund the replacement or maintenance of assets of the authority.

b. The amount reserved to be used for loans and other expenditures under each plan approved under this subsection in each prior year.

bm. The amount reserved to be used for loans and other expenditures under any plan approved under this subsection that has been loaned or expended or that has been returned to the surplus since the effective date of the plan submitted under this subsection in the previous year.

c. The amount reserved to be used for loans and other expenditures under any plan approved under this subsection in any prior year that is not legally obligated to be paid to a party other than the authority, the planned use of each such amount, and the projected date by which any such amount that is not used in accordance with the plan approved for its use will become a part of the authority's surplus.

cm. The amount reserved to be used for loans and other expenditures under any plan approved under this subsection in any prior year that have been approved by the authority but for which the authority has not yet signed a contract, the planned use of each

such amount, and the projected date by which any such amount that is not used in accordance with the plan approved for its use will become a part of the authority's surplus.

d. The actual surplus that became available on the preceding June 30, together with the projected surplus for that date as contained in the authority's report under this subdivision in the previous year.

SECTION 3046. 234.165 (2) (b) 2 of the statutes is amended to read:

234.165 (2) (b) 2. ~~Before~~ Annually before August 31 the authority shall submit to the governor a plan for expending or encumbering the actual surplus reported under subd. 1. The part of the plan related to housing shall be consistent with the state housing strategy plan under s. 16.31. ~~The surplus certification under subd. 1 and the plan submitted under this subdivision may be included in one attached to and submitted as a part of the report filed under subd. 1.~~

SECTION 3047. 234.165 (2) (d) of the statutes is amended to read:

234.165 (2) (d) The authority shall allocate a portion of its surplus in a plan prepared under par. (b) to match federal funds available to this state under the Stewart B. McKinney homeless assistance act, 42 USC 11361 to 11402, and to match federal funds available to this state under the home investment partnership program, 42 USC 12741 to 12756.

SECTION 3047m. 234.165 (2) (dm) of the statutes is created to read:

234.165 (2) (dm) The authority shall allocate a portion of its surplus in a plan prepared under par. (b) to the property tax deferral loan program under ss. 234.621 to 234.626.

SECTION 3048. 234.165 (2) (e) of the statutes is repealed.

SECTION 3048t. 234.265 (2) of the statutes is amended to read:

234.265 (2) Records or portions of records consisting of personal or financial information provided by a person seeking a grant or loan under s. 234.08, 234.49, 234.59, 234.65, 234.67, 234.68, 234.70, 234.765, 234.82, 234.83, 234.87, 234.90, 234.905 or 234.907, seeking a loan under ss. 234.621 to 234.626, seeking financial assistance under ss. 234.75 to 234.802, seeking investment of funds under s. 234.03 (18m) or in which the authority has invested funds under s. 234.03 (18m), unless the person consents to disclosure of the information.

SECTION 3049. 234.265 (2) of the statutes, as affected by 1993 Wisconsin Act ... (this act), is repealed and recreated to read:

234.265 (2) Records or portions of records consisting of personal or financial information provided by a person seeking a grant or loan under s. 234.08, 234.49, 234.59, 234.65, 234.67, 234.68, 234.69, 234.70, 234.765, 234.82, 234.83, 234.87, 234.90, 234.905 or 234.907, seeking a loan under ss. 234.621 to 234.626,

seeking financial assistance under ss. 234.75 to 234.802, seeking investment of funds under s. 234.03 (18m) or in which the authority has invested funds under s. 234.03 (18m), unless the person consents to disclosure of the information.

SECTION 3051k. 234.622 (2m) of the statutes is created to read:

234.622 (2m) "Executive director" means the executive director of the authority.

SECTION 3051p. 234.626 (7) of the statutes is created to read:

234.626 (7) Recognizing its moral obligation to do so, the legislature expresses its expectation and aspiration that, if ever called upon to do so, it shall make an appropriation to make the authority whole for defaults on loans issued under ss. 234.621 to 234.626.

SECTION 3052m. 234.68 of the statutes is created to read:

234.68 Stratospheric ozone protection loan guarantee program. (1) DEFINITIONS. In this section:

(a) "Federal clean air act" means the federal clean air act, 42 USC 7401 to 7671q, and regulations issued by the federal environmental protection agency under that act.

(b) "Guaranteed loan" means a loan for which the authority guarantees collection under sub. (3).

(c) "Participating lender" means a bank, savings bank, credit union, credit association, savings and loan association or other person that makes loans and that has entered into an agreement with the authority under s. 234.93 (2) (a).

(d) "Security interest" means an interest in property or other assets that secures payment or other performance of a guaranteed loan.

(e) "Small business" means a business entity, including a parent corporation or any subsidiary or affiliated corporation, that employs fewer than 51 full-time employees.

(2) ELIGIBLE LOANS. A loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. 234.93 if all of the following apply:

(a) The borrower is a small business in this state.

(b) The borrower uses the loan proceeds for direct or related expenses, as determined by the authority, that are associated with the purchase or upgrading of equipment or machinery, or with the upgrading of the physical plant of the small business, and the purchase or upgrading enables the small business to eliminate its use of solvents that are or that contain a class I substance, as defined in 42 USC 7671 (3), to comply with the stratospheric ozone protection requirements of the federal clean air act.

(c) The loan proceeds are not applied to the outstanding balance of any other loan.

(d) The authority approves the interest rate on the loan, including any origination fees or other charges.

(e) The total outstanding principal amount of all of the borrower's loans that are guaranteed by the authority under this section does not exceed \$50,000.

(f) The participating lender obtains a security interest in the equipment, machinery, physical plant or other assets to secure repayment of the loan.

(g) The loan term does not extend beyond 15 years after the date on which the participating lender disburses the loan unless the loan is extended by the authority.

(h) The participating lender considers the borrower's assets, cash flow and managerial ability sufficient to preclude voluntary or involuntary liquidation for the loan term granted by the participating lender.

(i) The participating lender agrees to the percentage of guarantee established for the loan by the authority.

(3) **GUARANTEE OF COLLECTION.** (a) Subject to par. (b), the authority shall guarantee collection of a percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee under sub. (2). The authority shall establish the percentage of the unpaid principal of an eligible loan that will be guaranteed by using the procedures described in the guarantee agreement under s. 234.93 (2) (a). The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

(b) Except as provided in s. 234.93 (3), the total outstanding principal amount of all guaranteed loans under par. (a) may not exceed \$500,000.

SECTION 3053. 234.69 of the statutes is created to read:

234.69 Clean air loan guarantee program. (1) **DEFINITIONS.** In this section:

(a) "Federal clean air act" means the federal clean air act, 42 USC 7401 to 7671q, and regulations issued by the federal environmental protection agency under that act.

(b) "Guaranteed loan" means a loan for which the authority guarantees collection under sub. (3).

(c) "Nonattainment area" has the meaning given in s. 144.30 (21).

(d) "Participating lender" means a bank, savings bank, credit union, credit association, savings and loan association or other person that makes loans and that has entered into an agreement with the authority under s. 234.93 (2) (a).

(e) "Security interest" means an interest in property or other assets that secures payment or other performance of a guaranteed loan.

(f) "Small business" means a business entity, including a parent corporation or any subsidiary or affiliated corporation, that employs fewer than 51 full-time employees.

(2) **ELIGIBLE LOANS.** A loan made by a participating lender is eligible for guarantee of collection from the Wisconsin development reserve fund under s. 234.93 if all of the following apply:

(a) The borrower is a small business that is located in a nonattainment area.

(b) The borrower uses the loan proceeds for direct or related expenses, as determined by the authority, that are associated with the purchase or upgrading of equipment or machinery, or with the upgrading of the physical plant of the small business, and the purchase or upgrading enables the small business to comply with the air pollution control requirements of any of the following:

1. The federal clean air act.

2. Sections 144.30 to 144.403.

3. A local air pollution control program established under s. 144.41.

(c) The loan proceeds are not applied to the outstanding balance of any other loan.

(d) The authority approves the interest rate on the loan, including any origination fees or other charges.

(e) The total outstanding principal amount of all of the borrower's loans that are guaranteed by the authority under this section does not exceed \$50,000.

(f) The participating lender obtains a security interest in the equipment, machinery, physical plant or other assets to secure repayment of the loan.

(g) The loan term does not extend beyond 15 years after the date on which the participating lender disburses the loan unless the loan is extended by the authority.

(h) The participating lender considers the borrower's assets, cash flow and managerial ability sufficient to preclude voluntary or involuntary liquidation for the loan term granted by the participating lender.

(i) The participating lender agrees to the percentage of guarantee established for the loan by the authority.

(3) **GUARANTEE OF COLLECTION.** (a) Subject to par. (b), the authority shall guarantee collection of a percentage, not exceeding 90%, of the principal of any loan eligible for a guarantee under sub. (2). The authority shall establish the percentage of the unpaid principal of an eligible loan that will be guaranteed by using the procedures described in the guarantee agreement under s. 234.93 (2) (a). The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

(b) Except as provided in s. 234.93 (3), the total outstanding principal amount of all guaranteed loans under par. (a) may not exceed \$1,000,000.

SECTION 3054. 234.76 (1) (c) 1 of the statutes is amended to read:

234.76 (1) (c) 1. The person's place of business is located in a blighted area, as defined in s. 66.43 (3) (a), or targeted area.

SECTION 3055. 234.76 (2) (b) 1 of the statutes is amended to read:

234.76 (2) (b) 1. The person's place of business is located in a blighted area, as defined in s. 66.43 (3) (a), or targeted area.

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SECTION 3056. 234.76 (3) of the statutes is created to read:

234.76 (3) When considering whether a person's place of business is located in a targeted area under sub. (1) (c) 1 or (2) (b) 1, the authority shall consider all of the factors set out in s. 560.605 (2m) (a) to (h).

SECTION 3056n. 234.87 (title) of the statutes is amended to read:

234.87 (title) Nonpoint source pollution abatement and agricultural chemical cleanup loan guarantee program.

SECTION 3056p. 234.87 (1) (a) of the statutes is renumbered 234.87 (1) (ae).

SECTION 3056q. 234.87 (1) (ac) of the statutes is created to read:

234.87 (1) (ac) "Agricultural chemical" has the meaning given in s. 94.73 (1) (a).

SECTION 3056r. 234.87 (1) (am) of the statutes is created to read:

234.87 (1) (am) "Corrective action" has the meaning given in s. 94.73 (1) (b).

SECTION 3056s. 234.87 (1) (as) of the statutes is created to read:

234.87 (1) (as) "Discharge" has the meaning given in s. 144.76 (1) (a).

SECTION 3056t. 234.87 (1) (d) of the statutes is created to read:

234.87 (1) (d) "Responsible person" has the meaning given in s. 94.73 (1) (h).

SECTION 3056u. 234.87 (3) (a) of the statutes is amended to read:

234.87 (3) (a) The loan is made for the installation of best management practices, as certified by the department of natural resources or the department of agriculture, trade and consumer protection, or the loan is made to a responsible person for the taking of corrective action in response to the discharge of an agricultural chemical pursuant to an order under s. 94.73 (2) or (2m) or at the request of the department of agriculture, trade and consumer protection.

SECTION 3057. 234.87 (3) (b) 1 and 2 of the statutes are amended to read:

234.87 (3) (b) 1. A priority watershed or priority lake area ~~that is identified by the department of natural resources in which the program under s. 144.25 (4) is implemented~~ after May 16, 1992.

2. A priority watershed or priority lake area ~~that is identified by the department of natural resources under s. 144.25 (4) (em) in the Milwaukee river basin, including the Kinnickinnic river watershed.~~

SECTION 3057d. 234.87 (4) (a) of the statutes is amended to read:

234.87 (4) (a) ~~The In guaranteeing loans under this section for the installation of best management practices, the authority shall give highest priority for loan guarantees under this section to loans for the installa-~~

tion of best management practices in a priority watershed or priority lake area.

SECTION 3057e. 234.87 (5) of the statutes is amended to read:

234.87 (5) **GUARANTEE OF COLLECTION.** (a) Subject to ~~par. pars.~~ (b) and (c) and sub. (4) (a), the authority shall guarantee collection of a percentage, not exceeding 90%, of the principal of a loan eligible for a guarantee under sub. (2). The authority shall establish the percentage of the principal of an eligible loan that it will guarantee. The authority may establish a single percentage for all guaranteed loans or establish different percentages for eligible loans on an individual basis.

(b) Except as provided in s. 234.93 (3), the total guaranteed principal amount of all loans for the installation of best management practices that the authority may guarantee under par. (a) may not exceed \$850,000.

SECTION 3057f. 234.87 (5) (c) of the statutes is created to read:

234.87 (5) (c) Except as provided in s. 234.93 (3), the total guaranteed principal amount of all loans for the taking of corrective action in response to the discharge of an agricultural chemical that the authority may guarantee under par. (a) may not exceed \$650,000.

SECTION 3059. 234.93 (1) (a) of the statutes is amended to read:

234.93 (1) (a) Moneys appropriated to the authority under s. 20.490 (5) (a) and, (q), (r) and (s) or received by the authority for the Wisconsin development reserve fund from any other source.

SECTION 3059c. 234.93 (3) of the statutes is renumbered 234.93 (3) (a) and amended to read:

234.93 (3) (a) The authority may request permission from the secretary of administration to increase the total principal amounts of loans that it may guarantee under a program guaranteed by the Wisconsin development reserve fund. The Included with its request, the authority shall provide to the secretary a projection, for the next June 30, that compares the amounts required on that date to pay outstanding claims and to fund guarantees under all of the programs guaranteed by funds from the Wisconsin development reserve fund, and the balance remaining in the Wisconsin development reserve fund on that date after deducting such amounts, if the increase is approved, with such amounts and the balance remaining, if the increase is not approved.

(b) ~~The~~ secretary of administration may authorize an increase under par. (a) if the secretary determines that the Wisconsin development reserve fund contains sufficient funds to guarantee loans in the requested amount. If the secretary authorizes an increase, the secretary shall notify the joint committee on finance in writing of his or her action. ~~If and shall provide to the joint committee on finance a copy of the authority's~~

projection that was included with the authority's request for the increase.

(c) If the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed increase within 14 working days after the date of the secretary's notification, the authority may proceed with the proposed increase. If, within 14 working days after the date of the secretary's notification, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed increase, the proposed increase may take effect only upon approval of the committee.

SECTION 3059f. 234.93 (3m) of the statutes is created to read:

234.93 (3m) EXTENSION OF LOAN GUARANTEE PROGRAM. When the authority prepares a fiscal estimate under s. 13.093 (2) (a) with respect to any bill that extends a program that is guaranteed by funds from the Wisconsin development reserve fund, the authority shall include in its fiscal estimate a projection, for the next June 30, that compares the amounts required on that date to pay outstanding claims and to fund guarantees under all of the programs guaranteed by funds from the Wisconsin development reserve fund, and the balance remaining in the Wisconsin development reserve fund on that date after deducting such amounts, if the program is extended, with such amounts and the balance remaining if the program is not extended.

SECTION 3059j. 234.93 (4) (b) of the statutes is renumbered 234.93 (4) (b) (intro.) and amended to read:

234.93 (4) (b) (intro.) ~~When the authority makes a transfer under par. (a) Annually on June 30,~~ the executive director of the authority shall provide to the secretary of administration and to the joint committee on finance a signed statement listing the that includes all of the following:

1. The amounts deducted required to pay outstanding claims and to fund guarantees under each of the programs guaranteed by funds from the Wisconsin development reserve fund and explaining on that date.

2. An explanation of how each amount under subd. 1 was calculated or otherwise determined.

SECTION 3059m. 234.93 (4) (b) 3 and 4 of the statutes are created to read:

234.93 (4) (b) 3. The amount of the balance, if any, that remains in the Wisconsin development reserve fund after deducting the amounts under subd. 1 and that will be transferred to the general fund under par. (a).

4. A projection of what the amounts under subds. 1 and 3 will be on June 30 in each of the next 2 years.

SECTION 3060. 235.02 (3m) of the statutes is created to read:

235.02 (3m) COMPENSATION OF MEMBERS. A member of the authority shall receive no compensation for services but shall be reimbursed for necessary expenses incurred in the discharge of the member's duties.

SECTION 3061. 235.02 (4) of the statutes is amended to read:

235.02 (4) EXECUTIVE DIRECTOR. The governor shall appoint the executive director of the authority to serve a 2-year term expiring on June 30 of each odd-numbered year. The compensation of the executive director shall not exceed the maximum of the executive salary group range established under s. 20.923 (1) for positions assigned to executive salary group 2. The compensation of the executive director may be funded by gifts or grants made to the authority.

SECTION 3062. 235.02 (7) of the statutes is created to read:

235.02 (7) TRAVEL; PURCHASING. (a) The authority shall adhere to specifications prepared under s. 16.72 (2), if applicable to the product or service to be purchased.

(b) Members and employes of the authority are subject to uniform travel schedule amounts approved under s. 20.916 (8).

SECTION 3063. 235.03 (intro.) of the statutes is amended to read:

235.03 Powers. (intro.) The authority has all of the powers necessary or convenient to carry out its duties under s. 235.04, except that it may not acquire or hold title to real estate. In addition, the authority may:

SECTION 3064. 235.03 (7) of the statutes is created to read:

235.03 (7) Employ any officers, agents and employes that it may require and determine their qualifications and compensation.

SECTION 3065. 235.03 (8) of the statutes is created to read:

235.03 (8) Procure liability insurance.

SECTION 3066. 235.04 (7) of the statutes is created to read:

235.04 (7) Biennially, submit to the governor and the cochairpersons of the joint committee on finance a report of its operations, accomplishments, goals and objectives including an annual financial statement.

SECTION 3067. 235.04 (8) of the statutes is created to read:

235.04 (8) Annually, submit to the governor and the cochairpersons of the joint committee on finance a statement of its financial condition.

SECTION 3068. 236.18 of the statutes is repealed and recreated to read:

236.18 Wisconsin coordinate system. (1) REQUIREMENT FOR RECORDING. (a) No plat that is referenced to a Wisconsin coordinate system under sub. (2) may be recorded unless it is based on a datum that the approving authority under s. 236.10 of the jurisdiction in which the land is located has selected by ordinance.

(b) An approving authority under s. 236.10 may select a Wisconsin coordinate system under sub. (2). If it does so, it shall notify the department, on a form provided by the department, of the selection.

(c) An approving authority may, by ordinance, select a different Wisconsin coordinate system under sub. (2) than the one previously selected under par. (b). If it does so, the approving authority shall notify the department on a form provided by the department.

(2) ALLOWABLE SYSTEMS. An approving authority under s. 236.10 may select any one of the following systems:

(a) The Wisconsin coordinate system of 1927, which is based on the North American datum of 1927.

(b) The Wisconsin coordinate system of 1983 (1986), which is based on the North American datum of 1983 (adjustment of 1986).

(c) The Wisconsin coordinate system of 1983 (1991), which is based on the North American datum of 1983 (adjustment of 1991).

(3) ZONES. Each of the systems under sub. (2) includes the following zones:

(a) A north zone composed of the following counties: Ashland, Bayfield, Burnett, Douglas, Florence, Forest, Iron, Oneida, Price, Sawyer, Vilas and Washburn.

(b) A central zone composed of the following counties: Barron, Brown, Buffalo, Chippewa, Clark, Door, Dunn, Eau Claire, Jackson, Kewaunee, Langlade, Lincoln, Marathon, Marinette, Menominee, Oconto, Outagamie, Pepin, Pierce, Polk, Portage, Rusk, St. Croix, Shawano, Taylor, Trempealeau, Waupaca and Wood.

(c) A south zone composed of the following counties: Adams, Calumet, Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Green Lake, Iowa, Jefferson, Juneau, Kenosha, La Crosse, Lafayette, Manitowoc, Marquette, Milwaukee, Monroe, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Vernon, Walworth, Washington, Waukesha, Waushara and Winnebago.

(4) APPLICABLE DEFINITIONS AND SURVEY CONNECTIONS. (a) The following definitions apply to the systems under sub. (2):

1. For the Wisconsin coordinate system of 1927, the definitions provided by the national geodetic survey in U.S. coastal and geodetic survey special publication 235 (1974 edition).

2. For the Wisconsin coordinate system of 1983 (1986) and the Wisconsin coordinate system of 1983 (1991), the definitions provided by the national geodetic survey in the national oceanic and atmospheric administration manual national ocean service, national geodetic survey 5 (1989 edition).

(b) Existing positions of the systems under sub. (2) that are marked on the ground by monuments established in conformity with standards adopted by the

national geodetic survey for 3rd-order work and above and the geodetic positions of which have been rigidly adjusted on the North American datum of 1927, the North American datum of 1983 (adjustment of 1986), the North American datum of 1983 (adjustment of 1991) or any later adjustment of the North American datum of 1983 may be used to establish a survey connection to the systems under sub. (2).

(5) OVERLAPPING LAND. If portions of any tract of land that is to be defined by one description in a plat are in different zones under sub. (3), the positions of all of the points on its boundaries may be referred to either of the zones but the zone to which those positions are referred and the system under sub. (2) that is used shall be named in the description and noted on the face of all maps and plats of the land.

(6) COORDINATES. (a) The plane coordinates of a point that are to be used to express the position or location of a point shall consist of 2 distances that are expressed in U.S. survey feet or meters and decimals of those feet or meters. The definitions of survey foot and meter in letter circular 1071 July 1976 national institute of standards and technology shall be used for conversion between feet and meters.

(b) For the Wisconsin coordinate system of 1927, the distances under par. (a) are the x-coordinate, which shall give the position in an east-and-west direction, and the y-coordinate, which shall give the position in a north-and-south direction.

(c) For the Wisconsin coordinate system of 1983 (1986) and the Wisconsin coordinate system of 1983 (1991), the distances are the northing, which shall give the position in a north-and-south direction and the easting, which shall give the position in an east-and-west direction.

(d) Coordinates in all of the systems under sub. (2) shall depend upon and conform to the plane rectangular coordinate values for the monumented points of the national geodetic reference system horizontal control network that are published by the national geodetic survey or by that agency's successor if those values have been computed on the basis of a system under sub. (2).

(7) USE OF TERM RESTRICTED. No person may use the term "Wisconsin coordinate system" on any map, report of a survey or other document unless the coordinates on the document are based on a system under sub. (2).

(8) DESIGNATION. Any person who prepares a plat under this section shall designate on that plat which of the systems under sub. (2) and which of the zones under sub. (3) that person has referenced.

(9) MULTIPLE DESCRIPTIONS. If a document describes a tract of land by means of the coordinates of a system under sub. (2) and by means of a reference to a subdivision, line or corner of the U.S. public land surveys, the description by means of coordinates supplements and is subordinate to the other description.

(10) RIGHT OF LENDERS AND PURCHASERS. A lender or purchaser may require a borrower or seller to provide the description required under s. 236.20.

SECTION 3072d. 301.03 (8) of the statutes is renumbered 46.03 (6) (e) and amended to read:

46.03 (6) (e) Provide health services for residents of ~~Ethan Allan school and Lincoln Hills school~~ all secured correctional facilities for juveniles that are operated by the department.

SECTION 3084c. 301.055 of the statutes is repealed and recreated to read:

301.055 Prisoner population limits. The department shall promulgate rules providing limits on the number of prisoners at all state prisons, but excluding those prisoners confined in the institution authorized under s. 301.046 (1) or in a Type 2 prison. The rules shall provide systemwide limits and limits for each state prison, except the department may provide a single limit for the Wisconsin correctional center system. The rules may provide procedures allowing the department to exceed any systemwide, institution or center system limit in an emergency situation.

SECTION 3085m. 301.105 of the statutes is created to read:

301.105 Telephone company commissions. The department shall collect moneys for commissions from telephone companies for contracts to provide telephone services to inmates. The department shall transmit those moneys to the state treasurer. The state treasurer shall do all of the following:

(1) Deposit two-thirds of all moneys collected under this section in the general fund as general purpose revenue — earned.

(2) Credit one-third of all moneys collected under this section to the appropriation account under s. 20.410 (1) (gt).

SECTION 3086c. 301.19 of the statutes is repealed.

SECTION 3097. 301.32 (1) of the statutes is amended to read:

301.32 (1) PROPERTY DELIVERED TO STEWARD; CREDIT AND DEBIT. All money including wages and other property delivered to an officer or employe of any institution for the benefit of a prisoner shall be delivered to the steward, who shall enter the property upon his or her books to the credit of a prisoner. The property may be used only under the direction and with the approval of the superintendent or warden and for the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046 or the benefit of the prisoner. If the money remains uncalled for for one year after the prisoner's death or departure from the institution, the superintendent shall deposit it in the general fund. If any prisoner leaves property, other than money, uncalled for at an institution for one year, the superintendent shall sell the property and deposit the proceeds in the general fund. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the

department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (bm).

SECTION 3099. 302.12 (2) of the statutes is amended to read:

302.12 (2) Money accruing under this section remains under the control of the department, to be used for the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046 and the benefit of the inmate or the inmate's family or dependents, under rules promulgated by the department as to time, manner and amount of disbursements.

SECTION 3100. 302.13 of the statutes is amended to read:

302.13 Preservation of property an inmate brings to prison. The department shall preserve money and effects, except clothes, in the possession of an inmate when admitted to the prison and, subject to the crime victim and witness assistance surcharge under s. 973.045 (4) and the deoxyribonucleic acid analysis surcharge under s. 973.046, shall restore the money and effects to the inmate when discharged.

SECTION 3100r. 302.31 of the statutes is amended to read:

302.31 Use of jails. The county jail may be used for the detention of persons charged with crime and committed for trial; for the detention of persons committed to secure their attendance as witnesses; to imprison persons committed pursuant to a sentence or held in custody by the sheriff for any cause authorized by law; for the detention of persons sentenced to imprisonment in state penal institutions or the Milwaukee county house of correction, until they are removed to said institutions; for the detention of persons participating in the intensive sanctions program; for the temporary detention of persons in the custody of the department; and for other detentions authorized by law. The county jail may be used for the temporary placement of persons in the custody of the department, and persons who have attained the age of 18 years but have not attained the age of 25 years who are in the legal custody of the department of health and social services under s. 48.355 (4) or 48.366 and who have been taken into custody pending revocation of aftercare supervision under s. 48.357 (5) or 48.366 (5) or corrective sanctions supervision under s. 48.357 (5).

SECTION 3101. 302.33 (2) (a) 3 of the statutes is amended to read:

302.33 (2) (a) 3. After verification by the department, it shall reimburse the county at a rate of \$36 per person per day prior to January 1, 1993, and \$40 per person per day thereafter, subject to the conditions in subds. 1 and 2. If \$1,330,700 for fiscal year 1992-93, \$1,475,400 for fiscal year 1993-94 and \$1,620,100 the amount provided under s. 20.410 (1) (bn), after payment is made under subd. 4, for any fiscal year there-

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after is insufficient to provide complete reimbursement at that rate, the department shall prorate the payments under this subdivision to counties for that fiscal year. The department shall not reimburse a county unless that county informs the department of the amount of reimbursement to which it is entitled under this subsection no later than September 1 of the fiscal year following the fiscal year for which reimbursement is requested.

SECTION 3102. 302.33 (2) (a) 4 of the statutes is created to read:

302.33 (2) (a) 4. In addition to the payments under subd. 3, the department shall pay \$500,000 from the appropriation under s. 20.410 (1) (bn) in each fiscal year to any county that had 12,000 or more reimbursable days under subd. 3 in the prior fiscal year. The payment under this subdivision is not subject to the proration requirement under subd. 3. A county that receives the payment under this subdivision in a fiscal year remains eligible for payment under subd. 3 in that fiscal year.

SECTION 3103. 303.01 (8) of the statutes is amended to read:

303.01 (8) DISPOSITION OF EARNINGS. The department has the authority to determine how much, if any, of the earnings of an inmate may be spent and for what purposes they may be spent within the confines of the prison. The department shall distribute earnings for the crime victim and witness assistance surcharge under s. 973.045 (4), for the deoxyribonucleic acid analysis surcharge under s. 973.046 (4) and for compliance with s. 303.06 (2) and may distribute earnings for the support of the inmate's dependents and for other obligations either acknowledged by the inmate in writing or which have been reduced to judgment that may be satisfied according to law.

SECTION 3106. 303.065 (5) (bp) of the statutes is created to read:

303.065 (5) (bp) Payment of the deoxyribonucleic acid analysis surcharge under s. 973.046 (4);

SECTION 3106m. 304.02 (3) (a) of the statutes is amended to read:

304.02 (3) (a) The prisoner population equals or exceeds the statewide prisoner population limit promulgated by rule under s. 301.055 (4).

SECTION 3111. 340.01 (15c) of the statutes is created to read:

340.01 (15c) "Division of hearings and appeals" means the division of hearings and appeals in the department of administration.

SECTION 3112. 340.01 (43g) of the statutes is created to read:

340.01 (43g) "Person with a disability that limits or impairs the ability to walk" means any person with a disability as defined by the federal Americans with disabilities act of 1990, 42 USC 12101 et seq., so far as applicable, or any person who meets any of the following conditions:

(a) Cannot walk 200 feet or more without stopping to rest.

(b) Cannot walk without the use of, or assistance from, another person or a brace, cane, crutch, prosthetic device, wheelchair or other assistive device.

(c) Is restricted by lung disease to the extent that forced expiratory volume for one second when measured by spirometry is less than one liter or the arterial oxygen tension is less than 60 millimeters of mercury on room air at rest.

(d) Uses portable oxygen.

(e) Has a cardiac condition to the extent that functional limitations are classified in severity as class III or IV, according to standards accepted by the American heart association on May 3, 1988.

(f) Is severely limited in the ability to walk due to an arthritic, neurological or orthopedic condition.

(g) Has a degree of disability equal to that specified in pars. (a) to (f).

SECTION 3117. 341.07 (1) of the statutes is amended to read:

341.07 (1) If a motor truck or truck tractor is to be operated in this state under authority of a common carrier certificate or contract carrier license issued by the ~~office of the commissioner of transportation~~ department to a resident of this state, including a Wisconsin corporation, and such operation is in accordance with a lease or operating agreement with the owner of the motor truck or truck tractor or other person authorized to enter into such lease or operating agreement, the certificated or licensed carrier shall register such motor truck or truck tractor in this state unless it has been so registered by the owner. This section applies even though the motor truck or truck tractor is owned by a nonresident.

SECTION 3123. 341.09 (2m) (d) of the statutes is amended to read:

341.09 (2m) (d) If the department determines that a dealer has misused plates issued under this subsection or sub. (4) or has failed to comply with the requirements of this section or rules issued under this section, the department may order the dealer to return all temporary operation plates in the dealer's possession. Within 30 days after the issuance of the order, the dealer may request a hearing before the ~~office of the commissioner of transportation~~ division of hearings and appeals. The ~~office~~ division of hearings and appeals shall schedule a hearing with reasonable promptness. The dealer may not issue any temporary operation plates until after the ~~office of the commissioner of transportation~~ division of hearings and appeals holds its scheduled hearing and issues its findings.

SECTION 3127. 341.12 (3) (a) of the statutes is amended to read:

341.12 (3) (a) The registration number ~~or letters~~ assigned to the vehicle or owner. The registration

number shall be composed of numbers or letters or both.

SECTION 3128. 341.13 (1) (b) of the statutes is amended to read:

341.13 (1) (b) A 3-letter abbreviation for the month of registration and the year of registration shall be displayed in symbols ~~not less than three-fourths inch high.~~

SECTION 3129. 341.13 (1) (c) of the statutes is repealed.

SECTION 3130. 341.14 (1) of the statutes is amended to read:

341.14 (1) ~~Whenever~~ If any resident of this state who is registering or has registered an automobile or station wagon, or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000 pounds or a motor home submits a statement once every 4 years, as determined by the department, from the U.S. department of veterans affairs certifying to the department that the resident is, by reason of injuries sustained while in the active U.S. military service, ~~disabled so as not to be able to get about without great difficulty or disabled so as not to be able to carry property without great difficulty because of a permanent substantial loss of function in one or both arms a person with a disability that limits or impairs the ability to walk,~~ the department shall procure, issue and deliver to the veteran, plates of a special design in lieu of the plates which ordinarily would be issued for the vehicle, and shall renew the plates. The plates shall have a light blue background except for a white border not to exceed one inch at top and bottom, and blue lettering, except that the word "VET" and the identifying number shown on the plates shall be colored red. The plates shall be so designed as to readily apprise law enforcement officers of the fact that the vehicle is owned by a disabled veteran and is entitled to the parking privileges specified in s. 346.50 (2). No charge in addition to the registration fee shall be made for the issuance or renewal of such plates.

SECTION 3131. 341.14 (1a) of the statutes is amended to read:

341.14 (1a) ~~Whenever~~ If any resident of this state, who is registering or has registered an automobile or station wagon, or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000 pounds or a motor home, submits a statement once every 4 years, as determined by the department, from a physician licensed to practice medicine in any state, from a chiropractor licensed to practice chiropractic in any state or from a Christian Science practitioner residing in this state and listed in the Christian Science journal certifying to the department that the resident is ~~disabled so as not to be able to get about without great difficulty or disabled so as not to be able to carry~~

~~property without great difficulty because of a permanent substantial loss of function in one or both arms a person with a disability that limits or impairs the ability to walk,~~ the department shall procure, issue and deliver to the disabled person plates of a special design in lieu of plates which ordinarily would be issued for the vehicle, and shall renew the plates. The plates shall be so designed as to readily apprise law enforcement officers of the fact that the vehicle is owned by a nonveteran disabled person and is entitled to the parking privileges specified in s. 346.50 (2a). No charge in addition to the registration fee shall be made for the issuance or renewal of such plates.

SECTION 3132. 341.14 (1e) (a) of the statutes is amended to read:

341.14 (1e) (a) ~~Whenever~~ If any resident of this state, who is registering or has registered a motorcycle, submits a statement once every 4 years, as determined by the department, from a physician licensed to practice medicine in any state, from a chiropractor licensed to practice chiropractic in any state, from a Christian Science practitioner residing in this state and listed in the Christian Science journal or from the U.S. department of veterans affairs certifying to the department that the resident is ~~disabled so as not to be able to get about without great difficulty, disabled so as not to be able to carry property without great difficulty because of a permanent substantial loss of function in one or both arms, temporarily physically disabled by any physical condition that renders the person unable to walk or unable to walk without great difficulty or temporarily physically disabled by a permanent substantial loss of function in one or both arms that renders the person unable to carry property or unable to carry property without great difficulty a person with a disability that limits or impairs the ability to walk,~~ the department shall procure, issue and deliver to the disabled person a plate of a special design in lieu of the plate which ordinarily would be issued for the motorcycle, and shall renew the plate. The statement shall state whether the disability is permanent or temporary and, if temporary, the opinion of the physician, chiropractor, practitioner or U.S. department of veterans affairs as to the duration of the disability. The plate shall be so designed as to readily apprise law enforcement officers of the fact that the motorcycle is owned by a disabled person and is entitled to the parking privileges specified in s. 346.50 (2a). No charge in addition to the registration fee may be made for the issuance or renewal of the plate.

SECTION 3133. 341.14 (1m) of the statutes is amended to read:

341.14 (1m) If any licensed driver submits to the department a statement once every 4 years, as determined by the department, from a physician licensed to practice medicine in any state, from a chiropractor licensed to practice chiropractic in any state or from a Christian Science practitioner residing in this state

and listed in the Christian Science journal certifying that another person who is regularly dependent on the licensed driver for transportation is ~~disabled so as not to be able to get about without great difficulty or disabled so as not to be able to carry property without great difficulty because of a permanent substantial loss of function in one or both arms~~ a person with a disability that limits or impairs the ability to walk, the department shall issue and deliver to the licensed driver plates of a special design in lieu of the plates which ordinarily would be issued for the automobile or station wagon, or motor truck, dual purpose motor home or dual purpose farm truck having a gross weight of not more than 8,000 pounds, farm truck having a gross weight of not more than 12,000 pounds or motor home, and shall renew the plates. The plates shall be so designed as to readily apprise law enforcement officers of the fact that the vehicle is operated by a licensed driver on whom a disabled person is regularly dependent and is entitled to the parking privileges specified in s. 346.50 (2a). No charge in addition to the registration fee may be made for the issuance or renewal of the plates. The plates shall conform to the plates required in sub. (1a).

SECTION 3134. 341.14 (1q) of the statutes is amended to read:

341.14 (1q) If any employer who provides an automobile or station wagon, or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000 pounds or a motor home, whether owned or leased by the employer, for an employe's use submits to the department a statement once every 4 years, as determined by the department, from a physician licensed to practice medicine in any state, from a chiropractor licensed to practice chiropractic in any state or from a Christian Science practitioner residing in this state and listed in the Christian Science journal certifying that the employe is ~~disabled so as not to be able to get about without great difficulty or disabled so as not to be able to carry property without great difficulty because of a permanent substantial loss of function in one or both arms~~ a person with a disability that limits or impairs the ability to walk, the department shall issue and deliver to such employer plates of a special design in lieu of the plates which ordinarily would be issued for the vehicle, and shall renew the plates. The plates shall be so designed as to readily apprise law enforcement officers of the fact that the vehicle is operated by a disabled person and is entitled to the parking privileges specified in s. 346.50 (2a). No charge in addition to the registration fee may be made for the issuance or renewal of the plates. The plates shall conform to the plates required in sub. (1a).

SECTION 3135. 341.14 (1r) (a) of the statutes is amended to read:

341.14 (1r) (a) ~~Whenever~~ If any resident of this state who is registering or has registered an automo-

bile or station wagon, or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000 pounds or a motor home submits a statement once every 4 years, as determined by the department, certifying to the department that the vehicle is leased to a person who qualifies for special plates under sub. (1) or (1a) together with the information required under sub. (1) or (1a), the department shall issue and deliver to the resident, plates of the appropriate special design under sub. (1) or (1a) in lieu of the plates which ordinarily would be issued for the vehicle, and shall renew the plates. No charge in addition to the registration fee shall be made for the issuance or renewal of the plates.

SECTION 3136m. 341.14 (6) (a) of the statutes is amended to read:

341.14 (6) (a) Upon application to register an automobile or station wagon or a motor truck or dual purpose farm truck which has a gross weight of not more than 8,000 pounds by any person who was a member of any of the U.S. armed services and who was held as a prisoner of war during any of the conflicts described in s. 45.35 (5) (b) to (g) or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34, and upon submission of a statement from the U.S. department of veterans affairs certifying that the person was a prisoner of war during one of the conflicts described in s. 45.35 (5) (b) to (g) or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34, the department shall issue to the person a special plate which is colored red, white and blue and which has the words "ex-prisoner of war" placed on the plate in the manner designated by the department.

SECTION 3137. 341.14 (6r) (c) of the statutes is amended to read:

341.14 (6r) (c) Special group plates shall display the word "Wisconsin", the name of the applicable authorized special group, a symbol representing the special group, not exceeding one position, and identifying letters or numbers or both, not exceeding 5 6 positions and not less than one position. The department shall specify the design for special group plates, but the department shall consult the president of the university of Wisconsin system before specifying the design for the special group plates under par. (f) 35 to 47.

SECTION 3138. 341.145 (1) (a) of the statutes is amended to read:

341.145 (1) (a) A registration plate for an owned automobile or station wagon or a motor home registered for an annual registration period under s. 341.29 or 341.295 or a motorcycle or a motor truck, dual purpose motor home or dual purpose farm truck which has a gross weight of not more than 8,000 pounds, or a farm truck which has a gross weight of not more than 12,000 pounds, which displays a registration number composed of letters or numbers, or both, requested by

the applicant. Personalized registration plates under this paragraph shall be of the same color and design as regular registration plates and shall consist of numbers or letters, or both, not exceeding 5 positions and not less than one position for a plate issued for a motorcycle or not exceeding 6 7 positions and not less than ~~2 positions~~ one position for all other plates.

SECTION 3139. 341.145 (1) (b) of the statutes is amended to read:

341.145 (1) (b) A registration plate of the same color and design as provided in s. 341.14 (6m) for an owned automobile, station wagon or motor truck having a gross weight of not more than 8,000 pounds, which displays a registration number composed of letters or numbers, or both, not exceeding 6 7 positions and not less than ~~2 positions~~ one position, requested by the applicant.

SECTION 3140. 341.145 (1) (c) of the statutes is amended to read:

341.145 (1) (c) A registration plate of the same color and design as provided in s. 341.14 (6r) for a vehicle specified under s. 341.14 (6r), which displays the applicable symbol of the authorized special group to which the person belongs and a registration number composed of letters or numbers, or both, not exceeding 5 6 positions and not less than one position, requested by the applicant.

SECTION 3143. 341.20 of the statutes is created to read:

341.20 Alternative vehicle registration and title pilot projects. The department may conduct one or more pilot projects to test and evaluate the effectiveness of alternative methods of processing and distributing vehicle registration renewals under this chapter or certificates of title under ch. 342. In implementing any pilot project under this section, the department may exempt certain persons from one or more of the mandatory requirements of this chapter or ch. 342 to establish a test group in order to compare this group with a group of persons not exempted from any of the mandatory requirements of this chapter or ch. 342. The department may contract for services relating to pilot projects under this section. The department shall submit an evaluation of any pilot project implemented under this section to the secretary who shall include them in the report required under s. 15.04 (1) (d).

SECTION 3144. 341.255 (2) (a) of the statutes is amended to read:

341.255 (2) (a) For each transaction relating to a certificate of title, ~~\$2~~ \$5.

SECTION 3145. 341.255 (2) (b) of the statutes is amended to read:

341.255 (2) (b) For each transaction relating to a registration not involving a certificate of title, ~~\$2~~ \$5; except that if the registration is solely a renewal of the previous year's registration the fee shall be ~~\$1~~ \$3.

SECTION 3146. 341.255 (2) (c) of the statutes is amended to read:

341.255 (2) (c) For each transaction which is a combination of a certificate of title and registration for the same vehicle, ~~\$2~~ \$5.

SECTION 3153. 341.308 (3) of the statutes is amended to read:

341.308 (3) The fleet owner shall pay an initial annual registration fee ~~of \$15~~ for each trailer registered under this section and an additional annual fee ~~of \$15~~ for each trailer each subsequent year of the 6-year registration period. If the annual registration fee for a trailer is not paid when due, the department shall suspend the registration as provided in s. 341.63. Any fee imposed under this subsection shall be the same fee as prescribed in s. 341.25 (1) (gd) or (ge).

SECTION 3156. 341.45 (1) (a) of the statutes is repealed and recreated to read:

341.45 (1) (a) "Alternate fuels" has the meaning given in s. 78.39 (1).

SECTION 3157. 341.45 (1) (ag) of the statutes is created to read:

341.45 (1) (ag) "Motor vehicle fuel" has the meaning given in s. 78.005 (13).

SECTION 3158. 341.45 (1) (am) 4 of the statutes is amended to read:

341.45 (1) (am) 4. A motor vehicle used in combination with another vehicle when the combined registered weight or gross vehicle weight of the combination exceeds 26,000 pounds.

SECTION 3159. 341.45 (1) (b) of the statutes is repealed.

SECTION 3160. 341.45 (1g) (a) of the statutes is amended to read:

341.45 (1g) (a) Every person who purchases or obtains motor vehicle fuel or ~~special~~ an alternate fuel outside of this state and operates any qualified motor vehicle into this state upon a highway and transports ~~motor fuel or special~~ that fuel in an attached or unattached fuel supply tank for the sole purpose of operating the qualified motor vehicle shall pay the Wisconsin motor vehicle fuel or ~~special fuel~~ alternate fuels tax on the gallons consumed by the qualified motor vehicle while operated on the highways of this state. The person shall pay the tax by purchasing motor vehicle fuel or ~~special fuel~~ alternate fuels within this state in an amount that is equivalent to the gallonage consumed while operating the qualified motor vehicle on the highways of this state, or by remitting the tax directly to the department or to another jurisdiction that is a party to the international fuel tax agreement.

SECTION 3161. 341.45 (2) of the statutes is amended to read:

341.45 (2) Every person regularly or habitually operating qualified motor vehicles upon the highways of any other state and using in those qualified motor vehicles motor vehicle fuel or ~~special~~ an alternate fuel purchased or obtained in this state shall be allowed a credit or refund equal to the tax on the motor vehicle fuel or ~~special~~ alternate fuel actually paid to the state

in which it is used, but not to exceed the tax imposed on motor vehicle fuel or ~~special fuel alternate fuels~~ by this state.

SECTION 3162. 341.45 (3) of the statutes is amended to read:

341.45 (3) The department may enter into reciprocal agreements with the appropriate officials of any other state under which it may waive all or any part of the requirements imposed by this section upon those who use motor vehicle fuel or ~~special fuel alternate fuels~~ upon which the tax has been paid to another state if the officials of the other state grant equivalent privileges with respect to motor vehicle fuel or ~~special fuel alternate fuels~~ used in that state but upon which the tax has been paid to Wisconsin.

SECTION 3163. 341.45 (5) of the statutes is amended to read:

341.45 (5) The department shall promulgate rules under ch. 227 necessary to administer this section. The rules may include provisions relating to the payment of interest on late payments of motor vehicle fuel and ~~special fuel alternate fuels~~ taxes and fees for the late payment or underpayment of motor vehicle fuel and ~~special fuel alternate fuels~~ taxes.

SECTION 3169. 342.07 (1) of the statutes is amended to read:

342.07 (1) Application for registration of and a new certificate of title for a repaired salvage vehicle must be accompanied by the required fees, a properly assigned salvage certificate of title for the vehicle and any other transfer document required by law, and by the certificate of inspection under sub. ~~(3)~~ (4).

SECTION 3170. 342.07 (3) of the statutes is renumbered 342.07 (3) (a) and amended to read:

342.07 (3) (a) ~~The~~ Except as provided in par. (b), the applicant shall pay a fee of \$40 \$80 to the department for the examination in sub. (2).

(4) If the vehicle passes the examination in sub. (2), the inspector shall provide the applicant with an inspection certificate showing that the vehicle satisfies the inspection standards.

SECTION 3171. 342.07 (3) (b) of the statutes is created to read:

342.07 (3) (b) If the examination is conducted by an inspector employed by a city, village, town or county, the applicant shall pay a fee of \$80 to the city, village, town or county employing the inspector. Of each fee received by a treasurer under this paragraph, the treasurer shall pay 25% of the fee to the state treasurer for deposit in the transportation fund under s. 25.40 (1) (ij) and retain the balance for the use of the city, village, town or county.

SECTION 3172. 342.26 of the statutes is amended to read:

342.26 Hearings and appeal. Any person aggrieved by an act or omission of the department under this chapter is entitled, upon request, to a hearing and judicial review thereof in accordance with ch. 227.

Contested cases shall be heard and decided by the ~~office of the commissioner of transportation~~ division of hearings and appeals.

SECTION 3173. 343.06 (1) (c) of the statutes is amended to read:

343.06 (1) (c) To any person under age 18 unless the person has satisfactorily completed a course in driver education in public schools approved by the department of public instruction, or in vocational, technical and adult education schools approved by the board of vocational, technical and adult education, or in non-public and private schools which meet the minimum standards set by the department of public instruction, or has satisfactorily completed a substantially equivalent course in driver training approved by the department and given by a school licensed by the department under s. 343.61, or has satisfactorily completed a substantially equivalent course in driver education or training approved by another state and has attained the age of 16, except as provided in s. 343.07 (1). The department shall not issue a license to any person under the age of 18 authorizing the operation of "Class M" vehicles unless the person has successfully completed a basic rider course approved by the department. The department may, by rule, exempt certain persons from the basic rider course requirement of this paragraph. Applicants for a license under s. 343.08 or 343.135 are exempt from the driver education, basic rider or driver training course requirement. The secretary shall prescribe rules for licensing of schools and instructors to qualify under this paragraph. The driver education course shall be made available to every eligible student in the state. Except as provided under s. 343.16 (1) (c), no operator's license may be issued unless a driver's examination has been administered by the department.

SECTION 3174. 343.07 (4) (b) (intro.) of the statutes is amended to read:

343.07 (4) (b) (intro.) The permit for Type 1 motorcycle operation shall be valid for 6 months ~~and~~. The department shall issue no more than 3 permits for Type 1 motorcycle operation to a person unless the person has successfully completed a rider course approved by the department. The department may, by rule, exempt certain persons from the rider course requirement of this paragraph. The permit for Type 1 motorcycle operation entitles the permittee to operate a Type 1 motorcycle subject to the following restrictions:

SECTION 3175. 343.12 (2) (h) of the statutes is amended to read:

343.12 (2) (h) Prior to the initial issuance of the endorsement, takes and passes a special examination prescribed by the department and administered by the department or by a 3rd-party tester under s. 343.16 (1) (b) to determine his or her ability to safely operate a school bus. The department may renew the endorse-

ment without retesting the licensee, except under sub. (3).

SECTION 3176. 343.16 (1) (a) of the statutes is amended to read:

343.16 (1) (a) *General.* The department shall examine every applicant for an operator's license, including applicants for license renewal as provided in sub. (3), and every applicant for authorization to operate a vehicle class or type for which the applicant does not hold currently valid authorization, other than an instruction permit. Except as provided in sub. (2) (cm) and s. 343.03 (8) (b) and (c), the examinations of applicants for licenses authorizing operation of "Class A", "Class B", "Class C", "Class D" or "Class M" vehicles shall include both a knowledge test and an actual demonstration in the form of a driving skills test of the applicant's ability to exercise ordinary and reasonable control in the operation of a representative vehicle. The department shall not administer a driving skills test to a person applying for authorization to operate "Class M" vehicles who has failed 2 previous such skills tests unless the person has successfully completed a rider course approved by the department. The department may, by rule, exempt certain persons from the rider course requirement of this paragraph. The driving skills of applicants for endorsements authorizing the operation of commercial motor vehicles equipped with air brakes, the transportation of passengers in commercial motor vehicles or the operation of school buses, as provided in s. 343.04 (2) (b), (d) or (e), shall also be tested by an actual demonstration of driving skills. The department may endorse an applicant's commercial driver license for transporting hazardous materials, or the operation of tank vehicles or vehicles towing double or triple trailers, as described in s. 343.04 (2) (a), (c) or (f), based on successful completion of a knowledge test. In administering the knowledge test, the department shall attempt to accommodate any special needs of the applicant. The knowledge test is not intended to be a test for literacy or English language proficiency. This paragraph does not prohibit the department from requiring an applicant to correctly read and understand highway signs.

SECTION 3177. 343.16 (1) (b) (intro.) of the statutes is amended to read:

343.16 (1) (b) *Third-party testing.* (intro.) The department may contract with a person, including an agency or department of this state or its political subdivisions or another state, or a private employer of commercial motor vehicle drivers, to administer commercial motor vehicle skills tests required by 49 CFR 383.110 to 383.135, examinations required to be administered under s. 343.12 (2) (h) and abbreviated driving skills tests required by sub. (3) (b). The department may not enter into such testing contracts with a private driver training school or other private institution. A contract with a 3rd-party tester shall include all of the following provisions:

SECTION 3178. 343.16 (1) (b) 1 of the statutes is amended to read:

343.16 (1) (b) 1. All tests and examinations conducted by the 3rd-party tester shall be the same as those given by the department.

SECTION 3179. 343.16 (1) (b) 3. (intro.) and a. of the statutes are amended to read:

343.16 (1) (b) 3. (intro.) At least annually, the department shall conduct an on-site inspection of the 3rd-party tester to determine compliance with the contract and with department and federal standards for testing applicants for commercial driver licenses and with department standards for testing applicants for school bus endorsements. At least annually, the department shall also evaluate testing given by the 3rd-party by one of the following means:

a. Department employes shall take the tests and examinations actually administered by the 3rd-party tester as if the department employe were a ~~test~~ an applicant.

SECTION 3180. 343.16 (1) (b) 4 of the statutes is amended to read:

343.16 (1) (b) 4. Examiners of the 3rd-party tester shall meet the same qualifications and training standards as the department's license examiners to the extent established by the department as necessary to satisfactorily perform the skills tests required by 49 CFR 383.110 to 383.135, examinations required to be administered under s. 343.12 (2) (h) and abbreviated driving skills tests required by sub. (3) (b).

SECTION 3181. 343.16 (1) (b) 5 of the statutes is amended to read:

343.16 (1) (b) 5. The department shall take prompt and appropriate remedial action against the 3rd-party tester in the event that the tester fails to comply with department or federal standards for commercial driver license testing, department standards for school bus endorsement testing or any provision of the contract. Such action may include immediate termination of testing by the 3rd-party tester and recovery of damages.

SECTION 3182. 343.16 (2) (cm) of the statutes is amended to read:

343.16 (2) (cm) *Motorcycle waiver.* The department shall waive the driving skills test of a person applying for authorization to operate "Class M" vehicles if the applicant holds an instruction permit under s. 343.07 (4) and has successfully completed a basic rider ~~education~~ course approved by the department.

SECTION 3183. 343.21 (1) (j) of the statutes is amended to read:

343.21 (1) (j) ~~Except as provided in sub. (3), for~~ For reinstatement of a ~~license~~ operating privilege previously revoked or suspended, \$50.

SECTION 3184. 343.21 (3) of the statutes is repealed.

SECTION 3185. 343.24 (2) (a) of the statutes is amended to read:

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343.24 (2) (a) For each file search, \$2 ~~\$3~~.

SECTION 3186. 343.24 (2) (b) of the statutes is amended to read:

343.24 (2) (b) For each computerized search, \$2 ~~\$3~~.

SECTION 3187. 343.24 (2) (c) of the statutes is amended to read:

343.24 (2) (c) For each search requested by telephone, \$3 ~~\$4~~, or an established monthly service rate determined by department.

SECTION 3188. 343.24 (2m) of the statutes is amended to read:

343.24 (2m) If the department, in maintaining a computerized operating record system, makes copies of its operating record file data base, or a portion thereof, on computer tape or other electronic media, copies of the tape or media may be furnished to any person on request. The department shall charge a fee of \$2 ~~\$3~~ for each file of vehicle operators' records contained in the tape or media. Nothing in this subsection requires the department to produce records of particular files or data in a particular format except as those records or data are made by the department for its purposes.

SECTION 3189. 343.245 (3m) (b) of the statutes is amended to read:

343.245 (3m) (b) The department shall establish and collect reasonable fees from employers in the program sufficient to defray the costs of instituting and maintaining the program, including the registration and withdrawal of employes. The fee for each notification by the department to an employer under par. (a) shall be \$2 ~~\$3~~.

SECTION 3190. 343.30 (4) (a) of the statutes is renumbered 343.30 (4) and amended to read:

343.30 (4) Whenever a court or judge suspends or revokes an operating privilege under this section, the court or judge shall immediately take possession of any suspended or revoked license and shall forward it as provided in s. 345.48 to the department together with the record of conviction and notice of suspension or revocation. Whenever a court or judge restricts the operating privilege of a person, the restriction shall be endorsed upon the operator's license and notice of the restriction forwarded to the department.

SECTION 3191. 343.30 (4) (b) of the statutes is repealed.

SECTION 3192. 343.305 (8) (b) 1 of the statutes is amended to read:

343.305 (8) (b) 1. Within 10 days after the notification under par. (a), or, if the notification is by mail, within 13 days, excluding Saturdays, Sundays and holidays, after the date of the mailing, the person may request, in writing, that the department review the administrative suspension. The review procedure is not subject to ch. 227. ~~If the offense allegedly occurred in the county of Milwaukee, Waukesha or Dane, the department shall refer the matter to the~~

~~office of the commissioner of transportation and the office of the commissioner of transportation shall hold the hearing on the matter. The department shall hold the hearing on the matter if the offense allegedly occurred in any other county. Hearings by the department shall be held in the county in which the offense allegedly occurred or at the nearest office of the department if the offense allegedly occurred in a county in which the department does not maintain an office. The department or the office of the commissioner of transportation, respectively, shall hold a hearing regarding the administrative suspension within 30 days after the date of notification under par. (a). The person may present evidence and may be represented by counsel. The arresting officer need not appear at the administrative hearing unless subpoenaed under s. 805.07, but he or she must submit a copy of his or her report and the results of the chemical test to the hearing examiner.~~

SECTION 3193. 343.305 (11) of the statutes is amended to read:

343.305 (11) RULES. The department shall promulgate rules under ch. 227 necessary to administer this section. The rules shall include provisions relating to the expeditious exchange of information under this section between the department, ~~the office~~ and law enforcement agencies, circuit courts and district attorneys. The rules may not affect any provisions relating to court procedure.

SECTION 3195. 343.32 (4) of the statutes is created to read:

343.32 (4) In adopting rules for weighing traffic convictions by their seriousness under sub. (2), the secretary shall provide by rule for a reduction of up to 3 points if a person shows to the department satisfactory evidence of completion of a rider course approved by the secretary. This subsection applies only to demerit points relating to violations committed before completion of the rider course by a person while driving or operating a Type 1 motorcycle. No person is eligible for more than one point reduction of up to 3 points under this subsection.

SECTION 3196. 343.33 (1) of the statutes is amended to read:

343.33 (1) Whenever the department under authority of s. 343.32 or 343.34 revokes or suspends a person's operating privilege, the department shall immediately notify such person thereof in writing and upon his or her request shall afford him or her an opportunity for a hearing on the revocation or suspension unless the department is satisfied from the records and information in its possession that a hearing is not warranted. If the department is not so satisfied and the person requests a hearing, the department shall ~~refer the matter to the office of the commissioner of transportation which shall~~ hold a hearing as soon as practicable and in any event within 20 days after receipt of the request therefor. If the person request-

ing the hearing is a resident of this state, the ~~office of the commissioner of transportation department~~ shall fix the place of the hearing as close as practicable to the applicant's residence and in no event shall it be set for a place not in the county of the applicant's residence or a county contiguous thereto without the consent of the applicant. If the applicant is a nonresident, the ~~office of the commissioner of transportation department~~ shall determine the place of the hearing. Any person who fails without cause to appear at the time and place specified in the notice served on him or her forfeits the right to a hearing.

SECTION 3197. 343.33 (2) of the statutes is amended to read:

343.33 (2) Upon the hearing, the ~~office of the commissioner of transportation department~~ or its hearing examiner may administer oaths, issue subpoenas for the attendance of witnesses and the production of relevant books and papers and may require a reexamination of the licensee. No law enforcement officer or other witness produced by the person who has requested a hearing to testify on his or her behalf shall be paid a witness fee by the department ~~or office of the commissioner of transportation~~ nor shall any law enforcement officer called to appear for the department be paid any witness fee. All testimony shall be taken and transcribed.

SECTION 3198. 343.33 (3) of the statutes is amended to read:

343.33 (3) Upon completion of the hearing, the ~~office of the commissioner of transportation department~~ shall make findings of fact and shall either let the order of suspension or revocation stand or, upon good cause appearing therefor, rescind the order or modify the period of suspension or revocation.

SECTION 3199. 343.345 (2) of the statutes is amended to read:

343.345 (2) If a court or judge suspends an operating privilege under this section, the court or judge shall immediately take possession of the suspended license and shall forward it to the department together with the notice of suspension, which shall clearly state that the suspension was for failure to pay a forfeiture imposed by the court. ~~If required by s. 345.54 (1), the court or judge shall impose an automatic reinstatement assessment of \$50. If the forfeiture and automatic reinstatement assessment are~~ is paid during a period of suspension, the court or judge shall immediately notify the department. Upon receipt of such notice ~~and payment of the reinstatement fee under s. 343.21 (1) (j),~~ the department shall return the surrendered license.

SECTION 3200. 343.39 (1) (a) of the statutes is amended to read:

343.39 (1) (a) When, in the case of a suspended operating privilege, the period of suspension has terminated and ~~an automatic reinstatement assessment was imposed under s. 345.54 (1) or~~ the reinstatement

fee specified in s. 343.21 (1) (j) has been paid to the department.

SECTION 3201. 343.51 (1) of the statutes is amended to read:

343.51 (1) Any person who qualifies for registration plates of a special design under s. 341.14 (1), (1a), (1m), (1q) or (1r) (a), ~~any person who is temporarily physically disabled by any physical condition that renders the person unable to walk or unable to walk without great difficulty or temporarily physically disabled by a permanent substantial loss of function in one or both arms that renders the person unable to carry property or unable to carry property without great difficulty, or any organization that regularly transports such a person, or any other person with a disability that limits or impairs the ability to walk~~ may request from the department a special identification card that will entitle any motor vehicle, other than a motorcycle, parked by, or under the direction of, the person, or a motor vehicle, other than a motorcycle, operated by or on behalf of the organization when used to transport such a person, to parking privileges under s. 346.50 (2), (2a) and (3). The department shall issue the card at a fee to be determined by the department, upon submission by the applicant, if the applicant is an individual rather than an organization, of a statement from a physician licensed to practice medicine in any state, from a chiropractor licensed to practice chiropractic in any state or from a Christian Science practitioner residing in this state and listed in the Christian Science journal that the person is a physically disabled person within the meaning of this section person with a disability that limits or impairs the ability to walk. The physician's, chiropractor's or practitioner's statement shall state whether the disability is permanent or temporary and, if temporary, the opinion of the physician, chiropractor or practitioner as to the duration of the disability. The department shall issue the card upon application by an organization on a form prescribed by the department if the department believes that the organization meets the requirements under this subsection.

SECTION 3202. 343.51 (2) of the statutes is renumbered 343.51 (2) (a) and amended to read:

343.51 (2) (a) The department shall prescribe the form and size of identification cards issued under this section and shall promulgate rules regarding the issuance and use of the cards. The identification cards shall be designed and displayed so as to enable law enforcement officers to determine that the vehicle, when parked, is entitled to parking privileges under s. 346.50 (2), (2a) and (3), but shall not be unnecessarily conspicuous when the vehicle is operated. The department may establish an expiration date for any special identification card issued prior to July 1, 1994. Except as provided in par. (b), any special identification card issued after June 30, 1994, shall be valid for 4 years.

(b) The department shall issue special identification cards which are valid for limited periods of time if the

physician's statement required by sub. (1) indicates that the applicant's disability is temporary.

SECTION 3203. 343.51 (2) (c) of the statutes is created to read:

343.51 (2) (c) At least 30 days prior to the expiration of the card, the department shall mail a renewal application to the last-known address of each identification card holder. The application shall include all of the information required for issuance of a special identification card under sub. (1). The fee for a renewal identification card shall be the fee established by the department under sub. (1). Except as provided in par. (b), each card shall be valid for 4 years.

SECTION 3204. 343.52 (2) of the statutes is amended to read:

343.52 (2) The department shall cancel the special identification card of any person or organization who improperly uses a card as described in sub. (1). The department may order a person or organization whose identification card has expired or has been canceled to surrender the card to the department. The department may take possession of any expired identification card or any identification card required to be canceled or may direct any traffic officer to take possession thereof and return it to the department.

SECTION 3205. 343.69 of the statutes is amended to read:

343.69 Hearings on license denials and revocations. Before the department denies an application for a driver school license or instructor's license or revokes any such license, the department shall notify the applicant or licensee of the pending action and that the ~~office of the commissioner of transportation division of hearings and appeals~~ will hold a hearing on the pending denial or revocation. The ~~office of the commissioner of transportation division of hearings and appeals~~ shall send notice of the hearing by registered or certified mail to the last-known address of the licensee or applicant, at least 10 days prior to the date of the hearing.

SECTION 3206. 344.02 (1) of the statutes is amended to read:

344.02 (1) Whenever the department under s. 344.13 gives notice of the amount of security required to be deposited and that an order of revocation or impoundment will be made if such security is not deposited, it shall afford the person so notified an opportunity for a hearing on the proposed action, if written request for ~~such~~ a hearing is received by the department prior to the date specified in ~~such~~ the notice, or prior to the postponed effective date of revocation if postponement has been granted under s. 344.14 (1). Upon receipt of timely request for hearing, the department shall ~~refer the matter to the office of the commissioner of transportation which shall~~ fix the time and place of ~~such~~ the hearing and give notice thereof to such person by regular mail. The scope of the hearing ~~shall be~~ is limited to the matter set forth in

s. 344.14 (2) (k) and to whether or not the person is the owner of the motor vehicle to be impounded. Any person who fails without reasonable cause to appear at the time and place specified in the notice shall forfeit the right to a hearing.

SECTION 3207. 344.02 (2) of the statutes is amended to read:

344.02 (2) No law enforcement officer or other witness called by the person who has requested a hearing to testify on his or her behalf may be paid a witness fee by the department ~~or office of the commissioner of transportation~~. No law enforcement officer called as a witness for the department may be paid any witness fee.

SECTION 3208. 344.02 (3) of the statutes is amended to read:

344.02 (3) Upon completion of the hearing, the ~~office of the commissioner of transportation department~~ shall make findings of fact, conclusions of law, and a decision, and shall either proceed to order revocation of the person's operating privilege, or registrations, or both, and may also order the impoundment of the person's motor vehicle, in accordance with s. 344.14, or upon good cause appearing therefor, shall terminate the proceedings.

SECTION 3209. 344.03 (1) of the statutes is amended to read:

344.03 (1) Any person aggrieved by a final decision of the ~~office of the commissioner of transportation department~~ under this chapter may, at any time prior to 30 days after the entry of an order of suspension, revocation or impoundment, seek judicial review under ch. 227.

SECTION 3210. 344.03 (2) of the statutes is amended to read:

344.03 (2) If any person aggrieved by a decision of the ~~office of the commissioner of transportation department~~ under this chapter fails to seek judicial review under ch. 227 within the time allowed in sub. (1), the circuit court may, upon the person's petition and notice to the department ~~and office of the commissioner of transportation~~, and upon the terms and within a time as the court deems reasonable, but not later than one year after the act complained of or, in the case of an impoundment, after the vehicle has been ordered sold under s. 344.185 (2), allow a review with the same effect as though done within the time prescribed in sub. (1). This subsection does not authorize the court to stay suspension or revocation of an operator's license.

SECTION 3211. 345.09 (2) of the statutes is amended to read:

345.09 (2) The secretary as attorney upon whom processes and notices may be served under this section shall, upon being served with such process or notice, forthwith mail by registered mail a copy thereof to such nonresident at the out-of-state nonresident address given in the papers so served. It is the duty of

the party or the party's attorney to certify in the papers so served that the address given therein is the last-known out-of-state nonresident address of the party to be served. In all cases of service under this section there shall be served 2 authenticated copies for the secretary and such additional number of authenticated copies as there are defendants so served in the action. One of the secretary's copies shall be retained for the secretary's record of service and the other copy shall be returned with proper certificate of service attached for filing in court as proof of service of the copies by having mailed them by registered mail to the defendants named therein. The service fee shall be \$4 \$15 for each defendant so served. The secretary shall keep a record of all such processes and notices, which record shall show the day and hour of service.

SECTION 3214. 345.26 (1) (b) 1 of the statutes is amended to read:

345.26 (1) (b) 1. If the person makes a deposit for a violation of a traffic regulation, the person need not appear in court at the time fixed in the citation, and the person will be deemed to have tendered a plea of no contest and submitted to a forfeiture and a penalty assessment, if required by s. 165.87, and a jail assessment, if required by s. 302.46 (1), ~~and an automatic reinstatement assessment, if required by s. 345.54 (1)~~, plus any applicable fees prescribed in ch. 814, not to exceed the amount of the deposit that the court may accept as provided in s. 345.37; and

SECTION 3216. 345.26 (2) (b) of the statutes is amended to read:

345.26 (2) (b) In addition to the amount in par. (a), the deposit shall include court costs, including any applicable fees prescribed in ch. 814, any applicable penalty assessment, and any applicable jail assessment ~~and any applicable automatic reinstatement assessment.~~

SECTION 3218. 345.36 (2) (b) of the statutes is amended to read:

345.36 (2) (b) Deem the nonappearance a plea of no contest and enter judgment accordingly. If the defendant has posted bond for appearance at that date, the court may also order the bond forfeited. The court shall promptly mail a copy of the judgment to the defendant. The judgment shall allow not less than 20 days from the date thereof for payment of any forfeiture, penalty assessment, jail assessment, ~~automatic reinstatement assessment~~ and costs imposed. If the defendant moves to open the judgment within 20 days after the date set for trial, and shows to the satisfaction of the court that the failure to appear was due to mistake, inadvertence, surprise or excusable neglect, the court shall open the judgment, reinstate the not guilty plea and set a new trial date. The court may impose costs under s. 814.07. The court shall immediately notify the department to delete the record of conviction based upon the original judgment.

SECTION 3220. 345.37 (1) (b) of the statutes is amended to read:

345.37 (1) (b) Deem the nonappearance a plea of no contest and enter judgment accordingly. If the defendant has posted bond for appearance at that date, the court may also order the bond forfeited. The court shall promptly mail a copy or notice of the judgment to the defendant. The judgment shall allow not less than 20 days from the date thereof for payment of any forfeiture, penalty assessment, ~~automatic reinstatement assessment~~ and costs imposed. If the defendant moves to open the judgment within 6 months after the court appearance date fixed in the citation, and shows to the satisfaction of the court that the failure to appear was due to mistake, inadvertence, surprise or excusable neglect, the court shall open the judgment, accept a not guilty plea and set a trial date. The court may impose costs under s. 814.07. The court shall immediately notify the department to delete the record of conviction based upon the original judgment. If the offense involved is a nonmoving traffic violation and the defendant is subject to s. 345.28 (5) (c), a default judgment may be entered and opened as provided in s. 345.28 (5) (c).

SECTION 3222. 345.37 (2) of the statutes is amended to read:

345.37 (2) If the defendant has made a deposit under s. 345.26, the citation may serve as the initial pleading and the defendant shall be deemed to have tendered a plea of no contest and submitted to a forfeiture and a penalty assessment, if required by s. 165.87, and a jail assessment, if required by s. 302.46 (1), ~~and an automatic reinstatement assessment, if required by s. 345.54 (1)~~, plus costs, including any applicable fees prescribed in ch. 814, not exceeding the amount of the deposit. The court may either accept the plea of no contest and enter judgment accordingly, or reject the plea and issue a summons under ch. 968. If the defendant fails to appear in response to the summons, the court shall issue a warrant under ch. 968. If the court accepts the plea of no contest, the defendant may move within 6 months after the date set for the appearance to withdraw the plea of no contest, open the judgment and enter a plea of not guilty upon a showing to the satisfaction of the court that the failure to appear was due to mistake, inadvertence, surprise or excusable neglect. If on reopening, the defendant is found not guilty, the court shall immediately notify the department to delete the record of conviction based on the original proceeding and shall order the defendant's deposit returned.

SECTION 3224. 345.37 (5) of the statutes is amended to read:

345.37 (5) Within 5 working days after forfeiture of deposit or entry of default judgment, the official receiving the forfeiture, the penalty assessment, if required by s. 165.87, ~~and the jail assessment, if required by s. 302.46 (1), and the automatic reinstatement assessment, if required by s. 345.54 (1)~~, shall forward to the department a certification of the entry of default judgment or a judgment of forfeiture.

SECTION 3227. 345.47 (1) (intro.) of the statutes is amended to read:

345.47 (1) (intro.) If the defendant is found guilty, the court may enter judgment against the defendant for a monetary amount not to exceed the maximum forfeiture, penalty assessment, if required by s. 165.87, and the jail assessment, if required by s. 302.46 (1), ~~and the automatic reinstatement assessment, if required by s. 345.54 (1),~~ provided for the violation and for costs under s. 345.53 and, in addition, may suspend or revoke his or her operating privilege under s. 343.30. If the judgment is not paid, the court shall order:

SECTION 3229. 345.47 (1) (b) of the statutes is amended to read:

345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension or revocation, that the defendant's operating privilege be suspended for 30 days or until the person pays the forfeiture, the penalty assessment, if required by s. 165.87, and the jail assessment, if required by s. 302.46 (1), ~~and the automatic reinstatement assessment, if required by s. 345.54 (1),~~ but not to exceed 5 years. Suspension under this paragraph shall not affect the power of the court to suspend or revoke under s. 343.30 or the power of the secretary to suspend or revoke the operating privilege.

SECTION 3231. 345.47 (1) (c) of the statutes is amended to read:

345.47 (1) (c) If a court or judge suspends an operating privilege under this section, the court or judge shall immediately take possession of the suspended license and shall forward it to the department together with the notice of suspension, which shall clearly state that the suspension was for failure to pay a forfeiture, a penalty assessment, if required by s. 165.87, and a jail assessment, if required by s. 302.46 (1), ~~and an automatic reinstatement assessment, if required by s. 345.54 (1),~~ imposed by the court. ~~If required by s. 345.54 (1), the court or judge shall impose an automatic reinstatement assessment of \$50.~~ The notice of suspension and the suspended license, if it is available, shall be forwarded to the department within 48 hours after the order of suspension. If the forfeiture, penalty assessment, and jail assessment ~~and automatic reinstatement assessment~~ are paid during a period of suspension, the court or judge shall immediately notify the department. Upon receipt of the notice and payment of the reinstatement fee under s. 343.21 (1) (j), the department shall return the surrendered license.

SECTION 3233. 345.47 (2) of the statutes is amended to read:

345.47 (2) The payment of any judgment may be suspended or deferred for not more than 60 days in the discretion of the court. In cases where a deposit has been made, any forfeitures, penalty assessments, jail assessments, ~~automatic reinstatement assessments~~ and

costs shall be taken out of the deposit and the balance, if any, returned to the defendant.

SECTION 3235. 345.47 (3) of the statutes is amended to read:

345.47 (3) When a defendant is imprisoned for nonpayment of a forfeiture, a penalty assessment, or a jail assessment ~~or an automatic reinstatement assessment~~ for an action brought by a municipality located in more than one county, any commitment to a county institution shall be to the county in which the action was tried.

SECTION 3237. 345.48 (2) of the statutes is amended to read:

345.48 (2) If the defendant is found guilty of a traffic violation for which revocation of his or her operating privilege is mandatory under s. 343.31, or for which the court revokes or suspends his or her operating privilege under s. 343.30, the court shall immediately take possession of the suspended or revoked license. ~~If required by s. 345.54 (1), the court shall impose an automatic reinstatement assessment of \$50.~~ The revocation or suspension is effective immediately. The court ordered suspension or revocation shall be included as part of the report of conviction under sub. (1m).

SECTION 3238. 345.48 (4) of the statutes is amended to read:

345.48 (4) If notice of appeal is filed the court shall, within 5 working days after it is filed, forward to the department a certificate stating that a notice of appeal has been filed, ~~rescind an automatic reinstatement assessment imposed by s. 345.54 (1) and~~ shall return any surrendered license. Thereafter, the court shall notify the department as required under s. 343.325 (1) (b) and (c).

SECTION 3239. 345.49 of the statutes is amended to read:

345.49 Procedure on imprisonment; nonpayment of forfeiture or assessments. (1) Any person imprisoned under s. 345.47 for nonpayment of a forfeiture, a penalty assessment, if required by s. 165.87, or a jail assessment, if required by s. 302.46 (1), ~~or an automatic reinstatement assessment, if required by s. 345.54 (1),~~ may, on request, be allowed to work under s. 303.08. If the person does work, earnings shall be applied on the unpaid forfeiture, penalty assessment, or jail assessment ~~or automatic reinstatement assessment~~ after payment of personal board and expenses and support of personal dependents to the extent directed by the court.

(2) Any person who is subject to imprisonment under s. 345.47 for nonpayment of a forfeiture, penalty assessment, or jail assessment ~~or automatic reinstatement assessment~~ may be placed on probation to some person satisfactory to the court for not more than 90 days or until the forfeiture, penalty assessment, or jail assessment ~~or automatic reinstatement assessment~~ is paid if that is done before expiration of

the 90-day period. The payment of the forfeiture, penalty assessment; ~~or jail assessment or automatic reinstatement assessment~~ during that period shall be a condition of the probation. If the forfeiture, penalty assessment; ~~or jail assessment or automatic reinstatement assessment~~ is not paid or the court deems that the interests of justice require, probation may be terminated and the defendant imprisoned as provided in sub. (1) or s. 345.47.

SECTION 3241. 345.54 of the statutes is repealed.

SECTION 3242. 345.61 (2) (c) of the statutes is amended to read:

345.61 (2) (c) "Guaranteed arrest bond certificate" as used in this section means any printed card or other certificate issued by an automobile club, association or insurance company to any of its members or insureds, which card or certificate is signed by the member or insureds and contains a printed statement that the automobile club, association or insurance company and a surety company, or an insurance company authorized to transact both automobile liability insurance and surety business, guarantee the appearance of the persons whose signature appears on the card or certificate and that they will in the event of failure of the person to appear in court at the time of trial, pay any fine or forfeiture imposed on the person, including the penalty assessment required by s. 165.87; and the jail assessment required by s. 302.46 (1) and the automatic reinstatement assessment required by s. 345.54 (1), in an amount not exceeding \$200, or \$1,000 as provided in sub. (1) (b).

SECTION 3244. 346.45 (3) (d) of the statutes is amended to read:

346.45 (3) (d) A railroad grade crossing which is marked with a sign in accordance with s. 195.285 (3). Such signs shall be erected by the maintaining authority only upon order of the ~~office of the commissioner of transportation~~ public service commission as set forth in s. 195.285.

SECTION 3245. 346.655 (1) of the statutes is amended to read:

346.655 (1) On or after July 1, 1988, if a court imposes a fine or a forfeiture for a violation of s. 346.63 (1) or (5), or a local ordinance in conformity therewith, or s. 346.63 (2) or (6) or 940.25, or s. 940.09 where the offense involved the use of a vehicle, it shall impose a driver improvement surcharge in an amount of \$250 in addition to the fine or forfeiture, penalty assessment; and jail assessment and automatic reinstatement assessment.

SECTION 3246. 346.655 (2) (a) of the statutes is amended to read:

346.655 (2) (a) Except as provided in par. (b), the clerk of court shall collect and transmit the amount under sub. (1) to the county treasurer as provided in s. 59.395 (5). The county treasurer shall then make payment of 15% of the amount to the state treasurer as provided in s. 59.20 (5) (b).

SECTION 3247. 346.655 (2) (b) of the statutes is amended to read:

346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall transmit the amount to the treasurer of the county, city, town or village, and that treasurer shall make payment of 15% of the amount to the state treasurer as provided in s. 66.12 (1) (b). The treasurer of the city, town or village shall transmit the remaining 85% of the amount to the treasurer of the county.

SECTION 3248. 346.655 (3) of the statutes is repealed and recreated to read:

346.655 (3) All moneys collected from the driver improvement surcharge that are transmitted to the county treasurer under sub. (2) (a) or (b), except the amounts that the county treasurer is required to transmit to the state treasurer under sub. (2) (a) or (b), shall be retained by the county treasurer and disbursed to the county department under s. 51.42 for services under s. 51.42 for drivers referred through assessment.

SECTION 3249e. 347.43 (4) of the statutes is amended to read:

347.43 (4) If a common carrier or person operating under a permit or certificate issued by the ~~office of the commissioner of transportation~~ department is convicted of operating a vehicle in violation of this section, the ~~office department~~ may suspend or revoke ~~such~~ the permit or certificate until such time as the vehicle has been equipped with safety glass as required by this section.

SECTION 3250. 348.20 (1) of the statutes is amended to read:

348.20 (1) It is declared to be the public policy of the state that prosecutions for overweight violations shall in every instance where practicable be instituted against the person holding the authority, certificates, licenses or permits evidencing operating privileges from the ~~office of the commissioner of transportation~~ ~~or~~ department which may be the proper object of cancellation or revocation proceedings. In instances where a combination of tractor and trailer or semi-trailer is used, the person standing in the relationship of principal or employer to the driver of the tractor portion of the vehicle combination is liable for violation of ss. 348.15 to 348.17 along with the owner holding authority, certificates, licenses or permits from the state. It is a violation of ss. 348.15 to 348.17 for the owner or any other person employing or otherwise directing the operator of the vehicle to require or permit the operation of such vehicle upon a highway contrary to ss. 348.15 to 348.17. This section shall not apply to individuals, ~~copartnership~~ copartnerships or corporations whose principal business is leasing, for compensation, vehicles including trailers and semi-trailers, but such prosecutions shall be instituted against the lessee of the vehicle.

SECTION 3251. 348.25 (8) (a) 1 of the statutes is amended to read:

348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length limitations, ~~\$10~~ \$15.

SECTION 3252. 348.25 (8) (a) 2 of the statutes is amended to read:

348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either width limitations or height limitations ~~or both, \$15, \$20~~.

SECTION 3253. 348.25 (8) (a) 2m of the statutes is created to read:

348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both width and height limitations, \$25.

SECTION 3254. 348.25 (8) (c) of the statutes is amended to read:

348.25 (8) (c) For the purpose of computing the fees under this subsection, if the vehicle or combination of vehicles exceeds width limitations or height limitations or both, no fee in addition to the fee under par. (a) 2 ~~or 2m~~, (b) 2 or (bm) shall be charged if the vehicle or combination of vehicles also exceeds length limitations.

SECTION 3255. 348.25 (9) of the statutes is amended to read:

348.25 (9) If a permit under s. 348.26 or 348.27 is denied, suspended or revoked, the permit applicant or holder may petition the ~~office of the commissioner of transportation division of hearings and appeals~~ for a hearing on the matter within 30 days after the denial, suspension or revocation.

SECTION 3259. 350.12 (4) (a) 4 of the statutes is amended to read:

350.12 (4) (a) 4. An amount necessary to pay the cost of law enforcement aids to counties as appropriated under s. 20.370 (4) (ft). On or before June 1, a county shall file with the department on forms prescribed by the department a detailed statement of the costs incurred by the county in the enforcement of this chapter during the preceding May 1 to April 30. The department shall audit the statements and determine the county's net costs for enforcement of this chapter. The department shall compute the state aids on the basis of 100% of these net costs and shall pay these aids on or before October 1. If the state aids payable to counties exceed the moneys available for such purpose, the department shall prorate the payments. ~~The department may not encumber more than \$200,000 to provide law enforcement aids to counties in any fiscal year.~~

Vetoed in Part

~~SECTION 3260m. 409.302 (3) (bm) of the statutes is repealed.~~

~~SECTION 3260r. 411.104 (1) (a) of the statutes is amended to read.~~

~~411.104 (1) (a). Certificate of title statute of this state, including ss. 30.521 and s. 342.05.~~

SECTION 3266. 440.03 (9) (b) of the statutes is amended to read:

440.03 (9) (b) A recommended change to each fee specified under s. 440.05 (1) for an initial credential for which an examination is not required, under s. 440.05 (2) for a reciprocal credential and under s. 440.08 (2) (a) for a credential renewal if the change is necessary to reflect the approximate administrative and enforcement costs of the department that are attributable to the regulation of the particular occupation or business during the period in which the initial or reciprocal credential or credential renewal is in effect and, for purposes of the recommended change to each fee specified under s. 440.08 (2) (a) for a credential renewal, to reflect an estimate of any additional moneys available for the department's general program operations, during the budget period to which the biennial budget request applies, as a result of appropriation transfers that have been or are estimated to be made under s. 20.165 (1) (i) prior to and during that budget period.

SECTION 3269. 440.042 of the statutes is created to read:

440.042 Advisory committees. (1) The secretary may appoint persons or advisory committees to advise the department and the boards and examining boards in the department on matters relating to the regulation of credential holders. A person or an advisory committee member appointed under this subsection shall serve without compensation, but may be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties.

SECTION 3270. 440.05 (intro.) of the statutes is amended to read:

440.05 Standard fees. (intro.) The following standard fees apply to all initial credentials, except as provided in ss. 440.41, 440.51, 442.06, 444.03, 444.05, 444.11, 449.17, 449.18, ~~459.33~~ and 459.46:

SECTION 3271. 440.05 (1) of the statutes is renumbered 440.05 (1) (b) and amended to read:

440.05 (1) (b) Examination: If an examination is required, the applicant shall pay an examination fee. The fee for examination for the initial credential shall be an amount equal to the department's best estimate of the actual cost of preparing, administering and grading the examination, as determined by the department, but not less than the applicable fee specified under s. 440.08 (2) (a). The initial credential shall be granted to applicants upon successful completion of the examination and upon completion of other applicable requirements. If an examination is not required, the initial credential shall be granted upon payment of the applicable fee specified under s. 440.08 (2) (a) if the applicant is otherwise qualified or obtaining and administering an approved examination from a test service.

SECTION 3272. 440.05 (1) (a) of the statutes is created to read:

440.05 (1) (a) Initial credential: \$34. Each applicant for an initial credential shall pay the initial credential fee to the department when the application

materials for the initial credential are submitted to the department.

SECTION 3273. 440.05 (6) of the statutes is amended to read:

440.05 (6) Apprentice, journeyman, student or temporary credential or limited permit: \$10.

SECTION 3277. 440.08 (2) (a) (intro.) of the statutes is amended to read:

440.08 (2) (a) (intro.) Except as provided in par. (b) (intro.) and in ss. 440.42, 440.43, 440.44, 440.51, 442.04, 442.06, 444.03, 444.05, 444.11, 448.065, 449.17, 449.18, ~~459.24, 459.33~~ and 459.46, the renewal dates and renewal fees for credentials are as follows:

SECTION 3278. 440.08 (2) (a) 1 to 10 of the statutes are amended to read:

440.08 (2) (a) 1. Accountant, certified public: January 1 of each even-numbered year; ~~\$43~~ \$44.

2. Accountant, public: January 1 of each even-numbered year; ~~\$43~~ \$36.

3. Accounting corporation or partnership: January 1 of each even-numbered year; ~~\$39~~ \$36.

4. Acupuncturist: July 1 of each odd-numbered year; ~~\$39~~ \$36.

5. Aestheticsian: July 1 of each odd-numbered year; ~~\$39~~ \$54.

6. Aesthetics establishment: July 1 of each odd-numbered year; ~~\$39~~ \$111.

7. Aesthetics instructor: July 1 of each odd-numbered year; ~~\$39~~ \$85.

8. Aesthetics school: July 1 of each odd-numbered year; ~~\$39~~ \$36.

9. Aesthetics specialty school: July 1 of each odd-numbered year; ~~\$39~~ \$36.

10. Animal technician: January 1 of each even-numbered year; ~~\$39~~ \$42.

SECTION 3280. 440.08 (2) (a) 11 and 12 of the statutes, as affected by 1993 Wisconsin Act 3, are amended to read:

440.08 (2) (a) 11. Appraiser, real estate, certified general: January 1 of each even-numbered year; ~~\$39~~ \$58.

12. Appraiser, real estate, licensed: January 1 of each even-numbered year; ~~\$39~~ \$57.

SECTION 3280e. 440.08 (2) (a) 11m of the statutes, as affected by 1993 Wisconsin Act 3, is amended to read:

440.08 (2) (a) 11m. Appraiser, real estate, certified residential: January 1 of each even-numbered year; ~~\$39~~ \$49.

SECTION 3280m. 440.08 (2) (a) 13 of the statutes is amended to read:

440.08 (2) (a) 13. Architect: August 1 of each even-numbered year; ~~\$41~~ \$40.

SECTION 3281. 440.08 (2) (a) 14 of the statutes is amended to read:

440.08 (2) (a) 14. Architectural or engineering corporation: February 1 of each even-numbered year; ~~\$39~~ \$36.

SECTION 3283. 440.08 (2) (a) 15 of the statutes is created to read:

440.08 (2) (a) 15. Audiologist: February 1 of each odd-numbered year; \$59.

SECTION 3284. 440.08 (2) (a) 16 to 29 of the statutes are amended to read:

440.08 (2) (a) 16. Barbering or cosmetology establishment: July 1 of each odd-numbered year; ~~\$44~~ \$36.

17. Barbering or cosmetology instructor: July 1 of each odd-numbered year; ~~\$50~~ \$101.

18. Barbering or cosmetology manager: July 1 of each odd-numbered year; ~~\$41~~ \$40.

19. Barbering or cosmetology school: July 1 of each odd-numbered year; ~~\$39~~ \$100.

20. Barber or cosmetologist: July 1 of each odd-numbered year; ~~\$41~~ \$42.

21. Cemetery authority: January 1 of each odd-numbered year; ~~\$39~~ \$271.

22. Cemetery preneed seller: January 1 of each odd-numbered year; ~~\$39~~ \$44.

23. Cemetery salesperson: January 1 of each odd-numbered year; ~~\$39~~ \$42.

24. Chiropractor: January 1 of each odd-numbered year; ~~\$98~~ \$106.

25. Dental hygienist: October 1 of each odd-numbered year; ~~\$39~~ \$36.

26. Dentist: October 1 of each odd-numbered year; ~~\$75~~ \$67.

27. Designer of engineering systems: February 1 of each even-numbered year; ~~\$39~~ \$36.

28. Drug distributor: June 1 of each even-numbered year; ~~\$39~~ \$36.

29. Drug manufacturer: June 1 of each even-numbered year; ~~\$39~~ \$36.

SECTION 3284m. 440.08 (2) (a) 31 to 38 of the statutes are amended to read:

440.08 (2) (a) 31. Electrology establishment: July 1 of each odd-numbered year; ~~\$39~~ \$36.

32. Electrology instructor: July 1 of each odd-numbered year; ~~\$39~~ \$107.

33. Electrology school: July 1 of each odd-numbered year; ~~\$39~~ \$107.

34. Electrology specialty school: July 1 of each odd-numbered year; ~~\$39~~ \$36.

35. Engineer, professional: August 1 of each even-numbered year; ~~\$40~~ \$36.

36. Funeral director: January 1 of each even-numbered year; ~~\$64~~ \$80.

37. Funeral establishment: June 1 of each odd-numbered year; ~~\$39~~ \$36.

38. Hearing instrument specialist: February 1 of each even-numbered year; ~~\$103~~ \$179.

SECTION 3285m. 440.08 (2) (a) 40 of the statutes is amended to read:

440.08 (2) (a) 40. Loan originator: January 1 of each odd-numbered year; ~~\$90~~ \$155.

SECTION 3286m. 440.08 (2) (a) 41 of the statutes is amended to read:

440.08 (2) (a) 41. Loan solicitor: January 1 of each odd-numbered year; ~~\$241~~ \$210.

SECTION 3287. 440.08 (2) (a) 42 to 46 of the statutes are amended to read:

440.08 (2) (a) 42. Manicuring establishment: July 1 of each odd-numbered year; ~~\$39~~ \$36.

43. Manicuring instructor: July 1 of each odd-numbered year; ~~\$39~~ \$90.

44. Manicuring school: July 1 of each odd-numbered year; ~~\$39~~ \$102.

45. Manicuring specialty school: July 1 of each odd-numbered year; ~~\$42~~ \$36.

46. Manicurist: July 1 of each odd-numbered year; ~~\$39~~ \$42.

SECTION 3288. 440.08 (2) (a) 46m of the statutes, as created by 1991 Wisconsin Act 160, is amended to read:

440.08 (2) (a) 46m. Marriage and family therapist: July 1 of each odd-numbered year; ~~\$39~~ \$36.

SECTION 3289m. 440.08 (2) (a) 47 of the statutes is amended to read:

440.08 (2) (a) 47. Mortgage banker: January 1 of each odd-numbered year; ~~\$212~~ \$330.

SECTION 3289r. 440.08 (2) (a) 48 of the statutes is amended to read:

440.08 (2) (a) 48. Nurse, licensed practical: May 1 of each odd-numbered year; ~~\$41~~ \$40.

SECTION 3290. 440.08 (2) (a) 49 to 56 of the statutes are amended to read:

440.08 (2) (a) 49. Nurse, registered: March 1 of each even-numbered year; ~~\$42~~ \$40.

50. Nurse-midwife: March 1 of each even-numbered year; ~~\$39~~ \$36.

51. Nursing home administrator: July 1 of each even-numbered year; ~~\$57~~ \$63.

52. Occupational therapist: November 1 of each odd-numbered year; ~~\$39~~ \$37.

53. Occupational therapy assistant: November 1 of each odd-numbered year; ~~\$39~~ \$36.

54. Optometrist: January 1 of each even-numbered year; ~~\$68~~ \$66.

55. Pharmacist: June 1 of each even-numbered year; ~~\$82~~ \$78.

56. Pharmacy: June 1 of each even-numbered year; ~~\$39~~ \$36.

SECTION 3290m. 440.08 (2) (a) 58 to 63 of the statutes are amended to read:

440.08 (2) (a) 58. Physician: November 1 of each odd-numbered year; ~~\$116~~ \$111.

59. Physician's assistant: November 1 of each odd-numbered year; ~~\$44~~ \$36.

60. Podiatrist: November 1 of each odd-numbered year; ~~\$47~~ \$79.

61. Private detective: September 1 of each even-numbered year; ~~\$153~~ \$120.

62. Private detective agency: September 1 of each even-numbered year; ~~\$39~~ \$36.

63. Private practice school psychologist: October 1 of each odd-numbered year; ~~\$59~~ \$36.

SECTION 3291. 440.08 (2) (a) 63m of the statutes, as created by 1991 Wisconsin Act 160, is amended to read:

440.08 (2) (a) 63m. Professional counselor: July 1 of each odd-numbered year; ~~\$39~~ \$36.

SECTION 3292. 440.08 (2) (a) 64 to 68 of the statutes are amended to read:

440.08 (2) (a) 64. Psychologist: October 1 of each odd-numbered year; ~~\$78~~ \$82.

65. Real estate broker: January 1 of each odd-numbered year; ~~\$79~~ \$74.

66. Real estate corporation or partnership: January 1 of each odd-numbered year; ~~\$49~~ \$46.

67. Real estate salesperson: January 1 of each odd-numbered year; ~~\$59~~ \$55.

68. Respiratory care practitioner: November 1 of each odd-numbered year; ~~\$39~~ \$38.

SECTION 3293. 440.08 (2) (a) 68d to 68t of the statutes, as created by 1991 Wisconsin Act 160, are amended to read:

440.08 (2) (a) 68d. Social worker: July 1 of each odd-numbered year; ~~\$39~~ \$36.

68h. Social worker, advanced practice: July 1 of each odd-numbered year; ~~\$39~~ \$36.

68p. Social worker, independent: July 1 of each odd-numbered year; ~~\$39~~ \$36.

68t. Social worker, independent clinical: July 1 of each odd-numbered year; ~~\$39~~ \$36.

SECTION 3294. 440.08 (2) (a) 68v of the statutes is created to read:

440.08 (2) (a) 68v. Speech-language pathologist: February 1 of each odd-numbered year; ~~\$41~~.

SECTION 3295. 440.08 (2) (a) 69 and 70 of the statutes are amended to read:

440.08 (2) (a) 69. Time-share salesperson: January 1 of each odd-numbered year; ~~\$39~~ \$36.

70. Veterinarian: January 1 of each even-numbered year; ~~\$75~~ \$67.

SECTION 3299. 440.20 (2) of the statutes is renumbered 440.042 (2) and amended to read:

440.042 (2) Any person who in good faith testifies before the department or any examining board or board in the department or otherwise provides the department or any examining board or board in the department with advice or information concerning possible unprofessional conduct, negligence in treatment or any other violation by on a matter relating to the regulation of a person holding a credential is immune from civil liability for his or her acts or omissions in testifying or otherwise providing such advice or information. The good faith of any person specified in this subsection shall be presumed in any civil action and an allegation that such a person has not acted in good faith must be proven by clear and convincing evidence.

SECTION 3303. 440.23 (1) of the statutes is amended to read:

440.23 (1) If the holder of a credential pays a fee required under s. 440.05 (1) or (6), 440.42 (1), 440.43 (1), 440.44 (1), 444.03, 444.05, 444.11, ~~459.24 (5) or (6) (e), 459.28 (1), 459.32 (3) or 459.46 (2) (b)~~ by check and the check is not paid by the bank upon which the check is drawn, the department may cancel the credential on or after the 60th day after the department receives the notice from the bank, subject to sub. (2).

SECTION 3331. 440.92 (1) (a) of the statutes is amended to read:

440.92 (1) (a) Except as provided in subs. (4), (9) (a) † and (10), every individual who sells or solicits the sale of cemetery merchandise or an undeveloped space under a preneed sales contract and, if the individual is employed by or acting as an agent for a cemetery authority or any other person, that cemetery authority or other person is required to be registered under this subsection.

SECTION 3332b. 440.92 (8) of the statutes is repealed.

SECTION 3333. 440.92 (9) (a) (intro.) and 1 of the statutes are consolidated, renumbered 440.92 (9) (a) and amended to read:

440.92 (9) (a) If the cemetery authority of a cemetery that is affiliated with a religious society organized under ch. 187 or that religious society files an annual certification with the department as provided in this subsection, ~~all of the following apply: 1. Neither~~ neither the cemetery authority nor any employee of the cemetery is required to be registered as a cemetery preneed seller under sub. (1) during the period for which the certification is effective.

SECTION 3334. 440.92 (9) (a) 2 of the statutes is repealed.

SECTION 3346. 459.24 (5) of the statutes is amended to read:

459.24 (5) EXPIRATION AND RENEWAL. Licenses issued under this subchapter expire on February 1 of each odd-numbered year. The renewal dates for licenses granted under this subchapter, other than

temporary licenses granted under sub. (6), are specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee specified in ~~the rules promulgated under s. 459.33 s. 440.08 (2) (a).~~

SECTION 3347. 459.24 (6) (c) of the statutes is amended to read:

459.24 (6) (c) A temporary license granted under this subsection is valid for a period designated by the examining board, not to exceed 9 months, and may be renewed once by the examining board. An applicant for a temporary license shall pay the ~~temporary license fee specified in the rules promulgated under s. 459.33 s. 440.05 (6).~~

SECTION 3348. 459.28 (1) of the statutes is amended to read:

459.28 (1) Upon application and payment of the ~~reciprocal license fee specified in the rules promulgated under s. 459.33 s. 440.05 (2),~~ the examining board shall grant a license to practice speech-language pathology or audiology under s. 459.24 (2) or (3) to an applicant who holds a current speech-language pathologist or audiologist license in another state or territory of the United States if the examining board determines that the requirements for licensure in the other state or territory are substantially equivalent to the requirements under s. 459.24 (2) or (3).

SECTION 3349. 459.32 (3) of the statutes is amended to read:

459.32 (3) An applicant for a limited permit under sub. (1) or (2) shall pay the ~~limited permit fee specified in the rules promulgated under s. 459.33 s. 440.05 (6).~~

SECTION 3350. 459.33 of the statutes is repealed.

SECTION 3353. 552.23 (1) of the statutes is amended to read:

552.23 (1) If the target company is an insurance company subject to regulation by the commissioner of insurance, a banking corporation subject to regulation by the commissioner of banking, a savings bank or savings and loan association subject to regulation by the commissioner of savings and loan, or a public service corporation subject to regulation by the public service commission; ~~or the department of transportation or the office of the commissioner of transportation,~~ the commissioner shall promptly furnish a copy of the registration statement filed under this chapter to the regulatory agency having supervision of the target company. Any hearing under this chapter involving any such target company shall be held jointly with the regulatory agency having supervision, and any determination following the hearing shall be made jointly with that regulatory agency.

SECTION 3359m. 560.037 of the statutes is created to read:

560.037 Women's business initiative corporation grants. (1) Subject to sub. (3), the department may make grants from the appropriation under s. 20.143

(1) (fg) to the women's business initiative corporation to fund its operating costs if all of the following apply:

(a) The women's business initiative corporation submits a plan to the department for each grant detailing the proposed use of the grant and the secretary approves the plan.

(b) The women's business initiative corporation enters into a written agreement with the department that specifies the conditions for use of the grant proceeds, including reporting and auditing requirements.

(c) The women's business initiative corporation agrees in writing to provide services to individuals throughout the state.

(d) The women's business initiative corporation agrees in writing to submit to the department the report required under sub. (2) by the time required under sub. (2).

(2) If the women's business initiative corporation receives a grant under this section, it shall submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the grant proceeds were used.

(3) The department may not make grants under sub. (1) that exceed \$80,000 in total in any year.

SECTION 3360. 560.038 (1) (ar) and (at) of the statutes are created to read:

560.038 (1) (ar) "Minority business" has the meaning given in s. 560.036 (1) (e).

(at) "Minority group member" has the meaning given in s. 560.036 (1) (f).

SECTION 3361. 560.039 (1) (b) and (c) of the statutes are created to read:

560.039 (1) (b) "Minority business" has the meaning given in s. 560.036 (1) (e).

(c) "Minority group member" has the meaning given in s. 560.036 (1) (f).

SECTION 3362. 560.081 (2) (e) of the statutes is amended to read:

560.081 (2) (e) Select Annually select, upon application ~~by the municipality, 15, up to 5~~ municipalities to participate in a the state main street ~~pilot~~ program. ~~The department shall commence the pilot program for 5 of those municipalities in each of 3 consecutive years. The pilot program for each municipality shall conclude after 3 years. The department shall select pilot program participants representing various geographical regions and populations.~~

SECTION 3363. 560.081 (2) (f) (intro.) of the statutes is amended to read:

560.081 (2) (f) (intro.) For use in selecting the participants in the state main street ~~pilot~~ program under par. (e), develop objective criteria relating to at least the following issues:

SECTION 3364. 560.081 (2) (f) 3 of the statutes is amended to read:

560.081 (2) (f) 3. Local organizational and financial commitment to employ a ~~pilot~~ program manager for not less than 3 years.

SECTION 3365. 560.081 (2) (f) 5 of the statutes is amended to read:

560.081 (2) (f) 5. Local commitment to assist in training persons to direct activities related to business areas in municipalities ~~which that~~ do not participate in the state main street ~~pilot~~ program.

SECTION 3366. 560.081 (2) (g) of the statutes is repealed.

SECTION 3367. 560.081 (2) (i) of the statutes is repealed and recreated to read:

560.081 (2) (i) As part of the report required under s. 15.04 (1) (d), include a report on the effects of the state main street program.

SECTION 3368. 560.082 (2) of the statutes is amended to read:

560.082 (2) Recommend to the secretary municipalities to participate in the state main street ~~pilot~~ program under s. 560.081 (2) (e).

SECTION 3369. 560.12 (4) (b) of the statutes is amended to read:

560.12 (4) (b) It makes products using waste as a raw material or components made from solid waste, and establishes and maintains policies and procedures that give preference for to using solid waste generated in this state ~~and for each year in which it receives a rebate at least 50% of the solid waste used is generated in this state.~~

SECTION 3370. 560.12 (5) (a) of the statutes is amended to read:

560.12 (5) (a) Before January 1, 1996, the department shall pay recycling rebates to recycling enterprises for qualified property ~~placed in service in this state after December 31, 1990. The annual amount of rebates paid under this subsection may not exceed 50% of the amount appropriated under s. 20.143 (1) (t) to be purchased by the recycling enterprise or, if already purchased, for which the recycling enterprise has executed a purchase order not more than 90 days before applying for the recycling rebate.~~

SECTION 3371. 560.12 (5) (b) of the statutes is amended to read:

560.12 (5) (b) The department shall make a rebate under par. (a) from the appropriation under s. 20.143 (1) (t) as a one-time payment in an amount established by the department ~~but that is~~ not less than 5% nor more than ~~10%~~ 25% of the cost of the qualified property ~~except that and that is based in part on the amount of solid waste used by the recycling enterprise that is generated in this state and, if the qualified property replaces equipment or machinery used to make products from solid waste, the department shall base the amount of the rebate in part on the increase in the amount of solid waste used by the recycling enterprise.~~

A rebate under this subsection may not exceed ~~\$300,000~~ \$250,000 for any one facility.

SECTION 3372. 560.12 (6) (d) of the statutes is amended to read:

560.12 (6) (d) The department shall pay recycling rebates to each applicant selected to receive recycling rebates under this subsection after the end of each year from the appropriation under s. 20.143 (1) (t); in an amount calculated by multiplying that is based on the rate established under par. (b) times, the actual amount of increased use of waste by the applicant during the year and the amount of solid waste used by the applicant that is generated in this state.

SECTION 3373. 560.12 (7) of the statutes is amended to read:

560.12 (7) APPLICATION. The department shall, by rule, develop application procedures for the recycling rebate program. The application for a rebate shall show that the applicant satisfies the requirements of sub. (4). The application for a rebate under sub. (5) shall identify the qualified property and the facility in which it is or will be used and, state the cost of the qualified property and the date that it was placed in service and include an estimate of the amount of solid waste that is used or that will be used by the applicant and that is generated in this state and documentation to support the estimate. The application for a rebate under sub. (6) shall include an estimate of the amount of solid waste used by the applicant in the year ~~for~~ in which the application is submitted, an estimate of the increased amount of solid waste that will be used by the applicant in the period for which the application is submitted and, documentation to support the estimated increase in waste used, an estimate of the amount of solid waste generated in this state that is used by the applicant in the year in which the application is submitted, an estimate of the amount of solid waste generated in this state that will be used by the applicant in the period for which the application is submitted and documentation to support these estimates.

SECTION 3374. 560.14 (1) (d) of the statutes is repealed.

SECTION 3375. 560.14 (1) (f) of the statutes is amended to read:

560.14 (1) (f) ~~“Municipality”~~ “Political subdivision” means a county, city, village or town.

SECTION 3376. 560.14 (2) (a) (intro.) of the statutes is amended to read:

560.14 (2) (a) (intro.) The department may make a grant to a community-based organization or a political subdivision from the appropriation under s. 20.143 (1) (fg) ~~to allow the community-based organization to do any of the following:~~

SECTION 3377. 560.14 (2) (a) 1 of the statutes is repealed and recreated to read:

560.14 (2) (a) 1. Enable a political subdivision receiving a grant to develop a plan for diversifying its economy.

SECTION 3378. 560.14 (2) (a) 2 of the statutes is amended to read:

560.14 (2) (a) 2. ~~Provide~~ Enable a community-based organization receiving a grant to provide assistance to businesses or entrepreneurs in distressed areas, if the department determines that the entrepreneur or business will provide jobs.

SECTION 3379. 560.14 (2) (a) 3 of the statutes is created to read:

560.14 (2) (a) 3. Enable a community-based organization receiving a grant to conduct a local economic development project.

SECTION 3380. 560.14 (2) (c) of the statutes is renumbered 560.14 (2) (c) (intro.) and amended to read:

560.14 (2) (c) (intro.) An individual grant under this subsection may not exceed ~~\$30,000~~ whichever of the following applies:

SECTION 3381. 560.14 (2) (c) 1 and 2 of the statutes are created to read:

560.14 (2) (c) 1. For a grant to a political subdivision under par. (a) 1, \$10,000.

2. For a grant to a community-based organization under par. (a) 2 or 3, \$20,000.

SECTION 3382. 560.14 (2) (d) of the statutes is created to read:

560.14 (2) (d) A grant under this subsection to a political subdivision or community-based organization may not exceed 75% of the total cost of the project for which the grant is made, unless the department determines that the area where the funds will be used is in extreme financial hardship. The department may consider in-kind contributions when determining the total cost of a project under this paragraph.

SECTION 3383. 560.14 (3) (a) (intro.) of the statutes is amended to read:

560.14 (3) (a) (intro.) The department may make grants from the appropriation under s. 20.143 (1) (fg) to a community-based organization ~~or a municipality~~ to fund any of the following:

SECTION 3384. 560.14 (3) (a) 1 of the statutes is amended to read:

560.14 (3) (a) 1. The operation of an existing business incubator or technology-based incubator.

SECTION 3385. 560.14 (3) (a) 2 of the statutes is amended to read:

560.14 (3) (a) 2. Technical assistance in the process of starting a business incubator or technology-based incubator, including a feasibility study of the need for and the initial design of the incubator.

SECTION 3386. 560.14 (3) (a) 3 of the statutes is amended to read:

560.14 (3) (a) 3. ~~Actually starting, by construction, rehabilitation or other development,~~ Starting,

expanding or rehabilitating a business incubator or technology-based incubator.

SECTION 3387. 560.14 (3) (a) 4 of the statutes is created to read:

560.14 (3) (a) 4. The creation of a revolving loan fund for tenants of a business incubator or technology-based incubator.

SECTION 3388. 560.14 (3) (b) 2 of the statutes is repealed.

SECTION 3389. 560.14 (3) (b) 3 of the statutes is amended to read:

560.14 (3) (b) 3. The total amount of grants under this subsection to ~~the municipality or a~~ community-based organization do not exceed 50% of the total cost of the project for which the grant is grants are made, unless the department determines that the area where the funds must will be used ~~under subd. 2~~ is in extreme financial hardship. The department may consider in-kind contributions when determining the total cost of a project under this subdivision.

SECTION 3390. 560.14 (3) (b) 4 of the statutes is renumbered 560.14 (3) (c) 1 and amended to read:

560.14 (3) (c) 1. The ~~department considers the~~ potential of the business incubator or technology-based incubator to help start businesses.

SECTION 3391. 560.14 (3) (b) 4m of the statutes is renumbered 560.14 (3) (c) 2 and amended to read:

560.14 (3) (c) 2. The ~~department considers the~~ potential of the business incubator or technology-based incubator to provide employment opportunities.

SECTION 3392. 560.14 (3) (b) 5 of the statutes is amended to read:

560.14 (3) (b) 5. The community-based organization ~~or municipality~~ receiving the grant provides a written policy relating to how stable, maturing businesses in the business incubator or technology-based incubator will establish themselves outside of the ~~business~~ incubator within a reasonable period of time.

SECTION 3393. 560.14 (3) (c) (intro.) of the statutes is created to read:

560.14 (3) (c) (intro.) In making a grant under this subsection, the department shall consider all of the following:

SECTION 3394. 560.14 (3) (c) 3 of the statutes is created to read:

560.14 (3) (c) 3. How the unemployment rate in the area in which the business incubator or technology-based incubator is or will be located compares to the state average.

SECTION 3395. 560.14 (3) (c) 4 of the statutes is created to read:

560.14 (3) (c) 4. How the household income levels of persons residing in the area in which the business incubator or technology-based incubator is or will be located compare to the applicable median household income.

SECTION 3396. 560.14 (3) (c) 5 of the statutes is created to read:

560.14 (3) (c) 5. How the assessed value of real property in the most recent assessment in the area in which the business incubator or technology-based incubator is or will be located compares to the assessed value of that property in the assessment 2 years before the most recent assessment.

SECTION 3397. 560.14 (3) (c) 6 of the statutes is created to read:

560.14 (3) (c) 6. How the percentage of households receiving aid to families with dependent children under s. 49.19 in the area in which the business incubator or technology-based incubator is or will be located compares to the percentage of households receiving aid to families with dependent children in the state.

SECTION 3398. 560.14 (3) (c) 7 of the statutes is created to read:

560.14 (3) (c) 7. The percentage of members of the workforce in a city, village or town in the area in which the business incubator or technology-based incubator is or will be located that were permanently laid off by their employer in the 18 months immediately preceding the application.

SECTION 3399. 560.14 (3) (c) 8 of the statutes is created to read:

560.14 (3) (c) 8. Whether the business incubator or technology-based incubator is or will be located in an area that has been designated as a development zone under s. 560.71.

SECTION 3400. 560.14 (3) (d) 1 of the statutes is amended to read:

560.14 (3) (d) 1. The proceeds of a grant under par. (a) 1 or 3 may be used to defray salaries, fringe benefits and other personnel, administrative and operating costs of the business incubator or technology-based incubator.

SECTION 3401. 560.14 (3) (d) 2 of the statutes is amended to read:

560.14 (3) (d) 2. The proceeds of a grant under par. (a) 2 or 3 may be used to fund those salaries, fringe benefits and other personnel, administrative and operating costs of the community-based organization ~~or municipality~~ that are directly related to starting, expanding or rehabilitating a business incubator or technology-based incubator.

SECTION 3402. 560.14 (3) (e) 2 of the statutes is amended to read:

560.14 (3) (e) 2. For a grant under par. (a) 2, ~~\$25,000~~ \$10,000 in any year.

SECTION 3404. 560.14 (3) (e) 4 of the statutes is created to read:

560.14 (3) (e) 4. For a grant under par. (a) 4, ~~\$50,000~~ in any year.

SECTION 3405. 560.14 (3) (f) 1 of the statutes is amended to read:

560.14 (3) (f) 1. Make grants under par. (a) 1 to fund the operation of a particular business incubator or technology-based incubator in more than 5 years.

SECTION 3406. 560.14 (3) (f) 2 of the statutes is amended to read:

560.14 (3) (f) 2. Make more than ~~one grant to a particular municipality or community based organization~~ 2 grants under par. (a) 2 for a particular business incubator or technology-based incubator.

SECTION 3407. 560.14 (3) (f) 3 of the statutes is amended to read:

560.14 (3) (f) 3. Make grants more than 2 grants under par. (a) 3 ~~to fund the start-up of~~ for a particular business incubator ~~in more than 2 years~~ or technology-based incubator.

SECTION 3408. 560.14 (3) (f) 4 of the statutes is created to read:

560.14 (3) (f) 4. Make more than 2 grants under par. (a) 4 for a particular business incubator or technology-based incubator.

SECTION 3409. 560.16 (1) (d) of the statutes is repealed.

SECTION 3410. 560.16 (1) (f) of the statutes is amended to read:

560.16 (1) (f) "Existing business group" means a group formed by or on behalf of the current or former employes of an existing business that is considering layoffs or a closing or that has experienced layoffs or a closing for the purpose of determining the feasibility of assuming ownership or control of the existing business and operating it as an employee-owned business.

SECTION 3411. 560.16 (1) (g) of the statutes is amended to read:

560.16 (1) (g) "Group" means an ~~employee-owned business group or an existing business group which has applied for a loan under this section~~.

SECTION 3412. 560.16 (2) (a) of the statutes is amended to read:

560.16 (2) (a) ~~The department may use the moneys from the appropriations under s. 20.143 (1) (c) and (ie) to administer, the department may make~~ loans to existing business groups for a feasibility study to investigate the reorganization or new incorporation of an existing business as an employee-owned business and for professional services to implement the study.

SECTION 3413. 560.16 (2) (am) of the statutes is repealed.

SECTION 3414. 560.16 (2) (b) of the statutes is amended to read:

560.16 (2) (b) The department may not ~~administer any~~ make a loan under this section unless the board has approved the loan.

SECTION 3415. 560.16 (2) (d) of the statutes is amended to read:

560.16 (2) (d) The board may approve a loan regardless of the number of employes laid off ~~or to be laid off~~ by the business ~~or, if the business is closed, the length of time that the business it has been closed.~~

SECTION 3416. 560.16 (2m) of the statutes is repealed.

SECTION 3417. 560.16 (3) (c) of the statutes is amended to read:

560.16 (3) (c) ~~If the application is for a loan under sub. (2) (a), a~~ A letter from a majority of the owners of the business indicating a preference to sell the business to the group if the study concludes that reorganization or new incorporation of the business ~~which~~ that is the subject of the study as an employee-owned business is feasible. A group need not include a letter under this paragraph if the business is involved in bankruptcy or insolvency proceedings.

SECTION 3418. 560.16 (4) (a) of the statutes is amended to read:

560.16 (4) (a) A loan to a group under this section may not exceed ~~\$35,000~~ \$25,000 unless the joint committee on finance, under s. 13.101 (5m), approves a specified amount exceeding ~~\$35,000~~ \$25,000.

SECTION 3419. 560.16 (4) (b) of the statutes is amended to read:

560.16 (4) (b) As a condition of approval of a loan to a group under this section, the board shall require that the group provide matching funds for at least 25% of the ~~loan cost of the project~~, except that the board may waive application of that requirement if the board determines that the group is subject to extreme financial hardship.

SECTION 3420. 560.16 (5) of the statutes is repealed and recreated to read:

560.16 (5) REPAYMENT. The board shall determine the repayment terms for a loan under this section.

SECTION 3423. 560.17 (2) (a) of the statutes is amended to read:

560.17 (2) (a) At the request of the board, the department shall make a grant or loan to a business to which the board has awarded a grant or loan under ~~sub. (3) this section~~.

SECTION 3424. 560.17 (3) (intro.) of the statutes is amended to read:

560.17 (3) (intro.) The board may award a grant or loan under this subsection to a business if all of the following apply:

SECTION 3425. 560.17 (4) (b) of the statutes is amended to read:

560.17 (4) (b) The ~~financial needs~~ economic condition of the rural municipality.

SECTION 3426. 560.17 (5) (intro.) of the statutes is amended to read:

560.17 (5) (intro.) A business shall use the proceeds of a grant or loan under ~~this section sub. (3)~~ to pay for any of the following:

SECTION 3427. 560.17 (5m) of the statutes is created to read:

560.17 (5m) (a) Subject to par. (c), the board may award a loan under this subsection that does not exceed \$25,000 to a business if all of the following apply:

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1. The business, together with any affiliate, subsidiary or parent entity, has fewer than 25 employees.
2. The business is located in a rural municipality.
3. The business is starting or expanding its operations.
4. The business received a grant or loan under sub. (3) and with the proceeds successfully demonstrated its feasibility.
5. Financing is unavailable from any other source on reasonably equivalent terms.

(b) A business shall use the proceeds of a loan under this subsection for working capital or fixed asset financing or both.

(c) In any fiscal biennium, the board may not award more than 20% of the sum of the funds appropriated for the fiscal biennium under s. 20.143 (1) (er) and (ir) for loans under this subsection.

SECTION 3428. 560.17 (6) (intro.) of the statutes is amended to read:

560.17 (6) (intro.) Before awarding a loan under ~~sub. (3) this section~~, the board shall do all of the following:

SECTION 3429. 560.17 (6m) of the statutes is created to read:

560.17 (6m) The board may require that in order to receive a grant or loan under this section a business contribute from a source other than the state a portion of the cost of the project for which the business is applying for a grant or loan. The contribution may be in cash or in kind. The board shall determine what services or materials may be used as in-kind contributions.

SECTION 3430. 560.17 (7) (a) of the statutes is amended to read:

560.17 (7) (a) The department shall designate staff to evaluate applications for grants or loans and assist the board under this section. The board shall act on ~~all applications for grants or loans within 90 days after receipt of the application~~ an application for a grant or loan at its next regularly scheduled meeting after the department determines that the application is complete.

SECTION 3432. 560.184 of the statutes is created to read:

560.184 Health care provider loan assistance program. (1) DEFINITIONS. In this section:

(a) "Council" has the meaning given in s. 560.183 (1) (a).

(b) "Health care provider" means a physician's assistant, nurse-midwife or nurse practitioner.

(c) "Primary care health professional shortage area" means an area that is designated by the federal department of health and human services under 42 CFR part 5, appendix A, as having a shortage of primary medical care professionals.

(2) ELIGIBILITY. The department may repay, on behalf of a health care provider, up to \$25,000 in edu-

cational loans obtained by the health care provider from a public or private lending institution for education related to the health care provider's field of practice, as determined by the department with the advice of the council.

(3) AGREEMENT. (a) The department shall enter into a written agreement with the health care provider. In the agreement, the health care provider shall agree to practice exclusively in a primary care health professional shortage area.

(b) The agreement shall specify that the responsibility of the department to make the payments under the agreement is subject to the availability of funds in the appropriations under s. 20.143 (1) (fc) and (jL).

(4) LOAN REPAYMENT. Loans may be repaid by the department at the following rate:

(a) Ten percent of the principal of the loan or \$2,500, whichever is less, during the first year of practice exclusively in a primary care health professional shortage area.

(b) An additional 12.5% of the principal of the loan or \$3,125, whichever is less, during the 2nd year of practice exclusively in a primary care health professional shortage area.

(c) An additional 15% of the principal of the loan or \$3,750, whichever is less, during the 3rd year of practice exclusively in a primary care health professional shortage area.

(d) An additional 20% of the principal of the loan or \$5,000, whichever is less, during the 4th year of practice exclusively in a primary care health professional shortage area.

(e) An additional 42.5% of the principal of the loan or \$10,625, whichever is less, during the 5th year of practice exclusively in a primary care health professional shortage area.

(5) AVAILABILITY OF FUNDS; RIGHT OF ACTION AGAINST STATE. (a) The obligation of the department to make payments under an agreement entered into under sub. (3) is subject to the availability of funds in the appropriations under s. 20.143 (1) (fc) and (jL).

(b) If the cost of repaying the loans of all eligible applicants, when added to the cost of loan repayments scheduled under existing agreements, exceeds the total amount in the appropriations under s. 20.143 (1) (fc) and (jL), the department shall establish priorities among the eligible applicants based upon the following considerations:

1. The degree to which there is an extremely high need for medical care in the primary care health professional shortage area in which an eligible applicant desires to practice.

2. The likelihood that an eligible applicant will remain in the primary care health professional shortage area in which he or she desires to practice after the loan repayment period.

3. The per capita income of the primary care health professional shortage area in which an eligible applicant desires to practice.

4. The financial or other support for health care provider recruitment and retention provided by individuals, organizations or local governments in the primary care health professional shortage area in which an eligible applicant desires to practice.

5. The geographic distribution of the health care providers who have entered into loan repayment agreements under this section and the geographic location of the primary care health professional shortage area in which an eligible applicant desires to practice.

6. Other considerations that the department may specify by rule.

(c) An agreement under sub. (3) does not create a right of action against the state on the part of the health care provider or the lending institution for failure to make the payments specified in the agreement.

(6) LOCAL PARTICIPATION. The department shall encourage contributions to the program under this section by counties, cities, villages and towns. Funds received under this subsection shall be credited to the appropriation account under s. 20.143 (1) (jL).

(7) ADMINISTRATIVE CONTRACT. From the appropriation under s. 20.143 (1) (fd), the department shall contract with the board of regents of the university of Wisconsin system for administrative services from the office of rural health of the department of professional and community development of the university of Wisconsin hospital and clinics. Under the contract, the office of rural health shall do all of the following:

(a) Advise the department and council on the identification of communities with an extremely high need for health care.

(b) Assist the department to publicize the program under this section to health care providers and eligible communities.

(c) Assist health care providers who are interested in applying for the program under this section.

(d) Assist communities in obtaining the services of health care providers through the program under this section.

(e) Assist the department with the general operation of the program under this section.

SECTION 3433. 560.185 (1) of the statutes is amended to read:

560.185 (1) Advise the department as provided in s. 560.183 (7) and on other matters related to the physician loan assistance program under s. 560.183 and the health care provider loan assistance program under s. 560.184.

SECTION 3434. 560.185 (1m) of the statutes is created to read:

560.185 (1m) Advise the department on the amount, up to \$25,000, to be repaid on behalf of each health care provider who participates in the health

care provider loan assistance program under s. 560.184.

SECTION 3435. 560.19 (title) of the statutes is amended to read:

560.19 (title) Hazardous pollution prevention assessment grants.

SECTION 3436. 560.19 (2) (intro.) of the statutes is amended to read:

560.19 (2) PURPOSES. (intro.) From the appropriation under s. 20.143 (1) (em), the board shall award hazardous pollution prevention audit assessment grants to applicants located in this state for the following purposes:

SECTION 3437. 560.19 (3) (a) of the statutes is amended to read:

560.19 (3) (a) In consultation with the program, establish requirements for audit assessment summaries under sub. (5) (c) and implementation summaries under sub. (5) (d). The requirements for an implementation summary shall include a description of any recommendations contained in the audit assessment that were implemented and the reasons for not implementing any recommendations.

SECTION 3438. 560.19 (3) (c) 3 of the statutes is amended to read:

560.19 (3) (c) 3. The potential for others to use the information gained from an applicant's hazardous pollution prevention audit assessment.

SECTION 3439. 560.19 (3) (e) of the statutes is amended to read:

560.19 (3) (e) Review the audit assessment summaries and implementation summaries submitted by recipients of grants under this section and report the results of the review to the board, and to the ~~chief clerk of each house of the legislature for distribution~~ under s. 13.172 (2), no later than October 1 annually.

SECTION 3440. 560.19 (5) (a) of the statutes is amended to read:

560.19 (5) (a) A grant may not exceed ~~50%~~ 75% of the cost of a hazardous pollution prevention audit assessment or ~~\$2,500~~ \$7,500, whichever is less.

SECTION 3441. 560.19 (5) (b) of the statutes is amended to read:

560.19 (5) (b) No later than 30 days after selecting a person to conduct the audit assessment, the recipient of a grant shall report to the department the name of the person who will conduct the audit assessment and the approximate date on which the audit assessment will be completed ~~to the department~~.

SECTION 3442. 560.19 (5) (c) of the statutes is amended to read:

560.19 (5) (c) No later than 60 days after an audit assessment is completed or one year and 60 days after the awarding of the grant, whichever is earlier, the recipient shall provide the department with an audit assessment summary that meets the requirements established under sub. (3) (a). If the recipient fails to provide the audit assessment summary within that

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time, it shall repay the grant plus interest, as determined by the department. All funds received under this paragraph shall be deposited in the general fund.

SECTION 3443. 560.19 (5) (d) of the statutes is amended to read:

560.19 (5) (d) No later than one year after providing the ~~audit~~ assessment summary, the recipient of a grant shall provide to the department an implementation summary that meets the requirements established under sub. (3) (a).

SECTION 3444. 560.194 of the statutes is repealed.

SECTION 3445. 560.31 (title) of the statutes is amended to read:

560.31 (title) Heritage tourism pilot program.

SECTION 3446. 560.31 (1) (b) of the statutes is repealed.

SECTION 3447. 560.31 (2) (intro.) of the statutes is amended to read:

560.31 (2) (intro.) ~~The In consultation with the historical society, the department shall establish and administer, in consultation with the historical society, a heritage tourism program to~~ and coordinate state and local participation in the a heritage tourism pilot program ~~and~~ to assist political subdivisions in assessing the resources available for heritage tourism, analyzing current interest in heritage tourism and developing and implementing plans to increase heritage tourism. The department shall do all of the following:

SECTION 3448. 560.31 (2) (a) of the statutes is repealed.

SECTION 3449. 560.31 (2) (b) of the statutes is amended to read:

560.31 (2) (b) Employ, in the state classified service, staff for the ~~state's participation in the~~ heritage tourism pilot program.

SECTION 3450. 560.31 (2) (c) of the statutes is amended to read:

560.31 (2) (c) With the assistance of the committees created by the secretary under sub. (3), develop a plan establishing objectives for the ~~state's participation in the~~ heritage tourism pilot program.

SECTION 3451. 560.31 (2) (d) of the statutes is repealed.

SECTION 3452. 560.31 (2) (e) of the statutes is amended to read:

560.31 (2) (e) Provide information and technical assistance to political subdivisions that are not located within areas selected to be the subject of the state's ~~participation~~ participate in the heritage tourism pilot program.

SECTION 3453c. 560.31 (2) (f) of the statutes is repealed.

SECTION 3454. 560.31 (2m) of the statutes is created to read:

560.31 (2m) (a) With the advice of the committees created by the secretary under sub. (3), the department

may select, upon application, no more than 2 areas of the state in a fiscal biennium to participate in the heritage tourism pilot program. Each area selected may consist of any part or all of one or more political subdivisions.

(b) For selecting areas of the state under par. (a), the department shall establish criteria that include at least all of the following considerations:

1. Whether an area contains a political subdivision or a nonprofit organization that has an interest or experience in preserving and promoting the area's historic or prehistoric resources.

2. The compactness of an area.

3. Whether the applicant on behalf of an area has the ability to provide the match required under par. (c) 1.

4. The desirability of preserving an area's historic or prehistoric resources to promote tourism in the area.

(c) Subject to par. (d), from the appropriation under s. 20.143 (2) (bm), the department shall award a grant to the applicant on behalf of an area of the state selected under par. (a) if all of the following apply:

1. The applicant contributes cash, from a source other than the state, in an amount that equals the amount of the grant.

2. The applicant uses the grant proceeds and the matching cash contribution under subd. 1 only to promote heritage tourism within the area.

(d) The department may not award more than one grant per fiscal year to an applicant on behalf of an area under par. (c) and may not award grants to the applicant for more than 2 fiscal years. Grants awarded to an applicant under par. (c) may not exceed \$25,000 in the first fiscal year, or \$15,000 in the 2nd fiscal year, in which the applicant receives a grant.

SECTION 3455. 560.31 (3) of the statutes is amended to read:

560.31 (3) The secretary shall exercise his or her authority under s. 15.04 (1) (c) to create one or more committees to advise the department on issues related to the ~~state's participation in~~ operation of the heritage tourism pilot program. The secretary shall create a sufficient number of committees, as determined by the secretary, to address each major type of heritage tourism that is the focus of the ~~state's participation in the~~ heritage tourism pilot program. The secretary shall appoint at least 2 members of each committee created under this subsection from a list of names submitted by the director of the historical society.

~~SECTION 3455c. 560.31 (4) of the statutes is created to read:~~

~~560.31 (4) This section does not apply after June 30, 1998.~~

SECTION 3459. 560.60 (1e) of the statutes is repealed.

SECTION 3460. 560.60 (4) of the statutes is amended to read:

Vetoed
in Part

560.60 (4) "Eligible recipient" means a business, small business, consortium, or governing body of nonprofit business development organization.

SECTION 3461. 560.60 (4m) of the statutes is repealed.

SECTION 3462. 560.60 (12) of the statutes is repealed.

SECTION 3463. 560.60 (14) of the statutes is amended to read:

560.60 (14) "Project" means a business development that increases the productivity of a business or its employes in this state, leads to significant capital investment in a business in this state, leads to the retention of existing jobs in this state or creates new jobs in this state, ~~or a study under s. 560.64 (1).~~

SECTION 3464. 560.60 (16) of the statutes is renumbered 560.14 (1) (g).

SECTION 3465. 560.60 (18) of the statutes is renumbered 560.14 (1) (h).

SECTION 3466. 560.605 (1) (e) 3 of the statutes is repealed.

SECTION 3467. 560.605 (1) (f) of the statutes is amended to read:

560.605 (1) (f) The project meets all criteria set forth in s. 560.62, 560.625, 560.63, ~~560.64~~, 560.65 or 560.66, whichever is appropriate.

SECTION 3468. 560.605 (1) (g) of the statutes is amended to read:

560.605 (1) (g) Funds from the grant or loan under ss. 560.62, 560.625, 560.63, 560.65 and 560.66 will not be used to pay overhead costs, except as provided in s. 560.65 ~~(2)~~ (1m) (b), or to replace funds from any other source.

SECTION 3469. 560.605 (2) (d) of the statutes is amended to read:

560.605 (2) (d) The financial soundness of the business ~~or nonprofit business development organization.~~

SECTION 3470. 560.605 (3) of the statutes is repealed.

SECTION 3471. 560.61 (1) of the statutes is amended to read:

560.61 (1) Make a grant or loan to an eligible recipient for a project that meets the criteria for funding under s. 560.605 (1) and (2) and under s. 560.62, 560.625, 560.63, ~~560.64~~, 560.65 or 560.66, whichever is appropriate, from the appropriations under s. 20.143 (1) (c), (ie), (ig) and (s).

SECTION 3472. 560.61 (2) of the statutes is repealed.

SECTION 3473. 560.62 (1) of the statutes is renumbered 560.62 (1) (intro.) and amended to read:

560.62 (1) (intro.) The board may award a technology development grant or loan under s. 560.61 to a consortium ~~to~~ for any of the following purposes:

(a) To fund technical research intended to result in the development of a new, or the improvement of an existing, industrial product or process.

SECTION 3474. 560.62 (1) (b) of the statutes is created to read:

560.62 (1) (b) To provide working capital or fixed asset financing for the development of the infrastructure of the business or for the initial commercialization of the new industrial product or process.

SECTION 3475. 560.62 (2m) of the statutes is created to read:

560.62 (2m) The board may award a loan under s. 560.61 to a business that, as part of a consortium, received a technology development grant or loan under sub. (1) (a) if the research that was funded by the grant or loan under sub. (1) (a) resulted in the successful development of a new, or the improvement of an existing, industrial product or process. A business that receives a loan under this subsection may use the proceeds only to pay costs related to the production, marketing or sales of the new or improved product or process.

SECTION 3476. 560.62 (4) (c) of the statutes is repealed.

SECTION 3477. 560.63 (1) of the statutes is amended to read:

560.63 (1) The board may award a grant or loan under s. 560.61 to a business to fund a labor training program ~~which that~~ provides state residents with job training in new technology ~~and~~, industrial skills or manufacturing processes or other employment-related skills or techniques in which advances have been made as determined by the board, in order to meet the staffing needs of a business, if the training is not available through existing federal, state or local resources except as provided in sub. (4).

SECTION 3478. 560.64 of the statutes is repealed.

SECTION 3478m. 560.65 (title) of the statutes is amended to read:

560.65 (title) Recycling grants and loans.

SECTION 3479. 560.65 (1) of the statutes is renumbered 560.65 (1) (intro.) and amended to read:

560.65 (1) (intro.) In this section, ~~"postconsumer"~~ (b) "Postconsumer waste" has the meaning given in s. 159.01 (7).

SECTION 3480. 560.65 (1) (a) of the statutes is created to read:

560.65 (1) (a) "Diaper service" has the meaning given in s. 234.67 (1) (am).

SECTION 3481. 560.65 (1m) (a) (intro.) of the statutes is amended to read:

560.65 (1m) (a) (intro.) Subject to ~~par. (b) sub. (4)~~, the board may award a loan not exceeding \$750,000 under s. 560.61 to a new or expanding business ~~to fund~~ for any of the following:

SECTION 3482. 560.65 (1m) (a) 2 of the statutes is amended to read:

560.65 (1m) (a) 2. The establishment or expansion of a diaper service, ~~as defined in s. 234.67 (1) (am).~~

SECTION 3483. 560.65 (1m) (b) of the statutes is renumbered 560.65 (4) and amended to read:

560.65 (4) Before making a grant or loan under ~~par. (a) this section for the production or for investigating the feasibility of the production of a product made from one or more materials recovered from postconsumer waste or of equipment necessary to make the product~~, the board shall consider whether the production ~~funded~~ is consistent with the priorities established under s. 159.03 (1) (b) for the development of markets for materials recovered from solid waste that are in effect on January 1 of the year in which the business submits a complete application for a loan under this section to the department.

SECTION 3484. 560.65 (2) of the statutes is renumbered 560.65 (1m) (b) and amended to read:

560.65 (1m) (b) A business may use the proceeds of a loan under this ~~section~~ subsection for capital expenses or working capital expenses.

SECTION 3485. 560.65 (2) of the statutes is created to read:

560.65 (2) (a) Subject to sub. (4), the board may award a grant or loan not exceeding \$100,000 under s. 560.61 to a new or expanding business for any of the activities under sub. (1m) (a) 1 and 2.

(b) A business may use the proceeds of a grant or loan under this subsection for any of the following:

1. Product development.
2. Product testing.
3. Process development.
4. Process assessment.
5. Specialized research.
6. Technical assistance.

SECTION 3486. 560.65 (3) of the statutes is created to read:

560.65 (3) (a) Subject to sub. (4), the board may award a grant or loan not exceeding \$25,000 under s. 560.61 to a new or expanding business for investigating the feasibility of any of the activities under sub. (1m) (a) 1 and 2.

(b) A business may use the proceeds of a grant or loan under this subsection for any of the following:

1. Performing a business feasibility study.
2. Preparing a detailed marketing plan.
3. Preparing a detailed business plan.

SECTION 3487. 560.66 (1) (intro.) of the statutes is amended to read:

560.66 (1) (intro.) The board may award grants and loans under s. 560.61 to eligible recipients for any project ~~which that~~ is not eligible for a grant or loan under ss. 560.62, 560.625; or 560.63 and 560.64, if the board determines that the project is a major economic development project and considers all of the following:

SECTION 3488. 560.665 of the statutes is repealed.

SECTION 3489. 560.71 (3) (a) of the statutes is amended to read:

560.71 (3) (a) Determine the number of development zones designated under sub. (1) but may not designate more than ~~12~~ 14 development zones.

SECTION 3490. 560.745 (2) (a) of the statutes is amended to read:

560.745 (2) (a) When the department designates a development zone under s. 560.71, it shall establish a limit for tax benefits for the development zone determined by allocating to the development zone, under rules promulgated by the department, a portion of ~~\$18,155,000~~ \$21,155,000.

SECTION 3492. 560.75 (11) of the statutes is amended to read:

560.75 (11) For the purposes of s. ~~49.50 (7g) (h) and~~ ~~(*) 49.193 (5)~~, notify the department of health and social services when a development zone has been established and of which local governing body helps administer the development zone.

SECTION 3493. 560.82 (2) (intro.) of the statutes is amended to read:

560.82 (2) (intro.) The department may not award a grant under sub. (1) or s. 560.835 (6) unless the eligible recipient submits an application, in a form required by the department, that contains or describes all of the following:

SECTION 3494. 560.82 (3) (intro.) of the statutes is amended to read:

560.82 (3) (intro.) An eligible recipient who receives a grant under sub. (1) or s. 560.835 (6) may only use the proceeds of the grant for the following purposes:

SECTION 3495. 560.82 (4) (a) of the statutes is amended to read:

560.82 (4) (a) Award ~~a total of more than \$50,000 in a fiscal biennium from the appropriation under s. 20.143 (1) (fm)~~, for grants under sub. (1), more than 5% of the funds appropriated for the fiscal biennium under s. 20.143 (1) (fm).

SECTION 3496. 560.82 (4) (b) of the statutes is amended to read:

560.82 (4) (b) Award, to any one eligible recipient or for any one early planning project, grants under sub. (1) or s. 560.835 (6) that total more than \$5,000 ~~in a fiscal biennium~~.

SECTION 3497. 560.82 (5) of the statutes is amended to read:

560.82 (5) The department may only award grants under sub. (1) or s. 560.835 (6) to individuals who are minority group members and residents of this state.

SECTION 3498. 560.835 (1) (intro.) of the statutes is amended to read:

560.835 (1) (intro.) Subject to s. 560.84 and except as provided in sub. (6), the board may award a grant or loan under this section to an eligible recipient to fund any of the following recycling development projects:

SECTION 3499. 560.835 (2) of the statutes is amended to read:

560.835 (2) Section 560.83 (2), (3) and (5), as it applies to a development project under that section applies to a recycling development project under ~~this section sub. (1)~~.

SECTION 3500. 560.835 (3) of the statutes is amended to read:

560.835 (3) The board or a local development corporation may not award grants or loans under ~~this section sub. (1)~~ that total more than \$250,000 in a fiscal biennium to any one eligible recipient or for any one recycling development project.

SECTION 3501. 560.835 (4) of the statutes is amended to read:

560.835 (4) Before making a grant or loan under ~~this section sub. (1)~~, the board shall consider whether the recycling development project is consistent with the priorities established under s. 159.03 (1) (b) that are in effect on January 1 of the year in which the eligible recipient submits a complete application for a grant or loan under ~~this section sub. (1)~~.

SECTION 3502. 560.835 (5) of the statutes is amended to read:

560.835 (5) An eligible recipient may use the proceeds of a loan under ~~this section sub. (1)~~ for capital expenses or working capital expenses.

SECTION 3503. 560.835 (6) of the statutes is amended to read:

560.835 (6) Subject to ~~s. ss. 560.82 (2), (3), (4) (b) and (5) and 560.84~~, the department may award a grant from the appropriation under s. 20.143 (1) (u) to an eligible recipient for an early planning project for an activity described in sub. (1) (a) to (d). The total amount of grants for early planning projects awarded under this subsection may not exceed \$50,000 during a fiscal biennium.

SECTION 3504. 560.84 (1) (b) 1 of the statutes is amended to read:

560.84 (1) (b) 1. If an early planning project under s. 560.82 or 560.835 (6), that the project will increase employment in this state.

SECTION 3505. 560.84 (1) (e) (intro.) of the statutes is amended to read:

560.84 (1) (e) (intro.) That the eligible recipient receiving the grant or loan will contribute, ~~from funds not provided by this a source or sources other than the state, whichever of the following applies:~~

SECTION 3506. 560.84 (1) (e) 1 of the statutes is amended to read:

560.84 (1) (e) 1. For grants funding early planning projects under s. 560.82 or 560.835 (6), not less than ~~50%~~ 25% of the amount cost of the grant project. Up to 50% of the contribution under this subdivision may be in the form of the in-kind services of a qualified 3rd party or qualified 3rd parties. The department shall determine what services may be used as in-kind contributions and whether a 3rd party is qualified, for purposes of this subdivision.

SECTION 3507. 560.84 (1) (e) 2 of the statutes is amended to read:

560.84 (1) (e) 2. For grants and loans funding development projects or recycling development projects, a cash contribution of not less than 25% of the cost of the project.

SECTION 3508. 560.84 (2) (a) 1 of the statutes is amended to read:

560.84 (2) (a) 1. If an early planning project under s. 560.82 or 560.835 (6), the extent to which the project will increase employment in this state.

SECTION 3509. 560.85 (3) (a) of the statutes is amended to read:

560.85 (3) (a) Develop procedures to evaluate applications and monitor project performance for grants awarded for early planning projects under s. ~~560.82 or 560.835 (6)~~.

SECTION 3509p. 565.02 (7) of the statutes is amended to read:

565.02 (7) Not later than March 1 of each year, the commission shall submit to the joint committee on finance a report that includes an estimate for that fiscal year and for the subsequent fiscal year of the gross revenues from the sale of lottery tickets and lottery shares, the total amount paid as prizes and the prize payout ratio for each type of lottery game offered, and an evaluation of the effect of prize payout ratios of lottery games on lottery sales, lottery operating costs and on maximizing the revenue available for the lottery property tax credit. If, within 14 working days after the date on which the committee receives the report, the cochairpersons of the committee notify the commission that the committee has scheduled a meeting for the purpose of reviewing the commission's proposed prize payouts, the commission may proceed with its plans for the prize payouts for the subsequent fiscal year only upon approval of the plans by the committee. If the cochairpersons of the committee do not notify the commission within 14 working days after the date on which the committee receives the report that the committee has scheduled a meeting for the purpose of reviewing the commission's proposed prize payouts, the commission's plans for the prize payouts for the subsequent fiscal year are considered approved by the committee.

SECTION 3536. 565.30 (4) of the statutes is amended to read:

565.30 (4) WITHHOLDING OF INCOME TAXES. The administrator shall withhold from lottery winnings any federal income taxes required to be withheld under 26 USC 3402 (q) (3) (B) and any state taxes required to be withheld under s. 71.67 (4) (a).

SECTION 3538. 565.49 (title) of the statutes is renumbered 569.04 (title).

SECTION 3539. 565.49 (1) (intro.) of the statutes is repealed.

SECTION 3540. 565.49 (1) (a) to (c) of the statutes are renumbered 569.01 (1) to (3).

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SECTION 3541. 565.49 (2) of the statutes is renumbered 569.04 (1).

SECTION 3542. 565.49 (3) of the statutes is renumbered 569.04 (2) and amended to read:

569.04 (2) The commission shall require the persons who are subject to the background investigations under sub. (2) (1) to be photographed and fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints. The Notwithstanding ss. 111.321, 111.322 and 111.335, the department of justice may submit the fingerprint cards to the federal bureau of investigation for the purpose of verifying the identity of the persons fingerprinted and obtaining records of their criminal arrests and convictions.

SECTION 3543. 565.49 (4) of the statutes is renumbered 569.04 (3).

SECTION 3544. 569.01 of the statutes is created to read:

569.01 Definitions. In this chapter:

(1m) "Indian gaming receipts" means any of the following:

(a) Moneys received by the state from Indian tribes as reimbursement for state costs of regulation of Indian gaming under Indian gaming compacts, except moneys received as direct reimbursements to the department of justice.

(b) Moneys received by the state from Indian gaming vendors and from persons proposing to be Indian gaming vendors as reimbursement for state costs of certification and background investigations under s. 569.04, except moneys received as direct reimbursements to the department of justice.

SECTION 3545. 569.02 (title) of the statutes is amended to read:

569.02 (title) Indian gaming; general duties of commission.

SECTION 3546. 569.02 (4) of the statutes is amended to read:

569.02 (4) Assist the governor in determining the types of gaming that may be conducted on Indian lands and in entering into Indian gaming compacts under s. 14.035.

SECTION 3547. 569.06 of the statutes is created to read:

569.06 Indian gaming receipts. Indian gaming receipts shall be credited to the appropriation under s. 20.197 (1) (h).

SECTION 3547c. 600.01 (1) (b) 8 of the statutes is amended to read:

600.01 (1) (b) 8. Guarantees of the Wisconsin housing and economic development authority under ss. 234.67, 234.68, 234.765, 234.82, 234.83, 234.87, 234.90, 234.905 and 234.907.

SECTION 3547m. 600.01 (1) (b) 8 of the statutes, as affected by 1993 Wisconsin Act (this act), is repealed and recreated to read:

600.01 (1) (b) 8. Guarantees of the Wisconsin housing and economic development authority under ss. 234.67, 234.68, 234.69, 234.765, 234.82, 234.83, 234.87, 234.90, 234.905 and 234.907.

SECTION 3549. 601.41 (1) of the statutes is amended to read:

601.41 (1) DUTIES. The commissioner shall administer and enforce chs. 153 and 600 to 655 and ss. 59.07 (2) (c), 66.184 and 120.13 (2) (b) to (g) and shall act as promptly as possible under the circumstances on all matters placed before the commissioner.

SECTION 3550. 601.46 (6) of the statutes is created to read:

601.46 (6) AUDITS. The commissioner shall reimburse the legislative audit bureau for the cost of audits required to be performed under s. 13.94 (1) (de).

SECTION 3551. 601.56 of the statutes is created to read:

601.56 Study and rules on standards for health insurers. (1) STUDY. (a) The commissioner shall study whether, in their transactions with health care providers, compliance by health insurers with certain standards, such as standard codes, forms and formats, is likely to reduce the cost of health care administration. The study shall investigate compliance with standards in at least all of the following types of transactions between insurers and health care providers:

1. Confirmation of eligibility.
2. Pretreatment authorization.
3. Referral to specialty providers.
4. Coordination of benefits.

(b) On or before February 1, 1994, the commissioner shall submit the results of the study to the legislature under s. 13.172 (2) and to the governor.

(2) RULES. If, as a result of the study under sub. (1), the commissioner determines that in transactions with health care providers compliance by health insurers with certain standards will likely reduce the cost of health care administration, the commissioner shall promulgate rules to establish and implement appropriate standards.

SECTION 3552. 601.57 of the statutes is created to read:

601.57 Study and rules on health insurance identification cards. (1) STUDY. (a) The commissioner, in consultation with the department of health and social services, shall study the feasibility and cost-effectiveness of requiring every health insurer to issue to its insureds uniform machine-readable health insurance identification cards and to establish a computerized support system for the cards that will accept and respond to electronically conveyed requests from health care providers for information related to an insured, such as eligibility, coverages and authorizations. The study shall consider the feasibility and cost-effectiveness of including the medical assistance program under ss. 49.45 to 49.47 in the system of identification cards and the computerized support system and

the feasibility of using those systems to coordinate the payment of benefits by health insurers and the medical assistance program.

(b) On or before February 1, 1994, the commissioner shall submit the results of the study to the legislature under s. 13.172 (2) and to the governor.

(2) RULES. If, as a result of the study under sub. (1), the commissioner determines that a health insurance identification card system and its computerized support system are feasible and would be cost-effective, the commissioner shall promulgate rules to establish and implement the systems.

SECTION 3553c. 605.35 of the statutes is amended to read:

605.35 Loan to general fund. On or before June 30, 1992, the property fund shall make a loan of \$10,000,000 to the general fund. Interest shall accrue on the principal balance at the average rate earned by the state on its deposits in public depositories during the period of the loan. The general fund shall repay the loan in 5 annual ~~installments~~ instalments of \$2,000,000 principal plus accrued interest, beginning on or before June 30, 1994 1995.

SECTION 3559. 701.02 (title) of the statutes is amended to read:

701.02 (title) Purposes for which trusts may be created; prohibited provision.

SECTION 3560. 701.02 of the statutes is renumbered 701.02 (1).

SECTION 3561. 701.02 (2) of the statutes is created to read:

701.02 (2) All of the following are void unless they are operating before October 1, 1993:

(a) A provision in a trust that restricts the use of principal or income for the settlor or the settlor's spouse or restricts the payment of principal or income to a settlor or a settlor's spouse if the settlor or the settlor's spouse applies for or is determined to be eligible for medical assistance under ss. 49.45 to 49.47.

(b) In a trust that is established with the proceeds of a payment made because of the personal injury of a beneficiary, a provision that restricts the use of the principal or income for that beneficiary or restricts the payment of principal or income to that beneficiary if the beneficiary applies for or is determined to be eligible for medical assistance under ss. 49.45 to 49.47.

~~SECTION 3561m. 704.90 (3) (a) of the statutes is amended to read:~~

~~704.90 (3) (a) An operator has a lien on all personal property stored in a leased space for rent and other charges related to the personal property, including expenses necessary to the preservation, removal, storage, preparation for sale and sale of the personal property. The lien attaches as of the first day the personal property is stored in the leased space and is superior to any other lien on or security interest in the personal property except for a statutory lien or a security interest that is perfected by filing prior to the first day the personal property is stored in the leased~~

~~space or a security interest in a vehicle perfected under ch. 342 or a security interest in a boat perfected under ch. 30.~~

Vetoed in Part

SECTION 3564. 752.03 (2) of the statutes is repealed.

SECTION 3565. 752.03 (3) of the statutes is amended to read:

752.03 (3) ~~Beginning Before August 1, 1992~~ 1994, there shall be 15 court of appeals judges. Three judges shall be elected from the district specified in s. 752.17 and 4 judges shall be elected from each of the 3 districts specified in ss. 752.13, 752.15 and 752.19.

SECTION 3566. 752.03 (4) of the statutes is created to read:

752.03 (4) Beginning on August 1, 1994, there shall be 16 court of appeals judges. Three judges shall be elected from the district specified in s. 752.17, 4 judges shall be elected from each of the 2 districts specified in ss. 752.13 and 752.15 and 5 judges shall be elected from the district specified in s. 752.19.

SECTION 3567. 753.075 (3) (a) of the statutes is amended to read:

753.075 (3) (a) Temporary reserve judges shall receive a per diem of \$205 ~~and while. Commencing August 1, 1993, temporary reserve judges shall receive a per diem of \$225. Commencing August 2, 1994, and every August 2 thereafter, the per diem for temporary reserve judges shall be increased by the same percentage increase as the total percentage increase in circuit court judges' salaries authorized during the preceding 12-month period ending on August 1.~~ While serving outside the county in which they reside ~~temporary reserve judges~~ shall also receive actual and necessary expenses incurred in the discharge of judicial duties. This per diem compensation is not subject to s. 40.26 but the combined amount of this compensation and any other judicial compensation together with retirement annuities under the Wisconsin retirement system, the Milwaukee county retirement fund and other state, county, municipal, or other Wisconsin governmental retirement funds received by him or her during any one calendar year shall not exceed the yearly compensation of a circuit judge. The per diem compensation and actual and necessary expenses shall be paid from the appropriation under s. 20.625 (1) (a) when the judge is assigned to a circuit court and from the appropriation under s. 20.660 (1) (a) when the judge is assigned to the court of appeals.

SECTION 3568. 756.25 (1) of the statutes is amended to read:

756.25 (1) Every grand and petit juror summoned shall receive an amount, not less than \$16, as fixed by the county board, for each day's actual attendance upon any circuit court, and an amount, ~~not less than 10 cents per mile, determined by the county board equal to the mileage rate set under s. 20.916 (8)~~ for each mile actually traveled each day in going and returning by the most usual route. A juror shall not be paid for a day when the court is not in session unless

Vetoed in Part

payment is specially ordered by the court. An employer shall grant an employe a leave of absence without loss of time in service for the period of jury service. For the purpose of determining seniority or pay advancement, the status of the employe shall be considered uninterrupted by the service. No employer may use absence due to jury service as a basis for the discharge of an employe or for any disciplinary action against the employe. An employer who discharges or disciplines an employe in violation of this subsection may be fined not more than \$200 and may be required to make full restitution to the aggrieved employe, including reinstatement and back pay. Except as provided in this subsection, restitution shall be in accordance with s. 973.20.

SECTION 3569b. 757.27 of the statutes is repealed.

SECTION 3570g. 757.48 (1) (b) of the statutes is amended to read:

757.48 (1) (b) The guardian ad litem shall be allowed reasonable compensation for his or her services such as is customarily charged by attorneys in this state for comparable services. If the court orders a county to pay the compensation of the guardian ad litem, the amount ordered may not exceed the compensation paid to private attorneys under s. 977.08 (4m). If the attorney of record is also the guardian ad litem, the attorney shall be entitled only to attorney fees and shall receive no compensation for services as guardian ad litem.

SECTION 3571. 758.19 (5) of the statutes is created to read:

758.19 (5) (a) The director of state courts shall provide a grant to each county to be used by the county to offset the following costs:

1. Juror fees under s. 59.77 (8).
2. Fees for expert witnesses called by the guardian ad litem under s. 767.045 (6) if either or both parties are unable to pay those fees.
3. Witness fees set under s. 814.67 (1) (b) 1 and (c) for witnesses called by the court on its own motion.
4. Fees for expert witnesses called by the court on its own motion under s. 907.06.
5. Fees for witnesses subpoenaed by the court at the request of the coroner or medical examiner under s. 979.06 (1) and (2).
6. Salary and fringe benefits for judicial assistants for circuit court judges.

(b) The director of state courts shall make grants totaling \$9,931,700 on January 1, 1994, totaling \$3,830,700 on January 1, 1995, and totaling \$3,830,700 on every July 1 and January 1 thereafter from the appropriation under s. 20.625 (1) (d). The amount granted to each county shall be determined by dividing the number of circuit court branches in the county by the total number of circuit court branches in the state and multiplying that result by the total grant amount available from the state. For those counties that share the services of one or more circuit

court branches, the director of state courts shall annually determine the proportional share of that circuit court branch for each county based on the circuit court branch case load in each county.

(c) No later than July 1, 1994, and no later than July 1 of each year thereafter, each county shall submit to the director of state courts, in a format that is established by the director of state courts, information regarding the amount of actual costs that the county incurred in the previous calendar year for each of the following:

1. Juror fees as described in par. (a) 1.
2. Witness and expert witness fees as described in par. (a) 2 to 5.
3. Salary and fringe benefits for judicial assistants for circuit court judges.
4. Guardian ad litem fees as described in sub. (6).

(d) A county that fails to meet the requirements under par. (c) is not eligible for a grant under par. (a) for one year after the July 1 that the information was not provided, or until the information is provided, whichever is earlier.

(e) The director of state courts shall establish a description of the qualifications and duties of an individual who is a judicial assistant for purposes of this subsection.

SECTION 3572. 758.19 (6) of the statutes is created to read:

758.19 (6) The director of state courts shall reimburse each county for the costs of guardian ad litem compensation incurred after December 31, 1993, under ss. 48.235 (8), 48.996, 55.06 (6) and (9) (b), 767.045 (6), 880.33 (2) (a) 2, 880.331 (8) and 891.39 (1) (b) from the appropriation under s. 20.625 (1) (e). The costs reimbursable under this subsection shall be paid pursuant to a voucher submitted by the clerk of circuit court to the director of state courts. If the moneys available under s. 20.625 (1) (e) are insufficient to reimburse all eligible claims submitted by counties for payment under this subsection, the moneys shall be prorated.

SECTION 3578m. 767.045 (6) of the statutes is amended to read:

767.045 (6) (title) COMPENSATION. The guardian ad litem shall be compensated at a rate that the court determines is reasonable. The court shall order either or both parties to pay all or any part of the fee compensation of the guardian ad litem. In addition, upon motion by the guardian ad litem, the court shall order either or both parties to pay the fee for an expert witness used by the guardian ad litem, if the guardian ad litem shows that the use of the expert is necessary to assist the guardian ad litem in performing his or her functions or duties under this chapter. If either or both parties are unable to pay, the court may direct that the county of venue pay the compensation and fees, in whole or in part, and may direct that any or all parties reimburse the county, in whole or in part, for

the payment. If the court orders a county to pay the compensation of the guardian ad litem, the amount ordered may not exceed the compensation paid to private attorneys under s. 977.08 (4m). The court may order a separate judgment for the amount of the reimbursement in favor of the county and against the party or parties responsible for the reimbursement. The court may enforce its orders under this subsection by means of its contempt power.

SECTION 3580. 767.078 (1) (d) 1 of the statutes is renumbered 767.078 (1) (d) 1. (intro.) and amended to read:

767.078 (1) (d) 1. (intro.) Except as provided in par. (c), in a case involving a dependent child whose family lives in a pilot county under s. 49.25 and is first found eligible for aid under s. 49.19 after June 30, 1992 custodial parent is subject, under s. 49.25 (1), to the program under s. 49.25, if the child's parent who is absent from the home lives in a pilot county under s. 49.25 and is unemployed, the court shall may order the parent who is absent from the home to report to the agency providing services under s. 49.50 (7) 49.193 in that pilot county and to participate in work experience and job employment training and education activities under s. 49.51 (3) or (4) for an average of 40 hours per week. 49.25 (7), if all of the following conditions are satisfied:

SECTION 3581. 767.078 (1) (d) 1. a. to d. of the statutes are created to read:

767.078 (1) (d) 1. a. The parent who is absent from the home lives in a pilot county.

b. The parent who is absent from the home is able to work full time.

c. The parent who is absent from the home works, on average, less than 32 hours per week and is not participating in an employment training program that meets criteria established by the department.

d. The actual weekly gross income of the parent who is absent from the home averages less than 40 times the federal minimum hourly wage under 29 USC 206 (a) (1) or the parent is earning less than the parent has the ability to earn, as determined by the court.

SECTION 3582. 767.078 (1) (d) 2 of the statutes is amended to read:

767.078 (1) (d) 2. The agency to which a parent is required to report under subd. 1 shall report to the court on the employment and training services plan that is developed for the parent under s. 49.25 (7) (b) and on the parent's progress in following the plan. The agency may recommend to the court modifications in the order under subd. 1 based on the parent's employment or progress in following the plan or on the agency's evaluation of the parent's needs.

SECTION 3590g. 767.10 of the statutes is renumbered 767.10 (1) and amended to read:

767.10 (1) The parties in an action for an annulment, divorce or legal separation may, subject to the approval of the court, stipulate for a division of estate property, for maintenance payments, for the support

of children, for periodic family support payments under s. 767.261 or for legal custody and physical placement, in case a divorce or legal separation is granted or a marriage annulled.

(2) (a) A court may not approve a stipulation for child support or family support unless the stipulation provides for payment of child support, determined in a manner consistent with s. 767.25 or 767.51.

SECTION 3590i. 767.10 (2) (b) of the statutes is created to read:

767.10 (2) (b) A court may not approve a stipulation for a division of property that assigns substantially all of the property to one of the parties in the action if the other party in the action is in the process of applying for medical assistance under ss. 49.45 to 49.47 or if the court determines that it can be reasonably anticipated that the other party in the action will apply for medical assistance under ss. 49.45 to 49.47 within 30 months of the stipulation.

SECTION 3599. 767.265 (1) of the statutes is amended to read:

767.265 (1) Each order for child support under s. 767.23, 767.25 or 767.51 (3) this chapter, for maintenance payments under s. 767.23 or 767.26, for family support under s. 767.261 this chapter, for costs ordered under s. 767.51 (3), for support by a spouse under s. 767.02 (1) (f) or for maintenance payments under s. 767.02 (1) (g), each order for a revision in a judgment or order with respect to child support, maintenance or family support payments under s. 767.32, each court-approved stipulation for child support under s. 767.10 this chapter and each order for child or spousal support entered under s. 948.22 (7) constitutes an assignment of all commissions, earnings, salaries, wages, pension benefits, benefits under ch. 102 or 108, lottery prizes that are payable in instalments and other money due or to be due in the future to the clerk of the court where the action is filed. The assignment shall be for an amount sufficient to ensure payment under the order or stipulation and to pay any arrearages due at a periodic rate not to exceed 50% of the amount of support due under the order or stipulation so long as the addition of the amount toward arrearages does not leave the party at an income below the poverty line established under 42 USC 9902 (2).

SECTION 3617. 767.295 (title) of the statutes is amended to read:

767.295 (title) Work experience and job training orders and child support orders in certain cases.

SECTION 3618. 767.295 (2) (a) (intro.) of the statutes is amended to read:

767.295 (2) (a) (intro.) In an action for modification of a child support order under s. 767.32 or, an action in which an order for child support is required under s. 767.25 (1) or 767.51 (3) or a contempt of court proceeding to enforce a child support or family support order in a county which that contracts under s. 46.253 (2), the court shall may order a parent who lives in that county and who is not a custodial parent to regis-

ter for a ~~community~~ work experience and job training program under s. 46.253, if all of the following conditions are met:

SECTION 3619. 767.295 (2) (a) 3 of the statutes is amended to read:

767.295 (2) (a) 3. The parent's actual weekly gross income averages less than 40 times the federal minimum hourly wage under 29 USC 206 (a) (1) or the parent is earning less than the parent has the ability to earn, as determined by the court.

SECTION 3620. 767.295 (2) (c) of the statutes is amended to read:

767.295 (2) (c) ~~Except as provided under par. (d), if~~ If the court determines that the conditions enters an order under par. (a) exist, it shall order the parent to pay child support equal to the amount determined by applying the percentage standard established under s. 46.25 (9) (a) to the income a person would earn by working 40 hours per week for the federal minimum hourly wage under 29 USC 206 (a) (1) or equal to the amount of child support that the parent was ordered to pay in the most recent determination of support under this chapter. The child support obligation ~~calculated~~ ordered under this paragraph continues until the parent makes timely payment in full for 3 consecutive months or until the person participates in the program under s. 46.253 for 16 weeks, whichever comes first. The court shall provide in its order that the parent must make child support payments calculated under s. 767.25 (1j) or (1m) or 767.51 (4m) or (5) after the obligation to make payments ~~calculated~~ ordered under this paragraph ceases.

SECTION 3621. 767.295 (2) (d) of the statutes is repealed.

SECTION 3626. 767.32 (1) of the statutes is renumbered 767.32 (1) (a) and amended to read:

767.32 (1) (a) After a judgment or order providing for child support under ~~s. 767.25 or 767.51~~ this chapter, maintenance payments under s. 767.26 or family support payments under ~~s. 767.26~~ this chapter, or for the appointment of trustees under s. 767.31, the court may, from time to time, on the petition, motion or order to show cause of either of the parties, or upon the petition, motion or order to show cause of the department of health and social services, a county department under s. 46.215, 46.22 or 46.23 or a child support program designee under s. 59.07 (97) if an assignment has been made under s. 49.19 (4) (h) or 49.45 (19) or if either party or their minor children ~~receives~~ receive aid under ch. 49, and upon notice to the family court commissioner, revise and alter such judgment or order respecting the amount of such maintenance or child support and the payment thereof, and also respecting the appropriation and payment of the principal and income of the property so held in trust, and may make any judgment or order respecting any of the matters ~~which that~~ such court might have made in the original action, except that a

judgment ~~which or order~~ that waives maintenance payments for either party shall not thereafter be revised or altered in that respect nor shall the provisions of a judgment or order with respect to final division of property be subject to revision or modification. ~~Any change in child support because of alleged change in circumstances shall take into consideration each parent's earning capacity and total economic circumstances. A consideration of a parent's earning capacity under this subsection shall be based on each parent's education, training and work experience and the availability of work in or near the parent's community. A revision, under this section, of a judgment or order with respect to an amount of child or family support may be made only upon a finding of a substantial change in circumstances.~~ In any action under this section, ~~receipt of aid to families with dependent children under s. 49.19 or to revise a judgment or order with respect to maintenance payments,~~ a substantial change in the cost of living by either party or as measured by the federal bureau of labor statistics may be sufficient to justify a revision of judgment or order with respect to the amount of maintenance, except that a change in an obligor's cost of living is not in itself sufficient if payments are expressed as a percentage of income.

SECTION 3627. 767.32 (1) (b) (intro.) of the statutes is created to read:

767.32 (1) (b) (intro.) In any action under this section to revise a judgment or order with respect to an amount of child support, any of the following shall constitute a rebuttable presumption of a substantial change in circumstances sufficient to justify a revision of the judgment or order:

SECTION 3628. 767.32 (1) (b) 1 of the statutes is created to read:

767.32 (1) (b) 1. Commencement of receipt of aid to families with dependent children under s. 49.19 by either parent since the entry of the last child support order, including a revision of a child support order under this section.

SECTION 3629. 767.32 (1) (b) 2 of the statutes is created to read:

767.32 (1) (b) 2. Unless the amount of child support is expressed in the judgment or order as a percentage of parental income, the expiration of 33 months after the date of the entry of the last child support order, including a revision of a child support order under this section.

SECTION 3630. 767.32 (1) (b) 3 of the statutes is created to read:

767.32 (1) (b) 3. Failure of the payer to furnish a timely disclosure under s. 767.27 (2m).

SECTION 3631. 767.32 (1) (b) 4 of the statutes is created to read:

767.32 (1) (b) 4. A difference between the amount of child support ordered by the court to be paid by the payer and the amount that the payer would have been

required to pay based on the percentage standard established by the department of health and social services under s. 46.25 (9) (a) if the court did not use the percentage standard in determining the child support payments and did not provide the information required under s. 46.10 (14) (d), 767.25 (1n) (b) or 767.51 (5d) (b), whichever is appropriate.

SECTION 3632. 767.32 (1) (c) (intro.) of the statutes is created to read:

767.32 (1) (c) (intro.) In any action under this section to revise a judgment or order with respect to an amount of child support, any of the following may constitute a substantial change of circumstances sufficient to justify revision of the judgment or order:

SECTION 3633. 767.32 (1) (c) 1 of the statutes is created to read:

767.32 (1) (c) 1. Unless the amount of child support is expressed in the judgment or order as a percentage of parental income, a change in the payer's income, evidenced by information received by the department of health and social services, or the county child and spousal support agency, under s. 46.25 (2m) or by other information, from the payer's income determined by the court in its most recent judgment or order for child support, including a revision of a child support order under this section.

SECTION 3634. 767.32 (1) (c) 2 of the statutes is created to read:

767.32 (1) (c) 2. A change in the needs of the child.

SECTION 3635. 767.32 (1) (c) 3 of the statutes is created to read:

767.32 (1) (c) 3. A change in the payer's earning capacity.

SECTION 3648. 767.455 (5) of the statutes, as affected by Supreme Court Order effective January 1, 1993, is repealed and recreated to read:

767.455 (5) FORM. The summons shall be in substantially the following form:

| | |
|------------------------------|--|
| <u>STATE OF WISCONSIN,</u> | <u>CIRCUIT COURT: COUNTY</u> |
| In re the Paternity of A. B. | |
| <u>STATE OF WISCONSIN</u> | |
| and | |
| C. D. | |
| Address | |
| City, State Zip Code | File No. |
| , Petitioners | |
| vs. | |
| E. F. | S U M M O N S |
| Address | |
| City, State Zip Code | (Case Classification Type): (Code No.) |
| , Respondent | |

THE STATE OF WISCONSIN, To the Respondent:

You have been sued. claims that you are the father of the child, born on (date), in (city) (county) (state). You must appear to answer this claim of paternity. Your court appearance is:

Date:

Time:

Room:

Judge:

Address:

If you do not appear, the court will enter a default judgment finding you to be the father. A default judgment will take effect 30 days after it is served on or mailed to you, unless within those 30 days you present to the court or a family court commissioner evidence of good cause for failure to appear. If you plan to be represented by an attorney, you should contact the attorney prior to the court appearance listed above. If you are unable to afford an attorney, the court will appoint one for you subject to certain limitations. Appearance is not required if you complete the attached waiver of first appearance statement and send it to the court at least 10 days prior to the date of your scheduled appearance in this summons.

Dated:, 19 ..

Signed:..... ..

G. H., Clerk of Circuit Court

or

Petitioner's Attorney

State Bar No.:

Address:

City, State Zip Code:

Phone No.:

SECTION 3650m. 767.455 (5g) (form) 2 of the statutes is amended to read:

767.455 (5g) (form) 2. You have the right to be represented by an attorney. If you are unable to afford an attorney, the court will appoint one for you subject to certain limitations. One limitation is that representation by the appointed attorney will end if during the proceedings all of the blood tests show that you are excluded as the father or that the statistical probability of your being the father is 99.0% or higher. In order to determine whether you are entitled to have an attorney appointed for you, you may call the following telephone number

SECTION 3655m. 767.458 (1) (b) of the statutes is amended to read:

767.458 (1) (b) If the respondent is unable to afford counsel due to indigency, and the petitioner is represented by a government attorney under s. 767.45 (1) (g) or (6), counsel shall be appointed for the respondent as provided in s. 767.52 and ch. 977, unless the respondent knowingly and voluntarily waives the appointment of counsel;

SECTION 3691g. 767.52 (2) of the statutes is amended to read:

767.52 (2) ~~Any appointed~~ An attorney appointed under sub. (1) who is appearing on behalf of a party in a paternity action shall represent that party, subject to the limitations under sub. (2m), in all issues and proceedings relating to the paternity determination and the initial establishment of support, but. The appointed attorney may not represent the party in any proceeding relating to legal custody, periods of physical placement or related issues.

SECTION 3691r. 767.52 (2m) of the statutes is created to read:

767.52 (2m) Representation by an attorney appointed under sub. (1) shall be provided beginning at the pretrial hearing unless, as of the date of the hearing, the results of any blood tests that were ordered by the court show that the alleged father is excluded or give rise to the rebuttable presumption under s. 767.48 (1m) that the alleged father is the

father of the child. Representation by an attorney appointed under sub. (1) shall terminate during the paternity proceeding if the results of all of the blood tests ordered by the court show that the alleged father is excluded or give rise to the rebuttable presumption under s. 767.48 (1m) that the alleged father is the father of the child.

SECTION 3694. 778.02 of the statutes is amended to read:

778.02 Action in name of state; complaint; attachment. Every such forfeiture action shall be in the name of the state of Wisconsin, and it is sufficient to allege in the complaint that the defendant is indebted to the plaintiff in the amount of the forfeiture claimed, according to the provisions of the statute that imposes it, specifying the statute and for the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1).~~ If the statute imposes a forfeiture for several offenses or delinquencies the complaint shall specify the particular offense or delinquency for which the action is brought, with a demand for judgment for the amount of the forfeiture, penalty assessment, jail assessment ~~and automatic reinstatement assessment~~ and any applicable domestic abuse assessment. If the defendant is a nonresident of the state, an attachment may issue.

SECTION 3696. 778.03 of the statutes is amended to read:

778.03 Complaint to recover forfeited goods. In an action to recover property forfeited by any statute it shall be sufficient to allege in the complaint that the property has been forfeited, specifying the statute, with a demand of judgment for the delivery of the property, or the value thereof and for payment of the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1).~~

SECTION 3698. 778.06 of the statutes is amended to read:

778.06 Action for what sum. When a forfeiture is imposed, not exceeding a specific sum or when it is not less than one sum or more than another, the action may be brought for the highest sum specified and for the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1);~~ and judgment may be rendered for such sum as the court or jury shall assess or determine to be proportionate to the offense.

SECTION 3700. 778.10 of the statutes is amended to read:

778.10 Municipal forfeitures, how recovered. All forfeitures imposed by any ordinance or regulation of any county, town, city or village, or of any other domestic corporation may be sued for and recovered, under this chapter, in the name of the county, town, city, village or corporation. It is sufficient to allege in the complaint that the defendant is indebted to the plaintiff in the amount of the forfeiture claimed, specifying the ordinance or regulation that imposes it and of the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1).~~ If the ordinance or regulation imposes a penalty or forfeiture for several offenses or delinquencies the complaint shall specify the particular offenses or delinquency for which the action is brought, with a demand for judgment for the amount of the forfeiture, the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1).~~ All moneys collected on the judgment shall be paid to the treasurer of the county, town, city, village or corporation, except that all jail assessments ~~and automatic reinstatement assessments~~ shall be paid to the county treasurer.

SECTION 3702. 778.105 of the statutes is amended to read:

778.105 Disposition of forfeitures. Revenues from forfeitures imposed by any court or any branch thereof for the violation of any municipal or county ordinance shall be paid to the municipality or county. Penalty assessment payments shall be made as provided in s. 165.87. Jail assessment payments shall be made as provided in s. 302.46 (1). Domestic abuse assessments shall be made as provided in s. 973.055. ~~Automatic reinstatement assessment payments shall be made as provided in s. 345.54 (1).~~

SECTION 3704. 778.13 of the statutes is amended to read:

778.13 Forfeitures collected, to whom paid. All moneys collected in favor of the state for forfeiture,

except the portion to be paid to any person who sues with the state, shall be paid by the officer who collects the forfeiture to the treasurer of the county within which the forfeiture was incurred within 20 days after its receipt. In case of any failure in the payment the county treasurer may collect the payment of the officer by action, in the name of the office and upon the official bond of the officer, with interest at the rate of 12% per year from the time when it should have been paid. Penalty assessment payments shall be made as provided in s. 165.87. Jail assessment payments shall be made as provided in s. 302.46 (1). Domestic abuse assessments shall be made as provided in s. 973.055. ~~Automatic reinstatement assessment payments shall be made as provided in s. 345.54 (1).~~

SECTION 3706. 778.18 of the statutes is amended to read:

778.18 Penalty upon municipal judge. If any municipal judge, of his or her own will, dismisses any action brought before the judge under this chapter, unless by order of the district attorney or attorney general or the person joined as plaintiff with the state, or renders a less judgment therein than is prescribed by law, or releases or discharges any such judgment or part thereof without payment or collection, the judge and the judge's sureties shall be liable, in an action upon the judge's bond, for the full amount of the forfeitures imposed by law or of the forfeiture imposed by the judge and for the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1); ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1),~~ or for an amount equal to the amount in which any such judgment or any part thereof is released or discharged. If any municipal judge gives time or delay to any person against whom any such judgment is rendered by the judge, or takes any bond or security for its future payment, the judge and the judge's sureties shall also be liable for the payment of the judgment upon the judge's bond.

SECTION 3728. 788.01 of the statutes is amended to read:

788.01 Arbitration clauses in contracts enforceable. A provision in any written contract to settle by arbitration a controversy thereafter arising out of such contract, or out of the refusal to perform the whole or any part thereof, or an agreement in writing between two or more persons to submit to arbitration any controversy existing between them at the time of the agreement to submit, shall be valid, irrevocable and enforceable save upon such grounds as exist at law or in equity for the revocation of any contract; ~~provided, however, that this.~~ This chapter shall not apply to contracts between employers and employes, or between employers and associations of employes, except as provided in s. 111.10, nor to agreements to arbitrate disputes under s. 230.44 (4) (bm).

Vetoed
in Part

~~SECTION 3728m. 788.01 of the statutes, as affected by 1993 Wisconsin Act ... (this act), is amended to read:~~

~~788.01 Arbitration clauses in contracts enforceable. A provision in any written contract to settle by arbitration a controversy thereafter arising out of such contract, or out of the refusal to perform the whole or any part thereof, or an agreement in writing between two or more persons to submit to arbitration any controversy existing between them at the time of the agreement to submit, shall be valid, irrevocable and enforceable save upon such grounds as exist at law or in equity for the revocation of any contract. This chapter shall not apply to contracts between employers and employees, or between employers and associations of employees, except as provided in s. 111.10, nor to agreements to arbitrate disputes under s. 230.44 (4) (b).~~

SECTION 3729. 800.02 (2) (a) 8 of the statutes is amended to read:

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

SECTION 3731. 800.02 (3) (a) 5 of the statutes is amended to read:

800.02 (3) (a) 5. A plain and concise statement of the violation identifying the event or occurrence from which the violation arose and showing that the plaintiff is entitled to relief, the ordinance, resolution or bylaw upon which the cause of action is based and a demand for a forfeiture, the amount of which shall not exceed the maximum set by the statute involved, the penalty assessment, the jail assessment, any applicable domestic abuse assessment, ~~the automatic reinstatement assessment~~ and such other relief that is sought by the plaintiff.

SECTION 3733. 800.03 (3) of the statutes is amended to read:

800.03 (3) The amount of the deposit shall be set by the municipal judge, but shall not be effective until approved by the governing body of the municipality. The amount shall not exceed the maximum penalty for the offense, including any penalty assessment that would be applicable under s. 165.87, any jail assessment that would be applicable under s. 302.46 (1), ~~and any domestic abuse assessment that would be applicable under s. 973.055 (1) and any automatic reinstatement assessment that would be applicable under s. 345.54 (1),~~ plus court costs, including the fee prescribed in s. 814.65 (1).

SECTION 3736. 800.04 (2) (c) of the statutes is amended to read:

800.04 (2) (c) If the defendant has made a deposit under par. (b) or s. 800.03 and does not appear, he or she is deemed to have tendered a plea of no contest and submits to a forfeiture, a penalty assessment imposed by s. 165.87, a jail assessment imposed by s. 302.46 (1); ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and an automatic reinstatement assessment imposed by s. 345.54 (1)~~ plus costs, including the fee prescribed in s. 814.65 (1), not exceeding the amount of the deposit. The court may either accept the plea of no contest and enter judgment accordingly, or reject the plea and issue a summons. If the court finds that the violation meets the conditions in s. 800.093 (1), the court may summon the alleged violator into court to determine if restitution shall be ordered under s. 800.093. If the defendant fails to appear in response to the summons, the court shall issue a warrant under s. 968.09. If the defendant has made a deposit but does appear, the court shall allow the defendant to withdraw the plea of no contest.

SECTION 3738. 800.09 (1) (intro.) of the statutes is amended to read:

800.09 (1) JUDGMENT. (intro.) If a municipal court finds a defendant guilty it may render judgment by ordering restitution under s. 800.093 and payment of a forfeiture, the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), ~~and any applicable domestic abuse assessment imposed by s. 973.055 (1) and the automatic reinstatement assessment imposed by s. 345.54 (1)~~ plus costs of prosecution, including the fee prescribed in s. 814.65 (1). The court shall apply any payment received on a judgment that includes restitution to first satisfy any payment of restitution ordered, then to pay the forfeiture, assessments and costs. If the judgment is not paid, the court may proceed under par. (a), (b) or (c) or any combination of those paragraphs, as follows:

SECTION 3740. 800.09 (1) (a) of the statutes is amended to read:

800.09 (1) (a) The court may defer payment of any judgment or provide for instalment payments. At the time the judgment is rendered, the court shall inform the defendant, orally and in writing, of the date by which restitution and the payment of the forfeiture, the penalty assessment, the jail assessment, ~~the automatic reinstatement assessment~~ and any applicable domestic abuse assessment plus costs must be made, and of the possible consequences of failure to do so in timely fashion, including imprisonment, as provided in s. 800.095, or suspension of the defendant's motor vehicle operating privilege, as provided in par. (c), if applicable. If the defendant is not present, the court shall ensure that the information is sent to the defendant by mail. In 1st class cities, all of the written information required by this paragraph shall be printed in English and Spanish and provided to each defendant.

SECTION 3742. 800.09 (1) (c) of the statutes is amended to read:

800.09 (1) (c) The court may suspend the defendant's operating privilege, as defined in s. 340.01 (40), until restitution is made and the forfeiture, assessments and costs are paid, if the defendant has not done so within 60 days after the date the restitution or payments or both are to be made under par. (a) and has not notified the court that he or she is unable to comply with the judgment, as provided under s. 800.095 (4) (a), except that the suspension period may not exceed 5 years. The court shall take possession of the suspended license and shall forward the license, along with a notice of the suspension clearly stating that the suspension is for failure to comply with a judgment of the court, to the department of transportation. ~~If required by s. 345.54 (1), the court shall impose an automatic reinstatement assessment of \$50.~~

SECTION 3743. 800.09 (2) (b) of the statutes is amended to read:

800.09 (2) (b) If the person charged fails to appear personally or by an attorney at the time fixed for hearing of the case, the defendant may be deemed to have entered a plea of no contest and the money deposited, if any, or such portion thereof as the court determines to be an adequate penalty, plus the penalty assessment, the jail assessment and automatic reinstatement assessment and any applicable domestic abuse assessment plus costs, including the fee prescribed in s. 814.65 (1), may be declared forfeited by the court or may be ordered applied upon the payment of any penalty which may be imposed, together with the penalty assessment, the jail assessment and automatic reinstatement assessment and any applicable domestic abuse assessment plus costs. If the court finds that the violation meets the conditions in s. 800.093 (1), the court may summon the alleged violator into court to determine if restitution shall be ordered under s. 800.093. Any money remaining after payment of any penalties, assessments, costs and restitution shall be refunded to the person who made the deposit.

SECTION 3745. 800.10 (2) of the statutes is amended to read:

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

SECTION 3747. 800.12 (2) of the statutes is amended to read:

800.12 (2) A municipality may by ordinance provide that a municipal judge may impose a forfeiture for contempt under sub. (1) in an amount not to exceed \$50 or, upon nonpayment of the forfeiture, penalty assessment under s. 165.87, and jail assessment under s. 302.46 and automatic reinstatement assessment under s. 345.54 (1) and any applicable domestic abuse assessment under s. 973.055 (1), a jail sentence not to exceed 7 days.

SECTION 3752. 808.075 (4) (d) 4 of the statutes is amended to read:

808.075 (4) (d) 4. Revision of judgment or order for child support, maintenance payments or family support payments under s. 767.32 or 767.51.

SECTION 3756. 809.30 (2) (c) 1 of the statutes is amended to read:

809.30 (2) (c) 1. If the defendant requests representation by the state public defender for purposes of postconviction relief, send to the state public defender's appellate intake office a copy of the notice, a copy of the judgment or order specified in the notice, ~~and~~ a list of the court reporters for each proceeding in the action in which the judgment or order was entered and a list of those proceedings in which a transcript has been filed in the court record at the request of trial counsel.

SECTION 3757. 809.30 (2) (c) 2 of the statutes is amended to read:

809.30 (2) (c) 2. If the defendant does not request representation by the state public defender, send or furnish to the defendant, if the defendant is appearing without counsel, or to the defendant's attorney if one has been retained, a copy of the judgment or order specified in the notice, ~~and~~ a list of the court reporters for each proceeding in the action in which the judgment or order was entered and a list of those proceedings in which a transcript has been filed in the court record at the request of trial counsel.

SECTION 3759. 814.60 (2) (aj) of the statutes is repealed.

SECTION 3760. 814.60 (2) (ap) of the statutes is created to read:

814.60 (2) (ap) Deoxyribonucleic acid analysis surcharge imposed by s. 973.046;

SECTION 3761. 814.61 (1) (a) 2 of the statutes is amended to read:

814.61 (1) (a) 2. Beginning with fees imposed on September 1, 1989, and ending with fees imposed on December 31, ~~1993~~ 1995, at the commencement of all civil actions and special proceedings not specified in ss. 814.62 to 814.66, \$75. Of the fees received by the clerk under this subdivision, the county treasurer shall pay \$45 to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit \$15 of the \$45 to the appropriation under s. 20.680 (2) (j).

SECTION 3763. 814.61 (3) (b) of the statutes is amended to read:

814.61 (3) (b) Beginning with the fees imposed on September 1, 1989, and ending with fees imposed on December 31, ~~1993~~ 1995, when any defendant files a 3rd-party complaint, the defendant shall pay a fee of \$45. The defendant shall pay only one such \$45 fee in an action. Of the fees received by the clerk under this paragraph, the county treasurer shall pay \$25 to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit \$5 of the \$25 to the appropriation under s. 20.680 (2) (j).

SECTION 3764. 814.61 (7) (a) of the statutes is amended to read:

814.61 (7) (a) Except as provided in par. (b), upon the filing of any petition under s. 767.32 (1) or any motion, by either party, for the revision of a judgment or order in an action affecting the family, \$30. Of the fees received by the clerk under this paragraph, the county treasurer shall pay 50% to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county.

SECTION 3766. 814.61 (8) (am) (intro.) of the statutes is amended to read:

814.61 (8) (am) (intro.) Beginning with the fees imposed on September 1, 1989, and ending with the fees imposed on December 31, ~~1993~~ 1995, on appeal from municipal court or on review of any administrative decision, including an appeal from a commission's award in a condemnation action under ch. 32:

SECTION 3768. 814.62 (1) (b) of the statutes is amended to read:

814.62 (1) (b) Beginning with fees imposed on September 1, 1989, and ending with fees imposed on December 31, ~~1993~~ 1995, the fee for commencing a garnishment action under ch. 812, including actions under s. 799.01 (1) (d) 2, is \$20. Of the fees received by the clerk under this paragraph, the county treasurer shall pay \$12.50 to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit \$5 of the \$12.50 to the appropriation under s. 20.680 (2) (j).

SECTION 3769. 814.62 (3) (a) 2 of the statutes is amended to read:

814.62 (3) (a) 2. Beginning with the fees imposed on September 1, 1989, and ending with the fees imposed on December 31, ~~1993~~ 1995, in a small claims action under ch. 799, at the time of issuance of a summons or other process in a proceeding not commenced by a summons, the plaintiff shall pay to the clerk of court a fee of \$22.

SECTION 3770. 814.62 (3) (d) 2 of the statutes is amended to read:

814.62 (3) (d) 2. Beginning with the fees imposed on September 1, 1989, and ending with the fees imposed on December 31, ~~1993~~ 1995, of the fees received by the clerk under par. (a) 2, the county treasurer shall pay

\$11.80 to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit the \$11.80 to the appropriation under s. 20.680 (2) (j).

SECTION 3771. 814.62 (3) (d) 3 of the statutes is amended to read:

814.62 (3) (d) 3. Beginning with the fees imposed on September 1, 1989, and ending with the fees imposed on December 31, ~~1993~~ 1995, of the fees received by the clerk under par. (b), the county treasurer shall pay \$27.20 to the state treasurer for deposit in the general fund and shall retain the balance for the use of the county. The state treasurer shall credit \$10 of the \$27.20 to the appropriation under s. 20.680 (2) (j).

SECTION 3772. 814.63 (1) (b) of the statutes is amended to read:

814.63 (1) (b) Beginning with the fees imposed on September 1, 1989, and ending with the fees imposed on December 31, ~~1993~~ 1995, in all forfeiture actions in circuit court, the clerk of court shall collect a fee of \$20 to be paid by the defendant when judgment is entered against the defendant.

SECTION 3774. 814.63 (3) (aj) of the statutes is repealed.

SECTION 3775. 814.634 of the statutes is created to read:

814.634 Fee for court support services. (1) Except for an action for a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$20 court support services fee from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3) or (8) (a) or (am), 814.62 (1), (2) or (3) (a) or (b) or 814.63 (1). The court support services fee is in addition to the other fees listed in this subsection.

(2) The clerk shall pay the moneys collected under sub. (1) to the county treasurer under s. 59.395 (5). The county treasurer shall pay those moneys to the state treasurer under s. 59.20 (11).

SECTION 3776. 814.635 (1) of the statutes is amended to read:

814.635 (1) Except for an action for a safety belt use violation under s. 347.48 (2m), the clerk of circuit court shall charge and collect a \$3 court automation fee from any person, including any governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a), (3) or (8) (a) ~~1 or 2~~ or (am), 814.62 (1), (2) or (3) (a) or (b) or 814.63 (1). The court automation fee is in addition to the other fees listed in this subsection.

SECTION 3780m. 851.72 (10) of the statutes is created to read:

851.72 (10) Submit a monthly report to the department of health and social services of the deadlines for filing claims against estates set under s. 859.01 during that month in the register's county. The report shall be filed in a form and manner that may be prescribed by the department of health and social services.

SECTION 3784. 867.01 (3) (a) 4 of the statutes is created to read:

867.01 (3) (a) 4. Whether the decedent or the decedent's spouse received medical assistance under ss. 49.45 to 49.47 while in a nursing home, so far as known to the petitioner or ascertainable by him or her with reasonable diligence.

SECTION 3785. 867.01 (3) (d) of the statutes is amended to read:

867.01 (3) (d) *Notice.* The court may hear the matter without notice or order notice to be given under s. 879.03. If the decedent or the decedent's spouse received medical assistance under ss. 49.45 to 49.47 while in a nursing home, the petitioner shall give notice by certified mail to the department of health and social services as soon as practicable after filing the petition with the court.

SECTION 3786. 867.01 (3) (f) of the statutes is amended to read:

867.01 (3) (f) *Order.* If the court is satisfied that the estate may be settled under this section, ~~it~~ after 30 days have elapsed since notice to the department of health and social services under par. (d), if that notice is required, the court shall assign the property to the persons entitled to it. If the estate may be settled under sub. (1) (b), any property not otherwise assigned shall be assigned to the surviving spouse or minor children or both as an allowance under s. 861.31. The court shall order any person indebted to or holding money or other property of the decedent to pay the indebtedness or deliver the property to the persons found to be entitled to receive it. The court shall order the transfer of interests in real estate, stocks or bonds registered in the name of the decedent, the title of a licensed motor vehicle, or any other form of property. If the decedent immediately prior to death had an estate for life or an interest as a joint tenant in any property in regard to which a certificate of termination in accordance with s. 867.04 has not been issued, the order shall set forth the termination of that life estate or the right of survivorship of any joint tenant. Every tract of real property in which an interest is assigned or terminated or which is security for a debt in which an interest is assigned or terminated shall be specifically described.

SECTION 3787. 867.02 (2) (a) 6 of the statutes is created to read:

867.02 (2) (a) 6. Whether the decedent or the decedent's spouse received medical assistance under ss. 49.45 to 49.47 while in a nursing home, so far as known to the petitioner or ascertainable by him or her with reasonable diligence.

SECTION 3788. 867.02 (2) (d) of the statutes is amended to read:

867.02 (2) (d) *Notice.* The court may hear the matter, including the proof of the will, without notice to interested persons or order notice to be given under s. 879.03. As soon as practicable after filing the petition with the court, the petitioner shall give notice by certified mail to the department of health and social ser-

vices. After the filing of the petition with the court, the petitioner shall publish notice to creditors as a class 1 notice, under ch. 985, in a newspaper published in the county.

SECTION 3789. 867.03 (1) (intro.) of the statutes is amended to read:

867.03 (1) **GENERALLY.** (intro.) When a decedent leaves solely owned property in this state which does not exceed \$10,000 in value, any heir of the decedent may collect any money due the decedent, receive the property of the decedent if it is not an interest in or lien on real property and have any evidence of interest, obligation to or right of the decedent transferred to the affiant upon furnishing the person owing the money, having custody of the property or acting as registrar or transfer agent of the evidences of interest, obligation to or right, with proof of prior mailed notice under sub. (1m) if applicable and with an affidavit in duplicate showing all of the following:

SECTION 3790. 867.03 (1) (a) of the statutes is amended to read:

867.03 (1) (a) A description of and the value of the property to be transferred, ~~and,~~

SECTION 3791. 867.03 (1) (c) of the statutes is created to read:

867.03 (1) (c) Whether the heir knows or reasonably believes that the decedent or the decedent's spouse ever received medical assistance while in a nursing home.

SECTION 3792. 867.03 (1m) of the statutes is created to read:

867.03 (1m) **NOTICE OF AFFIDAVIT.** (a) Whenever an heir intends to transfer a decedent's property by affidavit under sub. (1) and the heir knows or reasonably believes that the decedent or the decedent's spouse ever received medical assistance while in a nursing home, the heir shall give notice to the department of health and social services of his or her intent. The notice shall include the information in the affidavit under sub. (1) and the heir shall give the notice by certified mail, return receipt requested.

(b) An heir who files an affidavit under sub. (1) that states that the heir knows or reasonably believes that the decedent or the decedent's spouse received medical assistance while in a nursing home shall attach to the affidavit the proof of mail delivery of the notice required under par. (a) showing a delivery date that is not less than 10 days before the day on which the heir files the affidavit.

SECTION 3793. 867.03 (2) of the statutes is amended to read:

867.03 (2) **RELEASE OF LIABILITY OF TRANSFEROR.** Upon the transfer to the heir furnishing the affidavit with an attached proof of mail delivery if required under sub. (1m) (b), and mailing a copy of the affidavit to the department of revenue, the transferor is released to the same extent as if the transfer had been made to the personal representative of the estate of the decedent.

SECTION 3794. 867.035 (1) (intro.) of the statutes is amended to read:

867.035 (1) (intro.) The department of health and social services may collect ~~from~~ the funds of a decedent ~~who received medical assistance under ss. 49.45 to 49.47 while residing an amount equal to the medical assistance benefits under ss. 49.45 to 49.47 paid on behalf of the decedent or the decedent's spouse, while the decedent or the decedent's spouse resided in a nursing home, as defined in s. 50.01 (3), and who dies after September 30, 1991,~~ if all of the following conditions are satisfied:

SECTION 3795. 867.035 (1) (a) of the statutes is amended to read:

867.035 (1) (a) No person files a petition for administration or summary settlement of the decedent's estate within ~~90~~ 20 days of death.

SECTION 3795m. 867.035 (1) (am) of the statutes is created to read:

867.035 (1) (am) The decedent died after September 30, 1991.

SECTION 3796e. 867.035 (1) (d) (intro.) of the statutes is renumbered 867.035 (1) (d) and amended to read:

867.035 (1) (d) The value of the property left by the decedent, after payment of burial costs, does not exceed ~~the lesser of the following: \$10,000.~~

SECTION 3796m. 867.035 (1) (d) 1 of the statutes is repealed.

SECTION 3796s. 867.035 (1) (d) 2 of the statutes is repealed.

SECTION 3798. 880.33 (2) (a) 2 of the statutes is amended to read:

880.33 (2) (a) 2. If the person requests but is unable to obtain legal counsel, the court shall appoint legal counsel. If the person is represented by counsel appointed under s. 977.08 in a proceeding for a protective placement under s. 55.06 or for the appointment of a guardian under s. 880.07 (1m), the court shall order the counsel appointed under s. 977.08 to represent the person.

SECTION 3799. 880.33 (2) (a) 3 of the statutes is amended to read:

880.33 (2) (a) 3. If the person is indigent, the county of legal settlement shall be the county liable for any fees due the guardian ad litem and, if counsel was not appointed under s. 977.08, for any legal fees due the person's legal counsel.

SECTION 3799m. 880.331 (8) of the statutes is amended to read:

880.331 (8) (title) COMPENSATION. On order of the court, the guardian ad litem appointed under this chapter shall be allowed reasonable compensation to be paid by the county of venue, unless the court otherwise directs. If the court orders a county to pay the compensation of the guardian ad litem, the amount

ordered may not exceed the compensation paid to private attorneys under s. 977.08 (4m).

SECTION 3800. 880.897 of the statutes is created to read:

880.897 Prohibited provision. Notwithstanding s. 880.905, a trust provision described in s. 701.02 (2) (a) or (b) in a custodial trust is void unless it is in operation before October 1, 1993.

SECTION 3802c. 891.04 of the statutes is amended to read:

891.04 Certificate as to public lands. The certificate of the ~~chief clerk~~ executive secretary appointed under s. 24.55 ~~by the board of commissioners of public lands~~ under the official seal, that any specified piece or tract of land belongs to or is mortgaged to the state, or that the state has any interest, legal or equitable, ~~therein in that land~~ shall be presumptive evidence of the facts so stated. The certificate of the secretary of natural resources under the official seal of the department that authority has been given to any person, naming the person, to seize timber or other materials specified in ch. 26 shall be presumptive evidence of the fact so stated.

SECTION 3802f. 891.14 of the statutes is amended to read:

891.14 State land office certification of title. A certificate of the ~~chief clerk~~ executive secretary of the board of commissioners of public lands, or any one of the commissioners of the public lands shall be received as presumptive evidence of the facts stated, and that the person named became vested at the date stated with an absolute title in fee to the lands described when it is substantially in the following form:

Office of the Commissioners of the Public Lands, Madison, Wis.,, A.D.

I hereby certify that from the books, files and records of the office of the commissioners of public lands it appears that on the day of, A.D., the following described real estate, situate in the state of Wisconsin, was duly transferred by the United States to the state of Wisconsin, and that on the day of, A.D., the above described real estate was duly transferred by the state of Wisconsin to In witness whereof, I have hereunto set my hand and affixed the official seal of the commissioners of the public lands this day of, A.D.

SECTION 3802p. 891.39 (1) (b) of the statutes is amended to read:

891.39 (1) (b) In actions affecting the family, in which the question of paternity is raised, and in paternity proceedings, the court, upon being satisfied that the parties to the action are unable to adequately compensate any such guardian ad litem for his services and expenses, shall then make an order specifying the guardian's fee compensation and expenses, which fee compensation and expenses shall be paid as provided in s. 967.06. If the court orders a county to pay the

compensation of the guardian ad litem, the amount ordered may not exceed the compensation paid to private attorneys under s. 977.08 (4m).

SECTION 3820. 945.06 of the statutes is amended to read:

945.06 Public utilities to cease service. When any public utility, common carrier, contract carrier, or railroad, subject to the jurisdiction of the public service commission, ~~office of the commissioner of transportation~~ or department of transportation of this state, is notified in writing by a federal, state or local law enforcement agency, acting within its jurisdiction, that any facility furnished by it is being used or will be used for the purpose of transmitting or receiving gambling information in violation of the laws of this state it shall discontinue or refuse the leasing, furnishing or maintaining of such facility, after reasonable notice to the subscriber, but no damages, penalty or forfeiture, civil or criminal, shall be found against any such public utility, common carrier, contract carrier or railroad, for any act done in compliance with any notice received from a law enforcement agency under this section. Nothing in this section shall be deemed to prejudice the right of any person affected thereby to secure an appropriate determination as otherwise provided by law in any court or tribunal or agency, that such facility should not be discontinued or removed, or should be restored.

SECTION 3820m. 946.42 (1) (a) of the statutes is amended to read:

946.42 (1) (a) "Custody" includes without limitation actual custody of an institution, including a secured juvenile correctional facility, a secure detention facility, as defined under s. 48.02 (16), or a juvenile portion of a county jail, or of a peace officer or institution guard and constructive custody of prisoners and juveniles subject to an order under s. 48.34 (4m) temporarily outside the institution whether for the purpose of work, school, medical care, a leave granted under s. 303.068, a temporary leave or furlough granted to a juvenile or otherwise. Under s. 303.08 (6) it means, without limitation, that of the sheriff of the county to which the prisoner was transferred after conviction. "Custody" also includes the custody by the department of health and social services of a child who is placed in the community under corrective sanctions supervision under s. 48.533. It does not include the custody of a probationer or parolee by the department of corrections or a probation or parole officer or the custody of a person who has been released to aftercare supervision under ch. 48 unless the person is in actual custody.

SECTION 3820p. 946.44 (1) (a) of the statutes is amended to read:

946.44 (1) (a) Any officer or employe of an institution where prisoners are detained or any officer or employe providing corrective sanctions supervision under s. 48.533 who intentionally permits a prisoner in his custody to escape; or

SECTION 3820r. 946.45 (1) of the statutes is amended to read:

946.45 (1) Any officer or employe of an institution where prisoners are detained or any officer or employe providing corrective sanctions supervision under s. 48.533 who, through his or her neglect of duty, allows a prisoner in his or her custody to escape is guilty of a Class B misdemeanor.

SECTION 3826. 949.06 (5) (a) of the statutes is amended to read:

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

SECTION 3827. 967.06 of the statutes is amended to read:

967.06 Determination of indigency; appointment of counsel; preparation of record. As soon as practicable after a person has been detained or arrested in connection with any offense which is punishable by incarceration, or in connection with any civil commitment proceeding, or in any other situation in which a person is entitled to counsel regardless of ability to pay under the constitution or laws of the United States or this state, the person shall be informed of his or her right to counsel. Persons who indicate at any time that they wish to be represented by a lawyer, and who claim that they are not able to pay in full for a lawyer's services, shall immediately be permitted to contact the authority for indigency determinations specified under s. 977.07 (1). The authority for indigency determination in each county shall have daily telephone access to the county jail in order to identify all persons who are being held in the jail. The jail personnel shall provide by phone information requested by the authority. In any case in which the state public defender provides representation to an indigent person, the public defender may request that the applicable court reporter or clerk of ~~courts~~ circuit court prepare and transmit any transcript or court record. The request shall be complied with. ~~The county treasurer state public defender shall, from the appropriation under s. 20.550 (1) (f), compensate the court reporter or clerk of courts circuit court for the preparation and transmittal of cost of preparing, handling, duplicating and mailing the documents, upon the written statement of the state public defender that the documents were required in order to provide representation to the indigent person.~~

~~SECTION 3827g. 968.075 (10) of the statutes is created to read:~~

~~968.075 (10) DOMESTIC ABUSE REPORT FORM COMPLIANCE. The department of justice shall provide district attorneys with domestic abuse reporting forms. Each district attorney shall comply with one of the following:~~

~~(a) Submit, on an ongoing basis, a domestic abuse report form for each applicable domestic abuse incident.~~

Vetoed
in Part

Vetoed
in Part

~~(b) With the approval of the department of justice, submit an annual report compiling all of the statistics included in the domestic abuse report form for all applicable domestic abuse incidents during the reporting period, with totals for all statistics. With the approval of the department of justice, a district attorney may include the annual report under this paragraph in the annual report under sub. (9).~~

SECTION 3827m. 971.17 (3) (d) of the statutes is amended to read:

971.17 (3) (d) If the court finds that the person is appropriate for conditional release, the court shall notify the department of health and social services. The department of health and social services and the county department under s. 51.42 in the county of residence of the person shall prepare a plan that identifies the treatment and services, if any, that the person will receive in the community. The plan shall address the person's need, if any, for supervision, medication, community support services, residential services, vocational services, and alcohol or other drug abuse treatment. The department of health and social services may contract with a county department, under s. 51.42 (3) (aw) 1. d., with another public agency or with a private agency to provide the treatment and services identified in the plan. The plan shall specify who will be responsible for providing the treatment and services identified in the plan. The plan shall be presented to the court for its approval within 14 21 days after the court finding that the person is appropriate for conditional release, unless the county department, department of health and social services and person to be released request additional time to develop the plan. ~~The~~ If the county department of the person's county of residence declines to prepare a plan, the department of health and social services may arrange for another county to prepare the plan if that county agrees to prepare the plan and if the individual will be living in another that county.

SECTION 3827n. 971.17 (4) (e) of the statutes is amended to read:

971.17 (4) (e) If the court finds that the person is appropriate for conditional release, the court shall notify the department of health and social services. The department of health and social services and the county department under s. 51.42 in the county of residence of the person shall prepare a plan that identifies the treatment and services, if any, that the person will receive in the community. The plan shall address the person's need, if any, for supervision, medication, community support services, residential services, vocational services, and alcohol or other drug abuse treatment. The department of health and social services may contract with a county department, under s. 51.42 (3) (aw) 1. d., with another public agency or with a private agency to provide the treatment and services identified in the plan. The plan shall specify who will be responsible for providing the treatment and ser-

vices identified in the plan. The plan shall be presented to the court for its approval within 14 60 days after the court finding that the person is appropriate for conditional release, unless the county department, department of health and social services and person to be released request additional time to develop the plan. ~~The~~ If the county department of the person's county of residence declines to prepare a plan, the department of health and social services may arrange for another county to prepare the plan if that county agrees to prepare the plan and if the individual will be living in another that county.

SECTION 3844. 971.23 (5) of the statutes is amended to read:

971.23 (5) SCIENTIFIC TESTING. On motion of a party subject to s. 971.31 (5), the court may order the production of any item of physical evidence which is intended to be introduced at the trial for scientific analysis under such terms and conditions as the court prescribes. ~~The~~ Except as provided in s. 972.11 (5), the court may also order the production of reports or results of any scientific tests or experiments made by any party relating to evidence intended to be introduced at the trial.

SECTION 3845. 972.11 (1) of the statutes is amended to read:

972.11 (1) Except as provided in subs. (2) to ~~(4)~~ (5), the rules of evidence and practice in civil actions shall be applicable in all criminal proceedings unless the context of a section or rule manifestly requires a different construction. No guardian ad litem need be appointed for a defendant in a criminal action. Chapters 885 to 895, except ss. 804.02 to 804.07 and 887.23 to 887.26, shall apply in all criminal proceedings.

SECTION 3846. 972.11 (5) of the statutes is created to read:

972.11 (5) (a) In this subsection, "deoxyribonucleic acid profile" means an analysis that uses the restriction fragment length polymorphism analysis of deoxyribonucleic acid resulting in the identification of an individual's patterned chemical structure of genetic information.

(b) In any criminal action or proceeding, the evidence of a deoxyribonucleic acid profile is admissible to prove or disprove the identity of any person if the party seeking to introduce evidence of the profile complies with all of the following:

1. Notifies the other party in writing by mail at least 45 days before the date set for trial, or at any time if a date has not been set for trial, of the intent to introduce the evidence.

2. If the other party so requests at least 30 days before the date set for trial, or at any time if a date has not been set for trial, provides the other party within 15 days after receiving the request with all of the following:

a. Duplicates of actual autoradiographs generated.

b. The laboratory protocols and procedures followed.

c. The identification of each probe used.

d. A statement describing the methodology of measuring fragment size and match criteria.

e. A statement setting forth the allele frequency and genotype data for the appropriate data base used.

(c) Notwithstanding par. (b), the court may grant a continuance regarding the time limit under par. (b) 2 to allow a party to provide the required information.

SECTION 3853c. 973.045 (1) (a) of the statutes is amended to read:

973.045 (1) (a) For each misdemeanor offense or count, ~~\$30~~ \$50.

SECTION 3853g. 973.045 (1) (b) of the statutes is amended to read:

973.045 (1) (b) For each felony offense or count, ~~\$50~~ \$70.

SECTION 3853k. 973.045 (3) of the statutes is repealed and recreated to read:

973.045 (3) (a) The clerk shall record the crime victim and witness surcharge in 2 parts. Part A is the portion that the state treasurer shall credit to the appropriation account under s. 20.455 (5) (g) and part B is the portion that the state treasurer shall credit to the appropriation account under s. 20.455 (5) (gc), as follows:

1. Part A equals \$30 for each misdemeanor offense or count and \$50 for each felony offense or count.

2. Part B equals \$20 for each misdemeanor offense or count and \$20 for each felony offense or count.

(b) The person paying the crime victim and witness surcharge shall pay all of the moneys due under part A before he or she pays any of the moneys due under part B.

SECTION 3854. 973.046 of the statutes is created to read:

973.046 Deoxyribonucleic acid analysis surcharge.

(1) Beginning on the effective date of this subsection [revisor inserts date], if a court imposes a sentence or places a person on probation under any of the following circumstances, the court shall impose a deoxyribonucleic acid analysis surcharge of \$250:

(a) The person violated s. 940.225, 943.10 or 948.02 (1) or (2).

(b) The court required the person to provide a biological specimen under s. 973.047 (1).

(2) After the clerk of court determines the amount due, the clerk shall collect and transmit the amount to the county treasurer under s. 59.395 (5). The county treasurer shall then make payment to the state treasurer under s. 59.20 (5) (b).

(3) All moneys collected from deoxyribonucleic acid analysis surcharges shall be deposited by the state treasurer as specified in s. 20.455 (2) (Lm) and utilized under s. 165.77.

(4) If an inmate in a state prison or a person sentenced to a state prison has not paid the deox-

yribonucleic acid analysis surcharge under this section, the department shall assess and collect the amount owed from the inmate's wages or other moneys. Any amount collected shall be transmitted to the state treasurer.

SECTION 3855. 973.047 of the statutes is created to read:

973.047 Deoxyribonucleic acid analysis required of certain offenders. (1) (a) If a court imposes a sentence or places a person on probation for a violation of s. 940.225 or 948.02 (1) or (2), the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

(b) Except as provided in par. (a), if a court imposes a sentence or places a person on probation for any violation under chs. 940, 944 or 948 or ss. 943.01 to 943.15, the court may require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

(c) The results from deoxyribonucleic acid analysis of a specimen under par. (a) or (b) may be used only as authorized under s. 165.77 (3). The state crime laboratories shall destroy any such specimen in accordance with s. 165.77 (3).

(2) The department of justice shall promulgate rules providing for procedures for defendants to provide specimens under sub. (1) and for the transportation of those specimens to the state crime laboratories for analysis under s. 165.77.

SECTION 3856. 973.05 (1) of the statutes is amended to read:

973.05 (1) When a defendant is sentenced to pay a fine, the court may grant permission for the payment of the fine, of the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), ~~the automatic reinstatement assessment imposed by s. 345.54 (1)~~, the crime victim and witness assistance surcharge under s. 973.045, any applicable drug abuse program improvement surcharge imposed by s. 161.41 (5), any applicable domestic abuse assessment imposed by s. 971.37 (1m) (c) 1 or 973.055, any applicable driver improvement surcharge imposed by s. 346.655, any applicable weapons assessment imposed by s. 167.31, any applicable uninsured employer assessment imposed by s. 102.85 (4), any applicable environmental assessment imposed by s. 144.992, any applicable wild animal protection assessment imposed by s. 29.9965, any applicable natural resources assessment imposed by s. 29.997 and any applicable natural resources restitution payment imposed by s. 29.998 to be made within a period not to exceed 60 days. If no such permission is embodied in the sentence, the fine, the penalty assessment, the jail assessment, ~~the automatic reinstatement assessment~~, the crime victim and witness assistance surcharge, any applicable drug abuse program improvement surcharge, any applicable domestic abuse assessment, any applicable driver improvement surcharge, any applicable weapons assessment, any applicable uninsured employer

assessment, any applicable environmental assessment, any applicable wild animal protection assessment, any applicable natural resources assessment and any applicable natural resources restitution payment shall be payable immediately.

SECTION 3857. 973.05 (1) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

973.05 (1) When a defendant is sentenced to pay a fine, the court may grant permission for the payment of the fine, of the penalty assessment imposed by s. 165.87, the jail assessment imposed by s. 302.46 (1), the crime victim and witness assistance surcharge under s. 973.045, any applicable deoxyribonucleic acid analysis surcharge under s. 973.046, any applicable drug abuse program improvement surcharge imposed by s. 161.41 (5), any applicable domestic abuse assessment imposed by s. 971.37 (1m) (c) 1 or 973.055, any applicable driver improvement surcharge imposed by s. 346.655, any applicable weapons assessment imposed by s. 167.31, any applicable uninsured employer assessment imposed by s. 102.85 (4), any applicable environmental assessment imposed by s. 144.992, any applicable wild animal protection assessment imposed by s. 29.9965, any applicable natural resources assessment imposed by s. 29.997 and any applicable natural resources restitution payment imposed by s. 29.998 to be made within a period not to exceed 60 days. If no such permission is embodied in the sentence, the fine, the penalty assessment, the jail assessment, the crime victim and witness assistance surcharge, any applicable deoxyribonucleic acid analysis surcharge, any applicable drug abuse program improvement surcharge, any applicable domestic abuse assessment, any applicable driver improvement surcharge, any applicable weapons assessment, any applicable uninsured employer assessment, any applicable environmental assessment, any applicable wild animal protection assessment, any applicable natural resources assessment and any applicable natural resources restitution payment shall be payable immediately.

SECTION 3858. 973.05 (2) of the statutes is amended to read:

973.05 (2) When a defendant is sentenced to pay a fine and is also placed on probation, the court may make the payment of the fine, the penalty assessment, the jail assessment, ~~the automatic reinstatement assessment~~, the crime victim and witness assistance surcharge, any applicable drug abuse program improvement surcharge, any applicable domestic abuse assessment, any applicable uninsured employer assessment, any applicable driver improvement surcharge, any applicable weapons assessment, any applicable environmental assessment, any applicable wild animal protection assessment, any applicable natural resources assessment and any applicable natural resources restitution payments a condition of probation. When the payments are made a condition of

probation by the court, payments thereon shall be applied first to payment of the penalty assessment until paid in full, shall then be applied to the payment of the jail assessment until paid in full, shall then be applied to the payment of the crime victim and witness assistance surcharge until paid in full, shall then be applied to the drug abuse improvement surcharge until paid in full, shall then be applied to payment of the driver improvement surcharge until paid in full, shall then be applied to payment of the domestic abuse assessment until paid in full, shall then be applied to payment of the natural resources assessment if applicable until paid in full, shall then be applied to payment of the natural resources restitution payment until paid in full, shall then be applied to the payment of the environmental assessment if applicable until paid in full, shall then be applied to the payment of the wild animal protection assessment if applicable until paid in full, shall then be applied to payment of the weapons assessment until paid in full, shall then be applied to payment of the uninsured employer assessment until paid in full, ~~shall then be applied to payment of the automatic reinstatement assessment~~ and shall then be applied to payment of the fine.

SECTION 3859. 973.05 (2) of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

973.05 (2) When a defendant is sentenced to pay a fine and is also placed on probation, the court may make the payment of the fine, the penalty assessment, the jail assessment, the crime victim and witness assistance surcharge, any applicable deoxyribonucleic acid analysis surcharge, any applicable drug abuse program improvement surcharge, any applicable domestic abuse assessment, any applicable uninsured employer assessment, any applicable driver improvement surcharge, any applicable weapons assessment, any applicable environmental assessment, any applicable wild animal protection assessment, any applicable natural resources assessment and any applicable natural resources restitution payments a condition of probation. When the payments are made a condition of probation by the court, payments thereon shall be applied first to payment of the penalty assessment until paid in full, shall then be applied to the payment of the jail assessment until paid in full, shall then be applied to the payment of part A of the crime victim and witness assistance surcharge until paid in full, shall then be applied to part B of the crime victim and witness assistance surcharge until paid in full, shall then be applied to the deoxyribonucleic acid analysis surcharge until paid in full, shall then be applied to the drug abuse improvement surcharge until paid in full, shall then be applied to payment of the driver improvement surcharge until paid in full, shall then be applied to payment of the domestic abuse assessment until paid in full, shall then be applied to payment of the natural resources assessment if applicable until paid in full, shall then be applied to payment of the

natural resources restitution payment until paid in full, shall then be applied to the payment of the environmental assessment if applicable until paid in full, shall then be applied to the payment of the wild animal protection assessment if applicable until paid in full, shall then be applied to payment of the weapons assessment until paid in full, shall then be applied to payment of the uninsured employer assessment until paid in full and shall then be applied to payment of the fine.

SECTION 3860. 973.07 of the statutes is amended to read:

973.07 Failure to pay fine or costs. If the fine, costs, penalty assessment, jail assessment, ~~automatic reinstatement assessment~~, crime victim and witness assistance surcharge, applicable drug abuse program improvement surcharge, applicable domestic abuse assessment, applicable driver improvement surcharge, applicable weapons assessment, applicable uninsured employer assessment, applicable environmental assessment, applicable wild animal protection assessment, applicable natural resources assessment and applicable natural resources restitution payments are not paid as required by the sentence, the defendant may be committed to the county jail until the fine, costs, penalty assessment, jail assessment, ~~automatic reinstatement assessment~~, crime victim and witness assistance surcharge, applicable drug abuse program improvement surcharge, applicable domestic abuse assessment, applicable driver improvement surcharge, applicable weapons assessment, applicable uninsured employer assessment, applicable environmental assessment, applicable wild animal protection assessment, applicable natural resources assessment or applicable natural resources restitution payments are paid or discharged for a period fixed by the court not to exceed 6 months.

SECTION 3861. 973.07 of the statutes, as affected by 1993 Wisconsin Act (this act), is amended to read:

973.07 Failure to pay fine or costs. If the fine, costs, penalty assessment, jail assessment, crime victim and witness assistance surcharge, applicable deoxyribonucleic acid analysis surcharge, applicable drug abuse program improvement surcharge, applicable domestic abuse assessment, applicable driver improvement surcharge, applicable weapons assessment, applicable uninsured employer assessment, applicable environmental assessment, applicable wild animal protection assessment, applicable natural resources assessment and applicable natural resources restitution payments are not paid as required by the sentence, the defendant may be committed to the county jail until the fine, costs, penalty assessment, jail assessment, crime victim and witness assistance surcharge, applicable deoxyribonucleic acid analysis surcharge, applicable drug abuse program improvement surcharge, applicable domestic abuse assessment, applicable driver improvement surcharge, applicable weapons assessment, applicable uninsured

employer assessment, applicable environmental assessment, applicable wild animal protection assessment, applicable natural resources assessment or applicable natural resources restitution payments are paid or discharged for a period fixed by the court not to exceed 6 months.

SECTION 3863m. 977.07 (2) (c) of the statutes is amended to read:

977.07 (2) (c) A person seeking to have counsel assigned for him or her under s. 977.08 shall ~~certify under oath~~ sign a statement declaring that he or she has not disposed of any assets for the purpose of qualifying for that assignment of counsel. If the representative or authority making the indigency determination finds that any asset was disposed of for less than its fair market value for the purpose of obtaining that assignment of counsel, the asset shall be counted under par. (a) at its fair market value at the time it was disposed of, minus the amount of compensation received for the asset.

SECTION 3863p. 977.07 (2) (d) of the statutes is created to read:

977.07 (2) (d) A person who makes a false representation that he or she does not believe is true for purposes of qualifying for assignment of counsel shall be fined not more than \$10,000 or imprisoned for not more than 5 years or both.

SECTION 3863r. 977.07 (3m) (a) (intro.) of the statutes is amended to read:

977.07 (3m) (a) (intro.) The state public defender shall promptly release a copy of any statement, affidavit or other information provided by a person regarding financial eligibility under this section only if the state public defender or a circuit court finds all of the following:

SECTION 3863t. 977.07 (3m) (b) of the statutes is amended to read:

977.07 (3m) (b) Paragraph (a) does not limit the authority of the state public defender to release a copy of the statement, affidavit or other information under other circumstances.

SECTION 3865. 977.08 (3) (f) of the statutes is created to read:

977.08 (3) (f) Beginning on October 1, 1993, the state public defender may enter into annual contracts with private local attorneys for the provision of legal representation in cases involving the operation of a vehicle. Under any such contract, the state public defender shall assign cases without regard to pars. (c) and (d) and shall pay the amount specified in the contract, which shall not exceed the amount under sub. (4m). The contract shall include a procedure authorizing the state public defender to make additional payments for a case or to reassign a case if the circumstances surrounding the case justify the additional payment or reassignment.

SECTION 3866. 977.08 (4) of the statutes is amended to read:

977.08 (4) At the conclusion of each case, any private local attorney who has been appointed shall submit a copy of his or her bill to the state public defender. The state public defender shall review the bill and reject it or approve it in whole or in part. The state public defender shall then pay the bill according to the rates under sub. (4m). Any attorney dissatisfied with the decision of the state public defender regarding the bill may have the decision reviewed by the board. This subsection does not apply if the attorney is working under an agreement authorized under s. 977.02 (7m) or a contract authorized under sub. (3) (f).

SECTION 3867. 977.08 (4m) of the statutes is amended to read:

977.08 (4m) Unless otherwise provided by a rule promulgated under s. 977.02 (7r), for cases assigned before December 1, 1992, private local attorneys shall be paid \$45 per hour for time spent in court; \$35 per hour for time spent out of court, excluding travel, related to a case; and \$25 per hour for time spent in travel related to a case if any portion of the trip is outside the county in which the attorney's principal office is located. Unless otherwise provided by a rule promulgated under s. 977.02 (7r) or by a contract authorized under sub. (3) (f), for cases assigned on or after December 1, 1992, private local attorneys shall be paid \$50 per hour for time spent in court; \$40 per hour for time spent out of court, excluding travel, related to a case; and \$25 per hour for time spent in travel related to a case if any portion of the trip is outside the county in which the attorney's principal office is located.

SECTION 3868m. 977.08 (5) (bg) of the statutes is created to read:

977.08 (5) (bg) Beginning on October 1, 1993, there are 12 staff attorney positions in the subunit responsible for trials that shall perform supervisory duties and that shall handle case loads, as directed by the state public defender. Each of these attorney positions shall be responsible for a case load that equals 50% of the applicable annual caseload standard under par. (bd).

SECTION 3869. 977.085 (1) (c) of the statutes is created to read:

977.085 (1) (c) In the last 3 quarterly reports for fiscal year 1993-94 and in all of the quarterly reports for fiscal year 1994-95, information regarding the status of contracting under s. 977.08 (3) (f), including information showing the cost savings achieved through the contracting.

SECTION 3870. 978.041 of the statutes is created to read:

978.041 Population estimates of prosecutorial units. In ss. 978.03 and 978.04, the population of a prosecutorial unit is the population estimate for the unit as last determined by the department of administration under s. 16.96.

~~SECTION 3870m. 978.043 of the statutes is created to read:~~

~~**978.043 Transfer of position authority between prosecutorial units.** (1) The department of administration shall transfer position authority for 1.0 general purpose revenue assistant district attorney position from a prosecutorial unit that is below the statewide average case load to the prosecutorial unit that has the highest case load of those units that have submitted, as a request for inclusion in the most recent department budget request under s. 16.42, a request to the department for at least 1.0 additional general purpose revenue assistant district attorney position if the following conditions are met.~~

~~(a) There is a vacancy in a general purpose revenue assistant district attorney position in that prosecutorial unit that is below the statewide average case load.~~

~~(b) Following the proposed reduction in position authority, the county losing the position would remain below the statewide average case load. For calculations under this paragraph, the department shall use the statewide average case load that existed when the prosecutorial unit's vacancy occurred.~~

~~(2) (a) The department shall promulgate rules to administer this section. The rules shall include definitions of "case load" and "statewide average case load" and those definitions may assign weights to different types of cases.~~

~~(b) Until rules are promulgated under par. (a), the department shall determine case load and statewide average case load using the most recent available data from the director of state courts and cases weighted according to the following:~~

~~1. Except as provided in subd. 4, one felony case equals 1.0 weighted case.~~

~~2. Except as provided in subd. 4, one misdemeanor case equals 0.7 weighted case.~~

~~3. One juvenile delinquency case equals 0.7 weighted case.~~

~~4. One criminal case under chs. 341 to 349 equals 0.4 weighted case.~~

~~5. One forfeiture case equals 0.1 weighted case.~~

SECTION 3871g. 978.045 (1g) of the statutes is amended to read:

978.045 (1g) A court on its own motion may appoint a special prosecutor under sub. (1r) or a district attorney may request a court to appoint a special prosecutor under sub. (1r). The district attorney must receive approval from the department of administration before requesting an appointment that exceeds 6 hours per case. If a that subsection. Before a court appoints a special prosecutor on its own motion or at the request of a district attorney for an appointment that exceeds 6 hours per case, the court or district attorney requests an appointment under sub. (1r), the court shall first consider the feasibility of appointing request assistance from a district attorney, deputy dis-

Vetoed
in Part

trict attorney or assistant district attorney from ~~another other~~ prosecutorial ~~unit units~~ or an assistant attorney general ~~to serve as a special prosecutor. A district attorney requesting the appointment of a special prosecutor, or a court if the court is appointing a special prosecutor on its own motion, shall notify the department of administration, on a form provided by that department, of the district attorney's or the court's inability to obtain assistance from another prosecutorial unit or from an assistant attorney general.~~

SECTION 3871j. 978.045 (1r) of the statutes is repealed and recreated to read:

978.045 (1r) Any judge of a court of record, by an order entered in the record stating the cause therefor, may appoint an attorney as a special prosecutor to perform, for the time being, or for the trial of the accused person, the duties of the district attorney. An attorney appointed under this subsection shall have all of the powers of the district attorney. The judge may appoint an attorney as a special prosecutor at the request of a district attorney to assist the district attorney in the prosecution of persons charged with a crime, in grand jury or John Doe proceedings or in investigations. The judge may appoint an attorney as a special prosecutor if any of the following conditions exists:

- (a) There is no district attorney for the county.
- (b) The district attorney is absent from the county.
- (c) The district attorney has acted as the attorney for a party accused in relation to the matter of which the accused stands charged and for which the accused is to be tried.
- (d) The district attorney is near of kin to the party to be tried on a criminal charge.
- (e) The district attorney is unable to attend to his or her duties.
- (f) The district attorney is serving in the U.S. armed forces.
- (g) The district attorney stands charged with a crime and the governor has not acted under s. 17.11.
- (h) The district attorney determines that a conflict of interest exists regarding the district attorney or the district attorney staff.

SECTION 3874. 978.13 (1) (a) of the statutes is repealed.

SECTION 3875. 978.13 (1) (b) of the statutes is amended to read:

978.13 (1) (b) In counties having a population of 500,000 or more, ~~the one-time purchase of office equipment for 3 prosecutors and 2 clerks in the district attorney's office and~~ the salary and fringe benefit costs of 2 clerk positions providing clerical services to the prosecutors in the district attorney's office handling cases involving felony violations under ch. 161. The state treasurer shall pay the amount authorized under this paragraph to the county treasurer pursuant to a voucher submitted by the district attorney to the department of administration from the appropriation

under s. 20.475 (1) ~~(e)~~ (h). The amount paid under this paragraph may not exceed \$61,100 in the 1993-94 fiscal year and \$63,600 in the 1994-95 fiscal year.

SECTION 3876. 978.13 (1) (c) of the statutes is amended to read:

978.13 (1) (c) In counties having a population of 500,000 or more, the salary and fringe benefit costs of clerk positions in the district attorney's office necessary for the prosecution of violent crime cases primarily involving felony violations under s. 939.63, if a felony is committed while armed, and under ss. 940.01 to 940.03, 940.05, 940.06, 940.225 and 943.32 (2). The state treasurer shall pay the amount authorized under this paragraph to the county treasurer pursuant to a voucher submitted by the district attorney to the secretary of administration from the appropriation under s. 20.475 (1) (c). ~~The amount paid under this paragraph may not exceed \$45,800 \$76,800 in the 1991-92 1993-94 fiscal year and \$73,400 \$79,800 in the 1992-93 1994-95 fiscal year.~~

SECTION 3877. 978.13 (2) (intro.) of the statutes is renumbered 978.13 (2) and amended to read:

978.13 (2) Except as provided in sub. (1), each county in a district attorney's prosecutorial unit has financial responsibility for all costs related to the operation of the district attorney's office, including, but not limited to, all of the following: other than the salaries of the district attorney and other state employes in the district attorney's office, the compensation of special prosecutors and the cost of benefits under the Wisconsin retirement system and the insurance benefit plans under ch. 40 for which the district attorney and other state employes in the district attorney's office are eligible. The nature and level of materials, supplies, equipment, services and facilities provided for the district attorney's office by the county shall be adequate and sufficient to fulfill the responsibilities of that office.

SECTION 3878. 978.13 (2) (a) to (f) of the statutes are repealed.

SECTION 3879. 978.14 of the statutes is repealed.

SECTION 3881. 1985 Wisconsin Act 341, section 6 (3) is repealed.

SECTION 3882. 1989 Wisconsin Act 31, section 3040 (11j) is repealed.

SECTION 3883. 1991 Wisconsin Act 22, section 2 (5) is renumbered 49.45 (5m) of the statutes and amended to read:

49.45 (5m) SUPPLEMENTAL FUNDING FOR RURAL HOSPITALS. (a) Notwithstanding ~~section 49.45 sub. (3) (c) of the statutes, from the appropriation appropriations under section s. 20.435 (1) (b) of the statutes and (o) the department of health and social services shall allocate up to \$898,100 in fiscal year 1991-92 and up to \$893,300 in fiscal year 1992-93 and from the appropriation under section 20.435 (1) (e) of the statutes the department of health and social services shall allocate up to \$1,357,900 in fiscal year 1991-92 and up~~

~~to \$1,378,100 shall distribute not more than \$2,256,000 in each of fiscal year 1992-93 years 1993-94 and 1994-95, to provide supplemental funds to rural hospitals that, as determined by the department of health and social services, have high utilization of inpatient services by patients whose care is provided from governmental sources, except that the department may not distribute funds to a rural hospital to the extent that the distribution would exceed any limitation under 42 USC 1396b (i) (3).~~

(b) The supplemental funding under ~~paragraph par.~~ (a) shall be based on the utilization, by recipients of medical assistance, of the total inpatient days of a rural hospital in relation to that utilization in other rural hospitals.

SECTION 3884. 1991 Wisconsin Act 39, section 9115 (1h) is renumbered 560.038 of the statutes, and 560.038 (title), (1) (intro.) and (b), (2) (intro.), (b), (e) to (g), (j) and (k) and (3), as renumbered, are amended to read:

560.038 (title) Minority nonprofit corporation grants. (1) (title) DEFINITIONS. (intro.) In this subsection:

(b) "Nonprofit corporation" means a corporation that is organized under ~~chapter ch.~~ 181 of the statutes, as affected by this act, and that is exempt from taxation under section 501 (c) (3) of the internal revenue code.

(2) (title) GRANTS. (intro.) ~~The In each fiscal year, the department of development may make a grant totaling of not more than \$500,000 \$100,000 from the appropriation under section s. 20.143 (1) (fm) of the statutes, as amended by this act, to a nonprofit corporation, if all of the following apply:~~

(b) The business incubator provides services primarily to minority group members, as defined in ~~section 560.036 (1) (f) of the statutes, or minority businesses, as defined in section 560.036 (1) (e) of the statutes.~~

(e) The nonprofit corporation submits a plan to the department of development detailing the project and the proposed use of the grant.

(f) If the grant is part of a project that is also funded by contributions from other sources, the nonprofit corporation provides the department of development with the amount of those contributions or pledges for contributions that the nonprofit corporation received before the grant is made.

(g) The secretary of development approves the plan submitted under ~~subdivision 5 par. (e)~~ before awarding the grant.

(j) The nonprofit corporation agrees to try to ensure that at least 50% of the proceeds of the grant will go to contractors that are minority group businesses, as defined in ~~section 560.036 (1) (e) of the statutes.~~

(k) The nonprofit corporation agrees to submit to the department of development, within 90 days after spending the full amount of the grant, a report detailing the actual use of the proceeds of the grant.

(3) (title) APPLICABILITY. This subsection section does not apply after June 30, ~~1993~~ 1995.

SECTION 3885. 1991 Wisconsin Act 39, section 9115 (1i) (title) is renumbered 560.039 (title) of the statutes.

SECTION 3886. 1991 Wisconsin Act 39, section 9115 (1i) (a) (intro.) is renumbered 560.039 (1) (intro.) of the statutes and amended to read:

560.039 (1) (title) DEFINITIONS. (intro.) In this subsection, "business section:

(a) "Business incubator" means a person who operates a facility designed to encourage the growth of new businesses, if at least 2 of the following apply:

SECTION 3887. 1991 Wisconsin Act 39, section 9115 (1i) (a) 1 to 4 are renumbered 560.039 (1) (a) 1 to 4 of the statutes.

SECTION 3888. 1991 Wisconsin Act 39, section 9115 (1i) (b) and (c) are renumbered 560.039 (2) and (3) of the statutes, and 560.039 (2) (intro.), (a), (d) to (f), (h) and (i) and (3), as renumbered, are amended to read:

560.039 (2) (title) GRANTS. (intro.) ~~The In each fiscal year, the department of development may make a grant totaling of not more than \$500,000 \$100,000 from the appropriation under section s. 20.143 (1) (fm) of the statutes, as amended by this act, to a business incubator, if all of the following apply:~~

(a) The business incubator provides services primarily to minority group members, as defined in ~~section 560.036 (1) (f) of the statutes, or minority businesses, as defined in section 560.036 (1) (e) of the statutes.~~

(d) The business incubator submits a plan to the department of development detailing the proposed use of the grant.

(e) If the grant is part of a project that is also funded by contributions from other sources, the business incubator provides the department of development with the amount of those contributions or pledges for contributions that the business incubator received before the grant is made.

(f) The secretary of development approves the plan submitted under ~~subdivision 4 par. (d)~~ before awarding the grant.

(h) If the grant will be used to build or rehabilitate the premises of the business incubator, the business incubator agrees to try to ensure that at least 50% of the proceeds of the grant will go to contractors that are minority businesses, as defined in ~~section 560.036 (1) (e) of the statutes.~~

(i) The business incubator agrees to submit to the department of development, within 90 days after

spending the full amount of the grant, a report detailing the actual use of the proceeds of the grant.

(3) (title) **APPLICABILITY.** This ~~subsection~~ section does not apply after June 30, ~~1993~~ 1995.

SECTION 3889. 1991 Wisconsin Act 39, section 9142 (13zn) is repealed.

SECTION 3890. 1991 Wisconsin Act 250, section 9125 (1) (a) is amended to read:

[1991 Wisconsin Act 250] Section 9125 (1) (a) *Initial membership on the commission.* Notwithstanding the length of terms of commission members specified in section 15.06 (1) (a) of the statutes, of the initial members of the Wisconsin cost containment commission under section 15.195 (10) of the statutes, as created by this act, one member shall be appointed for a term that expires on March 1, ~~1994~~ 1995, one member shall be appointed for a term that expires on March 1, ~~1996~~ 1997, and one member shall be appointed for a term that expires on March 1, ~~1998~~ 1999. All commissioners shall be appointed prior to initial promulgation of the commission's rules.

SECTION 3891. 1991 Wisconsin Act 250, section 9125 (1) (c) is repealed.

SECTION 3892. 1991 Wisconsin Act 250, section 9125 (6) is repealed.

SECTION 3893. 1991 Wisconsin Act 269, section 1143eh is repealed.

SECTION 3894. 1991 Wisconsin Act 269, section 9101 (3j) is amended to read:

[1991 Wisconsin Act 269] Section 9101 (3j) **REPAYMENT OF VETERANS TRUST FUND LOAN.** The secretary of administration shall ensure that the amount transferred from the veterans trust fund under SECTION 9258 (1b) of this act is repaid to the veterans trust fund, without interest, by ~~June 30~~ July 1, 1994.

SECTION 3894m. 1991 Wisconsin Act 269, section 9145 (9d) is amended to read:

[1991 Wisconsin Act 269] Section 9145 (9d) **REPORT ON PUPIL ASSESSMENT.** By January 1, 1994, the state superintendent of public instruction shall submit a report to the legislature in the manner provided under section 13.172 (2) of the statutes. The report shall include the state superintendent's plan for implementing in the 1996-97 school year a pupil assessment program that is consistent with the recommendations under subsection (9c) (d). The plan shall include a description of the proposed assessment program, including how the assessments are to be administered and scored and by whom, a projection of the costs of the program, including one-time costs and on-going costs, and the intended uses of the assessments.

SECTION 3895. 1991 Wisconsin Act 269, section 9410 (1) is repealed.

SECTION 9101. **Nonstatutory provisions; administration.**

(2) **PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY.** From federal and program revenue moneys appropriated to the department of administration for

the office of justice assistance under section 20.505 (6) (g) of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes, the department shall expend \$178,400 in fiscal year 1993-94 and \$189,100 in fiscal year 1994-95 to provide the multi-jurisdictional enforcement group serving Milwaukee county with funding for 3 assistant district attorneys to prosecute criminal violations of chapter 161 of the statutes. The funding is not subject to the grant procedure under section 16.964 (2m) of the statutes.

(2x) **PROPERTY TAX DEFERRAL LOAN PROGRAM TRANSFER.**

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets, including the portfolio of loans made under sections 16.993 to 16.997, 1991 stats., but not including the money in the appropriation accounts under section 20.505 (9) (a) and (b), 1991 stats., and liabilities of the department of administration associated with the property tax deferral program shall become the assets and liabilities of the Wisconsin housing and economic development authority. No later than the last day of the 6th month beginning after the effective date of this paragraph, the Wisconsin housing and economic development authority shall transfer to the general fund an amount of money equal to the difference between the value of those assets and the value of those liabilities.

(b) *Equipment and records.* On the effective date of this paragraph, all records of the department of administration associated with the property tax deferral program are transferred to the Wisconsin housing and economic development authority.

(c) *Contracts.* All contracts entered into by the department of administration relating to the property tax deferral program remain in effect and are transferred to the Wisconsin housing and economic development authority.

(d) *Pending matters.* Any matter pending with the department of administration on the effective date of this paragraph related to the property tax deferral program is transferred to the Wisconsin housing and economic development authority, and all materials submitted to or actions taken before the effective date of this paragraph with respect to the pending matter are considered as having been submitted to or taken by the Wisconsin housing and economic development authority.

(e) *Position elimination.* The authorized FTE positions for the department of administration funded from the appropriation under section 20.505 (9) (b) of the statutes are decreased by 0.5 GPR position.

(3) **PAYMENT TO THE DIRECTOR OF STATE COURTS.** From the appropriations under section 20.505 (6) (g) of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes, the department of administration shall pay \$143,600 in fiscal year 1993-94 and \$149,300 in fiscal year 1994-95 to the director of state courts to reimburse Milwaukee county for costs incurred in operating one circuit court branch in

the 1st judicial administrative district that primarily handles drug-related cases.

(5) STUDY OF MADISON AREA DATA PROCESSING, PRINTING AND MAILING FUNCTIONS.

(a) In this subsection, "state agency" has the meaning given in section 20.001 (1) of the statutes.

(b) The department of administration shall study and submit a report to the governor to the joint committee on finance, and to the legislature in the manner provided in section 13.172 (2) of the statutes, prior to July 1, 1994, concerning whether it is possible to develop a more cost-effective means of administering the data processing, printing and mailing functions of the state agencies in the Madison metropolitan area. The study shall include an evaluation of possible consolidation of large printing jobs and printing for direct mail. The study shall also include identification of possible savings through more cost-effective delivery of data processing, printing and mailing services, consolidation of these services or reduction of these services.

Vetoed
in Part

~~(5) COMMUNITY AIDS INFORMATION SYSTEMS REPORT. The department of administration shall develop recommendations, including the need for funding and the funding source, for a new community aids information system or for improvements in the present systems that provide information regarding community aids, including information provided by counties. By September 15, 1994, the department of administration shall submit these recommendations to the legislature in the manner provided under section 13.172 (2) of the statutes.~~

(6) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From federal and program revenue moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (g) of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes, the department shall expend \$75,800 in fiscal year 1993-94 and \$78,800 in fiscal year 1994-95 to provide the multi-jurisdictional enforcement group serving Dane county with funding for one assistant district attorney to prosecute criminal violations of chapter 161 of the statutes. The funding is not subject to the grant procedure under section 16.964 (2m) of the statutes.

(6v) DEOXYRIBONUCLEIC ACID ANALYSIS. From federal moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (pb) and (pc) of the statutes, the department of administration shall pay \$155,000 in fiscal year 1993-94 and \$230,100 in fiscal year 1994-95 to the department of justice to provide deoxyribonucleic acid analysis, to administer section 165.77 of the statutes, as created by this act, to pay for the salary and fringe benefits of one assistant district attorney for Milwaukee county who conducts prosecutions using deoxyribonucleic acid analysis and to

provide statewide training regarding prosecutions using deoxyribonucleic acid analysis.

(7e) RULES ON MOBILE HOME PARK REGULATION. The department of administration shall submit in proposed form the rules required under section 16.366 (2) (c) 2 of the statutes, as affected by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 6th month beginning after the effective date of this subsection.

(8) LAND INFORMATION BOARD PROJECT POSITIONS. The authorized FTE positions for the department of administration are increased by 2.5 PR project positions, to be funded from the appropriation under section 20.505 (4) (ie) of the statutes, to replace 2.5 PR project positions authorized for the department on January 1, 1993, for the purpose of carrying out the functions of the land information board for the period ending on December 31, 1996. Notwithstanding section 230.27 (1) of the statutes, if the term of 2.5 PR project positions existing on January 1, 1993, that are assigned to the land information board has not expired on the effective date of this subsection, the department of administration may use the authorization under this subsection to extend the term of these positions until December 31, 1996.

(8z) PETROLEUM INSPECTION FUND POSITIONS. The department of administration shall convert from program revenue positions to segregated revenue positions those positions affected by the expansion of the fund under section 25.47 of the statutes and the treatment of sections 20.115 (1) (im) and (j), 20.370 (2) (bh) and (bi), (4) (cg) and (ig) and (8) (mh), 20.395 (4) (dg), 20.445 (1) (j) and 20.465 (3) (jp) of the statutes by this act and shall describe that conversion in the next report under section 16.517 of the statutes that is provided after the effective date of this subsection.

(9) PAYMENTS TO THE DEPARTMENT OF JUSTICE; VICTIM AND WITNESS ASSISTANCE. From federal and program revenue moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (g) of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes, the department shall pay \$529,000 in fiscal year 1993-94 and \$850,800 in fiscal year 1994-95 to the department of justice to provide payments to counties under chapter 950 of the statutes.

(10) PAYMENTS TO THE DEPARTMENT OF JUSTICE. From federal and program revenue moneys appropriated to the department of administration for the office of justice assistance under section 20.505 (6) (g) of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes, the department of administration shall pay \$718,700 in fiscal year 1993-94 and \$737,300 in fiscal year 1994-95 to the department of justice to provide a grant to a 1st class city for a drug abatement team program.

(10d) LOCAL GOVERNMENT PROPERTY INSURANCE FUND LOAN TO GENERAL FUND. Notwithstanding the

requirement of section 605.35 of the statutes, as affected by this act, to pay accrued interest on the loan made from the general fund to the local government property insurance fund on or before June 30, 1995, the department of administration shall pay accrued interest on that loan in annual instalments beginning on or before June 30, 1996.

(10g) GLASS CEILING STUDY. From the appropriation under section 20.505 (3) (b) of the statutes, the women's council may distribute not more than \$30,000 to contract for a study focusing on the achievement and advancement of women in the workforce of this state, if that council obtains funds from private sources to pay for 50% of the cost of that study. The study shall consist of a mail survey of personnel directors, a telephone survey of female managers and an analysis of those surveys to determine what practices are in place to improve diversification in the workforce of this state.

Vetoed in Part

~~(10h) PROPOSED RULES CONCERNING REPORTS OF EXPENDITURES. The department of administration shall submit in proposed draft form the rules required under section 20.001 (5) of the statutes, as affected by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the 180th day beginning after the effective date of this subsection. Notwithstanding section 227.19 (2) of the statutes, the presiding officers of the senate and assembly shall refer these proposed rules in final draft form to the joint legislative audit committee.~~

Vetoed in Part

~~(11w) PARENTAL CHOICE PUBLIC INFORMATION PROGRAM. The department of administration may not encumber funds appropriated in the 1993-95 fiscal biennium under section 20.505 (1) (e) of the statutes, as created by this act, without the approval of the joint committee on finance. The department of administration shall submit a plan for expenditure of the funds to the joint committee on finance by December 1, 1993.~~

SECTION 9104. Nonstatutory provisions; agriculture, trade and consumer protection.

(1) WORLD DAIRY CENTER AUTHORITY.

(a) In this subsection:

1. "Authority" means the world dairy center authority.

2. "Department" means the department of agriculture, trade and consumer protection.

(b) The department may award a grant of not more than \$25,000 in fiscal year 1993-94 and of not more than \$25,000 in fiscal year 1994-95 from the appropriation under section 20.115 (3) (a) of the statutes to the authority for administrative activities associated with the start-up of the authority if all of the following apply:

1. The authority secures \$50,000 in fiscal year 1993-94 and \$50,000 in fiscal year 1994-95 in gifts and grants from other public or private sources.

2. The authority submits a plan to the department detailing the proposed use of the grant proceeds.

3. The secretary of agriculture, trade and consumer protection approves the plan submitted by the authority under subdivision 2.

4. The authority enters into a written agreement with the department that specifies the conditions for use of the grant proceeds, including reporting and auditing requirements.

5. The authority agrees to submit to the department, within 6 months after spending the full amount of the grant, a report detailing how the grant proceeds were used.

(c) The grant proceeds awarded under paragraph (b) may be used to pay the compensation of the authority's executive director and to purchase liability coverage for the authority.

~~(1e) SPOONER AGRICULTURAL RESEARCH STATION. The department of agriculture, trade and consumer protection shall expend the funds appropriated under section 20.115 (8) (j) of the statutes, as affected by this act, for the 1993-95 fiscal biennium on research for the purpose specified in section 93.41 (2m) of the statutes conducted at the university of Wisconsin agricultural research station at Spooner.~~

Vetoed in Part

(1x) COST OF ANIMAL WASTE MANAGEMENT FACILITIES. The department of agriculture, trade and consumer protection shall conduct a study of the average costs of animal waste management facilities and systems for the purpose of the promulgation of rules under sections 92.14 (6) (h) 1. d. and 144.25 (8) (o) of the statutes, as affected by this act, and shall submit the results of the study no later than January 1, 1995, to the department of natural resources and to the legislature in the manner provided under section 13.172 (2) of the statutes.

(2g) STRAY VOLTAGE PROJECT POSITIONS. The authorized FTE positions for the department of agriculture, trade and consumer protection are increased by 3.0 PR project positions for a period ending on August 31, 1995, to be funded from the appropriation under section 20.115 (8) (j) of the statutes, as affected by this act. The positions replace 3.0 PR project positions that are authorized to administer the stray voltage program under section 93.41 of the statutes, as affected by this act, and that have a probable termination date of August 31, 1993. Notwithstanding section 230.27 (1) of the statutes, if the terms of the 3.0 PR project positions relating to the stray voltage program and authorized until August 31, 1993, have not expired on the effective date of this subsection, the department of agriculture, trade and consumer protection may use the authorization under this subsection to extend the terms until August 31, 1995.

(2t) WEIGHTS AND MEASURES INSPECTIONS. Of the moneys appropriated to the department of agriculture, trade and consumer protection under section 20.115 (1) (j) of the statutes, as affected by this act, the department may not encumber \$95,200 of the amount appropriated in fiscal year 1993-94 and \$224,800 of the amount appropriated in fiscal year 1994-95 for the

Vetoed in Part

\$73,700 \$224,800

Vetoed
in Part

costs of increasing inspections and improving compliance and enforcement in the weights and measures program until the secretary of agriculture, trade and consumer protection submits for action by the joint committee on finance a report regarding all of the following:

- (a) Whether the current division of responsibilities between the department of agriculture, trade and consumer protection and municipalities should be changed.
- (b) The feasibility of consolidating certain weights and measures inspections with other inspection activities and the savings that could be achieved.
- (c) The impact of a compliance-based inspection schedule on staffing and funding needs.

SECTION 9105. Nonstatutory provisions; arts board.

SECTION 9108. Nonstatutory provisions; building commission.

(1) 1993-95 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years beginning on July 1, 1993, and ending on June 30, 1995, the authorized state building program is as follows:

(a) DEPARTMENT OF ADMINISTRATION

1. *Projects financed by program revenue supported borrowing:*

| | |
|--|---------------|
| New agriculture building acquisition - Madison | \$ 18,710,000 |
| Capitol heat and power plant - Utility service extension | 2,600,000 |
| Capitol heat and power plant - Air conditioning capacity upgrade | 1,650,000 |
| State office building at 1 West Wilson street - Madison - ventilation upgrade - Phase 3 | 1,100,000 |
| Acquisition of general office space - Madison | 6,000,000 |

2. *Agency totals:*

| | |
|-------------------------------------|---------------|
| Program revenue supported borrowing | 30,060,000 |
| Total - All sources of funds | \$ 30,060,000 |

(b) BUILDING COMMISSION

1. *Projects financed by general fund supported borrowing:*

| | |
|--|---------------|
| State capitol west wing restoration and renovation | \$ 15,000,000 |
|--|---------------|

2. *Agency totals:*

| | |
|----------------------------------|---------------|
| General fund supported borrowing | 15,000,000 |
| Total - All sources of funds | \$ 15,000,000 |

(c) DEPARTMENT OF CORRECTIONS

1. *Projects financed by general fund supported borrowing:*

| | |
|--|--------------|
| Fox Lake correctional institution master plan improvements - Phase 1 | \$ 2,255,000 |
| 800 Megahertz radio systems | 1,500,000 |
| Taycheedah correctional institution fence security | 322,500 |
| Green Bay correctional institution segregation unit | 345,000 |
| Waupun correctional institution - 150 cell expansion | 12,559,000 |
| Waupun correctional institution - health services unit | 1,700,000 |
| Waupun correctional institution - food service equipment | 375,000 |

2. *Agency totals:*

| | |
|----------------------------------|---------------|
| General fund supported borrowing | 19,056,500 |
| Total - All sources of funds | \$ 19,056,500 |

(d) EDUCATIONAL COMMUNICATIONS BOARD

1. *Projects financed by general fund supported borrowing:*

| | |
|---|------------|
| Replacement of network broadcast facilities | \$ 600,000 |
| (Total project all funding sources \$1,200,000) | |

(1c) COMMUNITY ARTS PROGRAM. In addition to any other amounts encumbered from the appropriation under section 20.215 (1) (b) of the statutes, as affected by this act, the arts board shall allocate the following amounts from the appropriation under section 20.215 (1) (b) of the statutes, as affected by this act, for the community arts program:

(a) \$75,000 in fiscal year 1993-94 for the community arts program to match up to \$75,000 in federal grants that have been received by this state in fiscal year 1993-94 for support of the community arts program.

(b) \$75,000 in fiscal year 1994-95 to match up to \$75,000 in federal grants that have been received by this state in fiscal year 1994-95 for support of the community arts program.

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|-----|---|---------------|
| 2. | <i>Projects financed by gifts, grants and other receipts:</i> | |
| | Replacement of network broadcast facilities | 600,000 |
| | (Total project all funding sources \$1,200,000) | |
| 3. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 600,000 |
| | Gifts, grants and other receipts | 600,000 |
| | Total - All sources of funds | \$ 1,200,000 |
| (e) | DEPARTMENT OF HEALTH AND SOCIAL SERVICES | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | Ethan Allen school - Vilas hall remodeling | \$ 794,500 |
| | Mendota mental health institute - Goodland hall air conditioning | 2,872,000 |
| | (Total project all funding sources \$3,872,000) | |
| | Winnebago mental health institute - Forensic building | 7,900,000 |
| | Ethan Allen school - Cottage renovation | 575,500 |
| | Southern center for the developmentally disabled - Female youth center remodeling | 3,335,000 |
| | Central center for the developmentally disabled - bathroom remodeling in 2 buildings | 250,000 |
| 2. | <i>Projects financed by existing general fund supported borrowing authority:</i> | |
| | Mendota mental health institute - Goodland hall air conditioning | 1,000,000 |
| | (Total project all funding sources \$3,872,000) | |
| 3. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 15,727,000 |
| | Existing general fund supported borrowing authority | 1,000,000 |
| | Total - All sources of funds | \$ 16,727,000 |
| (f) | DEPARTMENT OF INDUSTRY, LABOR AND HUMAN RELATIONS | |
| 1. | <i>Projects financed by federal funds:</i> | |
| | Employment security building remodeling - Janesville | \$ 394,800 |
| | Employment security building remodeling - Eau Claire | 499,300 |
| 2. | <i>Agency totals:</i> | |
| | Federal funds | 894,100 |
| | Total - All sources of funds | \$ 894,100 |
| (g) | LABORATORY OF HYGIENE BOARD | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | New laboratory facility - Phase 1 | \$ 7,383,000 |
| | (Total project all funding sources \$16,766,000) | |
| 2. | <i>Projects financed by program revenue supported borrowing:</i> | |
| | New laboratory facility - Phase 1 | 8,383,000 |
| | (Total project all funding sources \$16,766,000) | |
| 3. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 7,383,000 |
| | Program revenue supported borrowing | 8,383,000 |
| | Total - All sources of funds | \$ 15,766,000 |
| (h) | DEPARTMENT OF MILITARY AFFAIRS | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | Armory and motor vehicle storage building - Marshfield | \$ 1,337,100 |
| | (Total project all funding sources \$3,822,000) | |
| | Armory, motor vehicle storage building and army aviation support facility - West Bend | 1,383,100 |
| | (Total project all funding sources \$8,912,500) | |
| | Maintenance support facility - Camp Williams | 597,000 |
| | (Total project all funding sources \$14,103,000) | |
| 2. | <i>Projects financed by federal funds:</i> | |
| | Armory and motor vehicle storage building - Marshfield | 2,484,900 |
| | (Total project all funding sources \$3,822,000) | |

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| | Armory, motor vehicle storage building and army aviation support facility - West Bend | 7,529,400 |
| | (Total project all funding sources \$8,912,500) | |
| | Maintenance support facility - Camp Williams | 13,506,000 |
| | (Total project all funding sources \$14,103,000) | |
| 3. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 3,317,200 |
| | Federal funds | <u>23,520,300</u> |
| | Total - All sources of funds | \$ 26,837,500 |
| (i) | DEPARTMENT OF NATURAL RESOURCES | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | Office and ranger station consolidation - Wisconsin Rapids | \$ 628,000 |
| | (Total project all funding sources \$1,570,000) | |
| | Fish hatchery renovation and expansion - Spooner | 10,500,000 |
| 2. | <i>Projects financed by existing general fund supported borrowing authority - stewardship trail funds:</i> | |
| | 400 Trail support facilities | 222,500 |
| | (Total project all funding sources \$445,000) | |
| 3. | <i>Projects financed by existing general fund supported borrowing authority - stewardship property development funds:</i> | |
| | Campground expansion - Willow river state park | 250,000 |
| 4. | <i>Projects financed by segregated fund supported borrowing:</i> | |
| | Office and ranger station consolidation - Wisconsin Rapids | 942,000 |
| | (Total project all funding sources \$1,570,000) | |
| | Nevin fish hatchery raceway replacement | 1,388,000 |
| | 400 Trail support facilities | 222,500 |
| | (Total project all funding sources \$445,000) | |
| 5. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 11,128,000 |
| | Existing general fund supported borrowing authority - stewardship trail funds | 222,500 |
| | Existing general fund supported borrowing authority - stewardship property development funds | 250,000 |
| | Segregated fund supported borrowing | <u>2,552,500</u> |
| | Total - All sources of funds | \$ 14,153,000 |
| (j) | STATE FAIR PARK BOARD | |
| 1. | <i>Projects financed by program revenue supported borrowing:</i> | |
| | Facilities improvements | \$ 1,500,000 |
| | Youth dorm improvements | 800,000 |
| | (Total project all funding sources \$1,200,000) | |
| 2. | <i>Projects financed by program revenue:</i> | |
| | Youth dorm improvements | 400,000 |
| | (Total project all funding sources \$1,200,000) | |
| | Racetrack infield electrical upgrading | 300,000 |
| | Dairy bakery remodeling | 550,000 |
| 3. | <i>Agency totals:</i> | |
| | Program revenue supported borrowing | 2,300,000 |
| | Program revenue | <u>1,250,000</u> |
| | Total - All sources of funds | \$ 3,550,000 |
| (k) | DEPARTMENT OF TRANSPORTATION | |
| 1. | <i>Projects financed by segregated fund supported revenue borrowing:</i> | |
| | Materials laboratory renovation - Phase 2 - Madison | \$ 1,533,000 |
| | District 1 state patrol headquarters - DeForest | 2,000,000 |
| | District 5 state patrol headquarters expansion - Tomah | 762,100 |

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| | District 7 state patrol headquarters expansion - Spooner | 909,400 |
| | Renovation of vacant space - Hill Farms state office building - Madison | 510,000 |
| | Customer service center land acquisition - Waukesha area | 373,000 |
| | Customer service center remodeling - Eau Claire | 258,000 |
| 2. | <i>Agency totals:</i> | |
| | Segregated fund supported revenue borrowing | <u>6,345,500</u> |
| | Total - All sources of funds | \$ 6,345,500 |
| (m) | DEPARTMENT OF VETERANS AFFAIRS | |
| 1. | <i>Projects financed by existing general fund supported borrowing authority:</i> | |
| | Wisconsin veterans home at King - Cook/chill food system | \$ 525,000 |
| | (Total project all funding sources \$1,500,000) | |
| 2. | <i>Projects financed by program revenue supported borrowing:</i> | |
| | Wisconsin veterans home at King - Wastewater treatment plant expansion | 5,690,000 |
| 3. | <i>Projects financed by federal funds:</i> | |
| | Wisconsin veterans home at King - Cook/chill food system | 975,000 |
| | (Total project all funding sources \$1,500,000) | |
| 4. | <i>Agency totals:</i> | |
| | Existing general fund supported borrowing authority | 525,000 |
| | Program revenue supported borrowing | 5,690,000 |
| | Federal funds | <u>975,000</u> |
| | Total - All sources of funds | \$ 7,190,000 |
| (n) | UNIVERSITY OF WISCONSIN SYSTEM | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | Eau Claire - Brewer hall complex capital renewal | \$ 2,500,000 |
| | La Crosse - Morris hall capital renewal | 3,000,000 |
| | Madison - Humanities building health and safety improvements | 1,250,000 |
| | - Art department studio renovation | 1,050,000 |
| | - Law school addition and remodeling | 8,500,000 |
| | (Total project all funding sources \$14,500,000) | |
| | Milwaukee - Engelmann hall remodeling | 2,911,000 |
| | Oshkosh - Radford hall capital renewal | 1,489,500 |
| | Platteville - Doudna hall capital renewal | 3,000,000 |
| | River Falls - Davee library addition and remodeling | 7,145,000 |
| | Stevens Point - Science building capital renewal | 2,841,000 |
| | Superior - Barstow hall capital renewal | 3,176,500 |
| | Whitewater - Andersen library remodeling | 1,700,000 |
| | Extension - University center for continuing education | 7,750,000 |
| | (Total project all funding sources \$11,250,000) | |
| 2. | <i>Projects financed by existing general fund supported borrowing authority:</i> | |
| | Madison - Law school addition and remodeling | 1,000,000 |
| | (Total project all funding sources \$14,500,000) | |
| | Extension - University center for continuing education | 2,000,000 |
| | (Total project all funding sources \$11,250,000) | |
| 3. | <i>Projects financed by program revenue supported borrowing:</i> | |
| | Green Bay - Children's center | 800,000 |
| | Madison - Cardiac intensive care unit-clinical science center | 2,700,000 |
| | - Campus parking facilities | 5,000,000 |
| | (Total project all funding sources \$9,000,000) | |
| | - Research park roads and utilities | 5,000,000 |
| | Milwaukee - Student union remodeling | 2,400,000 |
| | Stevens Point - Residence halls renovation - Phase 2 | 4,188,000 |
| | - University housing maintenance facility | 648,500 |

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| | Whitewater - University center dining remodeling | 1,672,000 |
| | Extension - University center for continuing education (Total project all funding sources \$11,250,000) | 1,500,000 |
| | System - Residence halls adaptive reuse | 6,000,000 |
| 4. | <i>Projects financed by existing program revenue supported borrowing:</i> | |
| | Madison - campus parking facilities (Total project all funding sources \$9,000,000) | 4,000,000 |
| 5. | <i>Projects financed by gifts, grants and other receipts:</i> | |
| | Madison - Law school addition and remodeling (Total project all funding sources \$14,500,000) | 5,000,000 |
| | - Alumni house expansion and remodeling | 2,234,000 |
| | - Clinical science center - cancer shell completion | 2,137,000 |
| | - Crew house expansion | 2,145,000 |
| | - McClain wrestling facility | 1,000,000 |
| 6. | <i>Agency totals:</i> | |
| | General fund supported borrowing | 46,313,000 |
| | Existing general fund supported borrowing authority | 3,000,000 |
| | Program revenue supported borrowing | 29,908,500 |
| | Existing program revenue supported borrowing | 4,000,000 |
| | Gifts, grants and other receipts | <u>12,516,000</u> |
| | Total - All sources of funds | \$ 95,737,500 |
| (o) | WISCONSIN INITIATIVE FOR STATE TECHNOLOGY AND APPLIED RESEARCH; NONMATCHING PROJECTS | |
| 1. | <i>Projects financed by existing general fund supported borrowing authority:</i> | |
| | Laboratory of hygiene board - New laboratory facility - Phase 1 (Total project all funding sources \$16,766,000) | \$ 1,000,000 |
| | University of Wisconsin-Madison - utility system improvements | 3,000,000 |
| | University of Wisconsin-Stout - Jarvis hall remodeling | 8,285,000 |
| | Statewide - repair and renovation projects | 7,715,000 |
| 2. | <i>Totals:</i> | |
| | Existing general fund supported borrowing authority | <u>20,000,000</u> |
| | Total - All sources of funds | \$ 20,000,000 |
| (p) | ALL AGENCY PROJECT FUNDING | |
| 1. | <i>Projects financed by general fund supported borrowing:</i> | |
| | Facilities repair and renovation - various state agencies (Total program all funding sources \$50,930,600) | \$ 30,750,000 |
| | Utilities repair and renovation - various state agencies (Total program all funding sources \$47,480,700) | 24,000,000 |
| | Health, safety and environment - various state agencies (Total program all funding sources \$37,997,000) | 30,750,000 |
| | Wisconsin energy initiative - various state agencies (Total program all funding sources \$50,000,000) | 21,600,000 |
| 2. | <i>Projects financed by existing general fund supported borrowing authority - stewardship development funds:</i> | |
| | Facilities repair and renovation - various state agencies (Total program all funding sources \$50,930,600) | 2,806,000 |
| 3. | <i>Projects financed by other existing general fund supported borrowing authority:</i> | |
| | Wisconsin energy initiative - various state agencies (Total program all funding sources \$50,000,000) | 3,400,000 |

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| 4. | <i>Projects financed by program revenue supported borrowing:</i> | |
| | Facilities repair and renovation - various state agencies | 13,354,600 |
| | (Total program all funding sources \$50,930,600) | |
| | Utilities repair and renovation - various state agencies | 10,748,200 |
| | (Total program all funding sources \$47,480,700) | |
| | Health, safety and environment - various state agencies | 4,711,000 |
| | (Total program all funding sources \$37,997,000) | |
| | Advance land acquisition | 1,500,000 |
| 5. | <i>Projects financed by segregated fund supported borrowing:</i> | |
| | Facilities repair and renovation - various state agencies | 690,900 |
| | (Total program all funding sources \$50,930,600) | |
| | Utilities repair and renovation - various state agencies | 46,300 |
| | (Total program all funding sources \$47,480,700) | |
| | Health, safety and environment - various state agencies | 500,000 |
| | (Total program all funding sources \$37,997,000) | |
| 7. | <i>Projects financed by program revenue:</i> | |
| | Facilities repair and renovation - various state agencies | 1,325,000 |
| | Utilities repair and renovation - various state agencies | 5,487,000 |
| | (Total program all funding sources \$47,480,700) | |
| 8. | <i>Projects financed by moneys appropriated to agencies from any revenue source:</i> | |
| | Facilities repair and renovation - various state agencies | 2,004,100 |
| | (Total program all funding sources \$50,930,600) | |
| | Utilities repair and renovation - various state agencies | 5,917,200 |
| | (Total program all funding sources \$47,480,700) | |
| | Health, safety and environment - various state agencies | 1,755,000 |
| | (Total program all funding sources \$37,997,000) | |
| 9. | <i>Projects financed by gifts, grants and other receipts:</i> | |
| | Wisconsin energy initiative - various state agencies | 25,000,000 |
| | (Total program all funding sources \$50,000,000) | |
| 10. | <i>Projects financed by federal funds:</i> | |
| | Utilities repair and renovation - various state agencies | 1,282,000 |
| | (Total program all funding sources \$47,480,700) | |
| | Health, safety and environment - various state agencies | 281,000 |
| | (Total program all funding sources \$37,997,000) | |
| (q) | ALL AGENCY TOTALS | |
| | General fund supported borrowing | \$107,100,000 |
| | Existing general fund supported borrowing authority - stewardship development funds | 2,806,000 |
| | Other existing general fund supported borrowing authority | 3,400,000 |
| | Program revenue supported borrowing | 30,313,800 |
| | Segregated fund supported borrowing | 1,237,200 |
| | Program revenue | 6,812,000 |
| | Moneys appropriated to agencies from any revenue source | 9,676,300 |
| | Gifts and grants | 25,000,000 |

| | |
|---|-------------------|
| Federal funds | <u>1,563,000</u> |
| Total - All sources of funds | \$187,908,300 |
| (r) SUMMARY | |
| Total general fund supported borrowing | \$225,624,700 |
| Total existing general fund supported borrowing authority - WISTAR | 20,000,000 |
| Total existing general fund supported borrowing authority - stewardship | 3,278,500 |
| Total other existing general fund supported borrowing authority | 7,925,000 |
| Total program revenue supported borrowing | 106,655,300 |
| Total existing program revenue supported borrowing authority | 4,000,000 |
| Total segregated fund supported borrowing | 3,789,700 |
| Total segregated fund supported revenue borrowing | 6,345,500 |
| Total program revenue | 8,062,000 |
| Total moneys appropriated to agencies from any revenue source | 9,676,300 |
| Total gifts, grants and other receipts | 38,116,000 |
| Total federal funds | <u>26,952,400</u> |
| Total - All sources of funds | \$460,425,400 |

(2) 1991-93 STATE BUILDING PROGRAM CHANGES.

(a) In 1991 Wisconsin Act 39, section 9108 (1) (d) 2, under projects financed by existing general fund supported borrowing authority, the 1991-93 state building program project designated as "Secure adult unit - Mendota mental health institute" is redesignated as "Secure unit - Mendota mental health institute".

(b) In 1991 Wisconsin Act 39, section 9108 (1) (n) 1, under projects financed by general fund supported borrowing, the 1991-93 state building program project identified as "University of Wisconsin-Stevens Point -

College of natural resources addition and remodeling" is deleted and the appropriate totals are decreased accordingly.

(c) In 1991 Wisconsin Act 39, section 9108 (1) (n) 2, under projects financed by existing general fund supported borrowing authority, the 1991-93 state building program project identified as "University Wisconsin-Stevens Point - College of natural resources addition and remodeling" is deleted and the appropriate totals are decreased accordingly.

(d) In 1991 Wisconsin Act 39, section 9108 (1) (nm) 1, under projects financed by general fund supported borrowing, the building commission may, upon request of the board of regents of the university of Wisconsin system, substitute the following projects for any project or combination of projects enumerated under 1991 Wisconsin Act 39, section 9108 (1) (nm) 1, as long as such action does not result in authorized debt exceeding the limits established under section 20.866 (2) (z) 1 to 7 of the statutes:

| | |
|---|---------------|
| University of Wisconsin-Madison - | |
| Biochemistry building addition | \$ 15,000,000 |
| (Total project all funding sources | |
| \$30,000,000) | |
| University of Wisconsin-Stevens Point - | |
| College of natural resources addition | |
| and remodeling | \$ 5,989,000 |
| (Total project all funding sources | |
| \$10,814,000) | |

(e) In 1991 Wisconsin Act 39, section 9108 (1) (nm) 2, under projects financed by gifts, grants and other receipts, the building commission may, upon request of the board of regents of the university of Wisconsin system, substitute the following projects for any project or combination of projects enumerated under 1991 Wisconsin Act 39, section 9108 (1) (nm) 2:

| | |
|------------------------------------|---------------|
| University of Wisconsin-Madison - | |
| Biochemistry building addition | \$ 15,000,000 |
| (Total project all funding sources | |
| \$30,000,000) | |

University of Wisconsin-Stevens Point -
 College of natural resources addition
 and remodeling \$ 4,825,000
 (Total project all funding sources
 \$10,814,000)

(3) **PROGRAMS PREVIOUSLY AUTHORIZED.** In addition to the projects and financing authority enumerated under subsection (1), the building and financing authority enumerated under previous authorized state building programs is continued in fiscal years 1993-94 and 1994-95.

(4) **LOANS.** During the 1993-95 fiscal biennium, the building commission may make loans from general fund supported borrowing or the building trust fund to state agencies, as defined in section 20.001 (1) of the statutes, for projects which are to be utilized for programs not funded by general purpose revenue and which are authorized under subsection (1) (p).

(8) **CAPITAL EQUIPMENT FUNDING ALLOCATION.**

(a) During the 1993-95 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes, as affected by this act, for capital equipment acquisition in connection with any project in the authorized state building program.

(b) During the 1993-95 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes, as affected by this act, to acquire other priority capital equipment for state agencies, as defined in section 20.001 (1) of the statutes.

(9) **PROJECT CONTINGENCY FUNDING RESERVE.** During the 1993-95 fiscal biennium, the building commission may allocate moneys from the appropriation under section 20.866 (2) (yg) of the statutes, as affected by this act, for contingency expenses in connection with any project in the authorized state building program.

(10) **LAKE WINNEBAGO COMPREHENSIVE PROJECT - TERRELLS ISLAND BREAKWALL.** Notwithstanding section 20.924 (1) (f) of the statutes, during the 1993-95 fiscal biennium, the building commission shall, upon request of the department of natural resources, authorize advance planning for phase 2 of the Lake Winnebago comprehensive project - Terrells Island breakwall at a cost not exceeding \$100,000 to be financed from the appropriation under section 20.370 (1) (mu) of the statutes.

(14) **UNIVERSITY CENTER FOR CONTINUING EDUCATION.** Notwithstanding section 13.48 (14) (c) of the statutes, if, during the 1993-95 fiscal biennium, the building commission authorizes the sale or exchange of property under the jurisdiction of the board of regents of the university of Wisconsin system located at 6th and State streets in the city of Milwaukee, the commission may use the proceeds of the sale or the value of the exchange to offset the amount of general fund supported borrowing authorized for the univer-

sity center for continuing education project enumerated in subsection (1) (n).

SECTION 9110. Nonstatutory provisions; circuit courts.

(1) **RESERVE JUDGE PER DIEM.** The repeal of 1991 Wisconsin Act 269, sections 1143eh and 9410 (1) by this act applies notwithstanding section 990.03 (3) of the statutes.

SECTION 9111. Nonstatutory provisions; conservation corps board.

(1c) **FISH AND WILDLIFE ADMINISTRATIVE POSITION.** The authorized FTE positions for the conservation corps are increased by 1.0 PR position, to be funded from the appropriation under section 20.399 (2) (k) of the statutes, for administrative personnel for fish and wildlife habitat projects under the department of natural resources in which conservation corps enrollees participate.

SECTION 9112. Nonstatutory provisions; corrections.

(1b) **JUVENILE CORRECTIONAL HEALTH SERVICES.**

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of corrections associated with providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, shall become the assets and liabilities of the department of health and social services.

(b) *Employe transfers.* On the effective date of this paragraph, all positions associated with providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, and the incumbent employes holding those positions are transferred from the department of corrections to the department of health and social services.

(c) *Employe status.* Employes transferred under paragraph (b) to the department of health and social services shall have the same rights and status under subchapter V of chapter 111 and chapter 230 of the statutes, as affected by this act, in the department of health and social services that they enjoyed in the department of corrections immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe with permanent status in class who is transferred under paragraph (b) is required to serve a probationary period.

(d) *Equipment and records.* On the effective date of this paragraph, all furniture, equipment, supplies and records of the department of corrections relating to providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, are transferred to the department of health and social services.

(e) *Contracts.* All contracts entered into by the department of corrections relating to providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, in effect on the effective date of this paragraph remain in effect and are transferred to the department of health and social services. The department of health and social services shall carry out any such contractual obligations.

(f) *Rules and orders.* All rules promulgated and orders issued by the department of corrections relating to providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the department of health and social services.

(g) *Pending matters.* Any matter pending with the department of corrections on the effective date of this paragraph related to providing health services for residents of juvenile secured correctional facilities, as defined in section 48.02 (15m) of the statutes, is transferred to the department of health and social services, and all materials submitted to or actions taken before the effective date of this paragraph with respect to the pending matter are considered as having been submitted to or taken by the department of health and social services.

(1e) **SPECIALIZED PROGRAMMING FOR WOMEN OFFENDERS.** Of the moneys appropriated to the department of corrections under section 20.410 (1) (d) of the statutes, the department shall expend \$360,000 in fiscal year 1994-95 to purchase services for an intensive treatment program for women offenders that is comparable in requirements and sanctions to a placement in a type I prison, as defined in section 301.01 (5) of the statutes.

Vetoed in Part

(1t) **TELEPHONE COMPANY COMMISSIONS.** The department of corrections shall document the competitive process used for renegotiating, in 1993, contracts to provide telephone services to inmates. The department shall report on the process to the joint legislative audit committee by December 31, 1993.

SECTION 9113. Nonstatutory provisions; court of appeals.

(1) **ELECTION OF JUDGE.** The initial election for the 5th judge for district IV of the court of appeals shall be at the spring election of 1994 for a term beginning on August 1, 1994, and ending on July 31, 2000.

SECTION 9115. Nonstatutory provisions; development.

(1c) **GRANT FOR STUDY ON SALE OF HERRING.**

(a) From the appropriation under section 20.143 (1) (fg) of the statutes, as affected by this act, the department of development may make a grant of \$30,000 in fiscal year 1993-94 to a person or a group of persons for a study to determine the feasibility of mar-

keting the sale of herring that is harvested from Lake Superior if all of the following apply:

1. The person or persons in the group of persons own, or are employed in, a business that is engaged in the commercial harvest of herring from Lake Superior.

2. The person or group of persons submits an application to the department of development that details the proposed use of the grant proceeds.

3. The secretary of development approves the application submitted under subdivision 2 before awarding the grant.

4. The person or group of persons enters into a written agreement with the department of development that prohibits certain specified uses of the grant proceeds and that encourages the person or group of persons to contribute a matching amount of funds for the study for which the grant is made.

5. The person or group of persons agrees to submit to the department of development, within 90 days after spending the full amount of the grant, a report detailing the actual use of the grant proceeds.

(b) No moneys may be encumbered under this subdivision after June 30, 1994.

(1g) **GRANT FOR SPORTS PROMOTION.**

(a) From the appropriation under section 20.143 (2) (b) of the statutes, as affected by this act, the department of development may make a grant of no more than \$50,000 in fiscal year 1993-94 and no more than \$100,000 in fiscal year 1994-95 to a nonprofit organization, as defined in section 560.20 (1) (d) of the statutes, for recruiting major sporting events to, and promoting and marketing major sporting events in, this state if all of the following apply:

1. The nonprofit organization is located in a 1st class city, has been in existence for at least one year and engages in recruiting major sporting events to, and promoting and marketing major sporting events in, this state.

1m. The governing board of the nonprofit organization includes as members one majority and one minority party senator of the state legislature and one majority and one minority party representative to the assembly of the state legislature.

Vetoed in Part

1r. The executive committee of the nonprofit organization includes as members 2 members of the state legislature who are members of the governing board specified under subd. 1m and who are from different political parties.

2. The nonprofit organization submits a plan to the department of development detailing the proposed use of the grant proceeds.

3. The secretary of development determines that the proposed use of the grant proceeds is likely to have a positive impact on the state's economy and approves the plan submitted under subdivision 2 before awarding the grant.

4. For the use that is proposed for the grant proceeds, the nonprofit organization contributes an amount that matches the amount of the grant. The match may be in cash or in kind, and the department of development shall determine what services or materials may be used as in-kind contributions.

5. The nonprofit organization enters into a written agreement with the department of development that prohibits certain specified uses of the grant proceeds, including the payment of any administrative overhead costs of the nonprofit organization.

6. The nonprofit organization agrees to submit to the department of development, within 90 days after spending the full amount of the grant, a report detailing the actual use of the grant proceeds.

(b) No moneys may be encumbered under this subsection after June 30, 1995.

(1h) GRANT TO NONPROFIT ORGANIZATION SERVING HISPANICS.

(a) From the appropriation under section 20.143 (1) (cf) of the statutes, as created by this act, the department of development may make a grant of \$100,000 in fiscal year 1994-95 to a community-based, nonprofit organization, as defined in section 108.02 (19) of the statutes, if all of the following apply:

1. The community-based, nonprofit organization is located in a 1st class city and has been in existence for at least 20 years.

2. The community-based, nonprofit organization provides programs for and services to Hispanics, as defined in section 560.036 (1) (d) of the statutes, and members of other ethnic groups.

3. The community-based, nonprofit organization has a community center.

4. The community-based, nonprofit organization agrees to use the grant proceeds for a project that will provide expanded educational opportunities for persons who reside in the area served by the community-based, nonprofit organization and that is likely to impact positively on the state's economy.

5. The community-based, nonprofit organization submits a plan to the department of development detailing the proposed use of the grant proceeds.

6. The secretary of development approves the plan submitted under subdivision 5 before awarding the grant.

7. The community-based, nonprofit organization contributes at least \$1,000,000 from sources other than the state for the project described in subdivision 4.

8. The community-based, nonprofit organization enters into a written agreement with the department of development that prohibits certain specified uses of the grant proceeds.

9. The community-based, nonprofit organization agrees to submit to the department of development, within 90 days after spending the full amount of the grant, a report detailing the actual use of the grant proceeds.

(b) No funds may be encumbered under this subsection after June 30, 1995.

(1i) GRANTS TO AREA PROMOTION COMMITTEES.

(a) In this subsection, "committee" means a governor's committee on area promotion, established under executive order number 133, dated October 2, 1991.

(b) In each fiscal year, the department of development shall make a grant of not more than \$50,000 from the appropriation under section 20.143 (2) (b) of the statutes, as amended by this act, to a committee if all of the following apply:

1. The committee submits a plan to the department of development detailing the proposed use of the grant proceeds.

2. The secretary of development approves the plan submitted under subdivision 1 before awarding the grant.

3. The committee enters into a written agreement with the department of development that specifies the conditions for use of the grant proceeds, including reporting and auditing requirements.

4. The committee agrees to submit to the department of development, within 6 months after spending the full amount of the grant, a report detailing how the grant proceeds were used.

(c) The department of development may make a grant under this subsection to a committee before the committee incurs expenses for the proposed purpose of the grant.

(d) The department of development may not encumber funds for a grant under this subsection after June 30, 1995.

(1j) HERITAGE TOURISM GRANTS.

(a) In this subsection:

1. "Heritage tourism" has the meaning given in section 560.31 (1) (a) of the statutes.

2. "Local heritage tourism program" means a program to promote heritage tourism within an area of the state selected before July 1, 1993, under section 560.31 (2) (d), 1991 stats.

(b) From the appropriation under section 20.143 (2) (bm) of the statutes, as affected by this act, the department of development shall award a grant of \$10,000 in the 1993-95 fiscal biennium to each local heritage tourism program that meets all of the following conditions:

1. The local heritage tourism program contributes \$10,000 in cash from a source other than the state.

2. The proceeds of the grant and the matching cash contribution under subdivision 1 are used only to promote heritage tourism within the area.

(2dm) HERITAGE TOURISM PROJECT POSITION. The authorized FTE positions for the department of development are increased by 1.0 PR project position for a period ending on June 30, 1995, to be funded from the appropriation under section 20.143 (2) (bm) of the statutes, as affected by this act. The position replaces 1.0 PR project position that is authorized to coordi-

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nate the heritage tourism program under section 560.31 of the statutes, as affected by this act, and that has a probable termination date of June 30, 1994. Notwithstanding section 230.27 (1) of the statutes, if the term of the 1.0 PR project position relating to the heritage tourism program and authorized until June 30, 1994, has not expired on the effective date of this subsection, the department of development may use the authorization under this subsection to extend the term until June 30, 1995.

Vetoed in Part

Vetoed in Part

(2y) GRANT FOR CONSTRUCTION OF WOMEN'S BUSINESS INCUBATOR.

(a) Subject to paragraph (b), the department of development may make a grant of up to \$400,000 from the appropriation under section 20.143 (1) (fy) of the statutes, as created by this act, to the Greater Milwaukee Young Women's Christian Association for the construction of a women's business incubator if all of the following apply:

1. The Greater Milwaukee Young Women's Christian Association agrees to provide services through the women's business incubator to individuals throughout the state.

2. The Greater Milwaukee Young Women's Christian Association receives federal funding for the construction of the women's business incubator that at least equals the amount of the grant.

(b) The department of development may not make a grant under paragraph (a) unless the department of administration determines that the Greater Milwaukee Young Women's Christian Association has received or will receive federal funding for the purpose of the grant in an amount that is equal to or greater than the amount of the grant and approves the grant.

(c) The department of development may not encumber moneys for the grant under this subsection after June 30, 1995.

Vetoed in Part

Vetoed in Part

Vetoed in Part

(2z) STUDY ON EXPANDING FOREIGN TRADE OFFICE FEE-FOR-SERVICE PROGRAM. The department of development shall study the feasibility of expanding its foreign trade office fee-for-service program. On or before January 1, 1994, the department shall submit a report of its findings to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes. The report shall include findings on at least all of the following:

(a) The amount of fees that could be charged.

(b) The types of services for which it would be appropriate to charge a fee.

Vetoed in Part

(c) How much revenue could be raised by charging fees.

(d) What portion of the department's international division costs could feasibly be covered by the revenue raised from the fees.

Vetoed in Part

(3j) PLAN FOR RECYCLING MARKET DEVELOPMENT PROGRAMS. The department of development, in conjunction with the department of natural resources, shall develop a plan for the use of funds contained in

the recycling fund and appropriated under section 20.865 (4) (u) of the statutes, to fully effect the purposes of the recycling market development programs under the statutes. The department of development shall submit the plan developed and prepared by the department of development and the department of natural resources to the joint committee on finance for consideration at the committee's meeting in December 1993. Notwithstanding section 13.10 of the statutes, and section 13.101 of the statutes, as affected by this act, if the committee approves the plan in whole or in part, it may supplement any appropriate appropriation account of the department of development or of the department of natural resources in accordance with the plan.

Vetoed in Part

Vetoed in Part

SECTION 9117. Nonstatutory provisions; educational communications board.

(1) DISTANCE EDUCATION PROJECTS.

(a) The educational communications board shall submit proposed rules to implement section 39.145 of the statutes, as affected by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 5th month beginning after the effective date of this paragraph.

(b) No moneys may be encumbered by the educational communications board from the appropriation under section 20.225 (1) (e) of the statutes, as affected by this act, in fiscal year 1994-95 until the joint committee on finance approves a plan for their expenditure submitted by the board. The joint committee on finance may approve a plan upon review of a statewide distance education technology study submitted by the board to the joint committee on finance.

SECTION 9119. Nonstatutory provisions; employe trust funds.

Vetoed in Part

(1c) RELEASE OF HEALTH INSURANCE DATA COLLECTION AND ANALYSIS CONTRACTS. Of the moneys appropriated to the department of employe trust funds under section 20.515 (1) (nt) of the statutes, \$132,500 of the amount appropriated in fiscal year 1993-94 and \$215,000 of the amount appropriated in fiscal year 1994-95 for the costs of contracting for insurance data collection and analysis services may not be encumbered or expended until the secretary of employe trust funds submits for each fiscal year a specific proposal for the expenditure of those amounts in each fiscal year to the joint committee on finance. If within 14 working days after the date of submittal of the expenditure proposal the cochairpersons of the joint committee on finance do not notify the secretary of employe trust funds that the committee has scheduled a meeting for the purpose of reviewing the expenditure proposal, the moneys may be encumbered or expended. If within 14 working days after the date of submittal of the expenditure proposal the cochairpersons notify the secretary of employe trust funds that the committee has scheduled a meeting for the purpose of reviewing the expenditure proposal, the mon-

Vetoed in Part ~~eyes may be encumbered or expended only upon approval of the committee~~

SECTION 9120. Nonstatutory provisions; employment relations commission.

(2x) **PENDING ARBITRATIONS.** As soon as possible after the effective date of this subsection, the employment relations commission shall determine for each collective bargaining unit in which it has closed an investigation under section 111.70 (4) (cm) 6, 1991 stats., but for which no arbitration award has been issued on that effective date whether any matters subject to arbitration under section 111.70 (4) (cm), 1991 stats., are no longer subject to arbitration under section 111.70 (4) (cm) of the statutes, as affected by this act. If the commission determines that any dispute or portion of a dispute which was submitted to arbitration before the effective date of this subsection is no longer subject to arbitration on that effective date, it shall immediately notify the arbitrator or arbitration panel members of its finding in writing and shall order the arbitrator or panel members to terminate the arbitration with respect to that dispute or portion of that dispute which is no longer subject to arbitration. The parties shall reimburse the arbitrator or arbitration panel members for all costs incurred in conducting the arbitration prior to the date of the notice, but are not liable for any costs incurred to arbitrate any dispute or portion of a dispute that is not subject to arbitration under section 111.70 (4) (cm) of the statutes, as affected by this act, on or after the date of any notice by the commission to that effect.

(2xg) TERMS OF COLLECTIVE BARGAINING AGREEMENTS.

(a) Notwithstanding section 111.70 (4) (cm) 8m. b. of the statutes, as created by this act, if the parties to a collective bargaining agreement covering school district professional employes, as defined in section 111.70 (1) (ne) of the statutes, as created by this act, voluntarily enter into or modify a collective bargaining agreement during the period commencing on the effective date of this paragraph and ending on June 30, 1995, or if those parties enter into a collective bargaining agreement pursuant to an arbitration award issued during that period, the agreement shall have an expiration date of June 30, 1995.

(b) Notwithstanding section 111.70 (4) (cm) 8m. b. of the statutes, as created by this act, if the parties to a collective bargaining agreement covering school district professional employes, as defined in section 111.70 (1) (ne) of the statutes, as created by this act, have entered into a collective bargaining agreement not affected by paragraph (a) which terminates or is first modified after June 30, 1995, the next collective bargaining agreement, or the agreement resulting from that modification, between those parties, shall have an expiration date of June 30, 1997.

(2xx) **PROCEEDINGS PENDING ON REPEAL.** Notwithstanding the effective date of this subsection, any proceeding pursuant to a petition filed under section

111.70 (4) (cm), 1993 stats., shall remain subject to the provisions in effect on the day prior to the effective date of this subsection until the proceeding is completed and the parties enter into a collective bargaining agreement, or until the matter is adjudicated by the employment relations commission or a court of competent jurisdiction, whichever is later.

(2y) **INITIAL TERMS.** Notwithstanding section 15.587 (1) of the statutes, the terms of the municipal employer and municipal employe members of the council on municipal collective bargaining who hold office on the effective date of this subsection shall expire on that date. Those members shall cease to hold office upon the appointment and qualification of all of their successors under section 15.587 (1) of the statutes, as affected by this act. Notwithstanding section 15.587 (1) of the statutes, as affected by this act, of the members who are initially appointed to serve as members of the council on municipal collective bargaining under section 15.587 (1) of the statutes, as affected by this act, one representative of municipal employers and one representative of municipal employes shall be appointed to serve for terms expiring on July 1, 1995; 2 representatives of municipal employers and 2 representatives of municipal employes shall be appointed to serve for terms expiring on July 1, 1997; and 2 representatives of municipal employers and 2 representatives of municipal employes shall be appointed to serve for terms expiring on July 1, 1999.

(2z) **INTERIM SPECIAL REPORT.** The council on municipal collective bargaining shall conduct an analysis and assessment of each of the changes proposed by the governor to section 111.70 (4) (cm) of the statutes in 1993 Senate Bill 44. The council shall report the results of its analysis and assessment to the governor, and to the chief clerk of each house of the legislature in the manner provided in section 13.172 (2) of the statutes, together with any recommendations of the council for changes to section 111.70 (4) (cm) or (7m) of the statutes, before January 1, 1995.

SECTION 9123. Nonstatutory provisions; gaming commission.

(1g) **RELEASE OF CERTAIN LOTTERY OPERATIONS APPROPRIATIONS.** Of the moneys appropriated to the gaming commission under section 20.197 (1) (q) of the statutes, \$666,000 of the amount appropriated in fiscal year 1993-94 and \$371,200 of the amount appropriated in fiscal year 1994-95 for the costs of office remodeling and increased warehouse rent, \$50,000 of the amount appropriated in fiscal year 1993-94 for the cost of maintaining and upgrading lottery computer security, \$250,000 of the amount appropriated in fiscal year 1993-94 for the cost of bar code readers to be used for inventory control of lottery tickets and \$310,600 of the amount appropriated in fiscal year 1994-95 for the cost of maintenance of on-line lottery terminal modems may not be encumbered until the gaming commission submits for each fiscal year a specific proposal for the expenditure of these amounts in each fiscal year to the joint committee on finance. If

within 14 working days after the date of submittal of the expenditure proposal the cochairpersons of the joint committee on finance do not notify the gaming commission that the committee has scheduled a meeting for the purpose of reviewing the expenditure proposal, the moneys may be encumbered. If within 14 working days after the date of submittal of the expenditure proposal the cochairpersons notify the gaming commission that the committee has scheduled a meeting for the purpose of reviewing the expenditure proposal, the moneys may be encumbered only upon approval of the committee.

SECTION 9126. Nonstatutory provisions; health and social services.

(1b) OFFICE OF HEALTH CARE INFORMATION TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and social services associated with the office of health care information shall become the assets and liabilities of the office of the commissioner of insurance.

(b) *Employe transfers.* On the effective date of this paragraph, the positions associated with the office of health care information ~~that are approved by the joint committee on finance of the legislature under section 16.505 of the statutes, as affected by this act, and the incumbent employes holding those positions are~~ transferred from the department of health and social services to the office of the commissioner of insurance.

(c) *Employe status.* Employes transferred under paragraph (b) to the office of the commissioner of insurance shall have the same rights and status under subchapter V of chapter 111 and chapter 230 of the statutes, as affected by this act, in the office of the commissioner of insurance that they enjoyed in the department of health and social services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe with permanent status in class who is transferred under paragraph (b) is required to serve a probationary period.

(d) *Equipment and records.* On the effective date of this paragraph, all furniture, equipment, supplies and records of the department of health and social services relating to the office of health care information are transferred to the office of the commissioner of insurance.

(e) *Contracts.* All contracts entered into by the department of health and social services relating to the office of health care information in effect on the effective date of this paragraph remain in effect and are transferred to the office of the commissioner of insurance. The office of the commissioner of insurance shall carry out any such contractual obligations.

(f) *Contracts of the office of health care information.* All contracts entered into by the office of health care information in the department of health and social services in effect on the effective date of this para-

graph remain in effect and are transferred to the office of health care information in the office of the commissioner of insurance. The office of health care information in the office of the commissioner of insurance shall carry out any such contractual obligations.

(g) *Rules and orders.* All rules promulgated and orders issued by the department of health and social services relating to the office of health care information in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the office of the commissioner of insurance. After September 30, 1993, the department of health and social services shall cease participation as the agency of record in the rules promulgation process for rules on uniform accounting for hospitals that was required under 1991 Wisconsin Act 250, section 9125 (6), as affected by 1993 Wisconsin Act 4, section 2.

(h) *Pending matters.* Any matter pending with the department of health and social services on the effective date of this paragraph related to the office of health care information is transferred to the office of the commissioner of insurance, and all materials submitted to or actions taken before the effective date of this paragraph with respect to the pending matter are considered as having been submitted to or taken by the office of the commissioner of insurance.

(1c) HOSPITAL DATA SYSTEMS UNIT TRANSFER.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of health and social services associated with the hospital data systems unit within the center for health statistics of the division of health shall become the assets and liabilities of the office of the commissioner of insurance.

(b) *Employe transfers.* On the effective date of this paragraph, all positions associated with the hospital data systems unit within the center for health statistics of the division of health ~~that are approved by the joint committee on finance of the legislature under section 16.505 of the statutes and the incumbent employes holding those positions are transferred from the~~ department of health and social services to the office of the commissioner of insurance.

(c) *Employe status.* Employes transferred under paragraph (b) to the office of the commissioner of insurance shall have the same rights and status under subchapter V of chapter 111 and chapter 230 of the statutes, as affected by this act, in the office of the commissioner of insurance that they enjoyed in the department of health and social services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe with permanent status in class who is transferred under paragraph (b) is required to serve a probationary period.

(d) *Equipment and records.* On the effective date of this paragraph, all furniture, equipment, supplies and records of the department of health and social services

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relating to the hospital data systems unit within the center for health statistics of the division of health are transferred to the office of the commissioner of insurance.

(e) *Contracts.* All contracts entered into by the department of health and social services relating to the hospital data systems unit within the center for health statistics of the division of health in effect on the effective date of this paragraph remain in effect and are transferred to the office of the commissioner of insurance. The office of the commissioner of insurance shall carry out any such contractual obligations.

(f) *Contracts of the hospital data systems unit.* All contracts entered into by the hospital data systems unit within the center for health statistics of the division of health in the department of health and social services in effect on the effective date of this paragraph remain in effect and are transferred to the office of the commissioner of insurance. The office of health care information in the office of the commissioner of insurance shall carry out any such contractual obligations.

(g) *Rules and orders.* All rules promulgated and orders issued by the department of health and social services relating to the hospital data systems unit within the center for health statistics of the division of health in effect on the effective date of this paragraph remain in effect until their specified expiration date or until modified or rescinded by the office of the commissioner of insurance.

(h) *Pending matters.* Any matter pending with the department of health and social services on the effective date of this paragraph related to the hospital data systems unit within the center for health statistics of the division of health is transferred to the office of the commissioner of insurance, and all materials submitted to or actions taken before the effective date of this paragraph with respect to the pending matter are considered as having been submitted to or taken by the office of the commissioner of insurance.

(4) JOB OPPORTUNITIES AND BASIC SKILLS TRAINING RULES.

(a) The department of health and social services shall submit in proposed form the rules required under section 49.193 (7) and (11) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than January 1, 1994.

(b) Using the procedure under section 227.24 of the statutes, the department of health and social services shall promulgate rules required under section 49.193 (7) and (11) of the statutes, as created by this act, for the period before the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

(7) RULES ON FEES FOR PLAN REVIEWS OF FACILITIES.

(a) The department of health and social services shall submit proposed rules required under sections 50.02 (2) (b), 50.025 and 50.36 (2) (intro.) of the statutes, as affected by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than January 1, 1994.

(b) Using the procedure under section 227.24 of the statutes, the department of health and social services shall promulgate rules required under sections 50.02 (2) (b), 50.025 and 50.36 (2) (intro.) of the statutes, as affected by this act, for the period prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (2) (b) of the statutes, the department need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating the rules under this paragraph.

(7x) RULES ON LEAD INSPECTORS, LEAD CONTRACTORS AND TRAINING PROGRAMS. The department of health and social services shall submit proposed rules required under section 151.12 (2) to (4) of the statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than January 1, 1994.

(9) PUBLIC SWIMMING POOL PLAN REVIEW TRANSFER.

(a) To the extent practicable, the records pertaining to review and approval of plans to construct, alter or reconstruct public swimming pools and to alter or reconstruct water recreation attractions under section 140.051 of the statutes, as affected by this act, are transferred from the department of health and social services to the department of industry, labor and human relations.

(b) Review and approval of plans for construction, alteration or reconstruction of a public swimming pool and alteration or reconstruction of a water recreation attraction by the department of health and social services prior to the effective date of this paragraph remain valid, and shall be treated as review and approval by the department of industry, labor and human relations under section 145.26 of the statutes, as renumbered by this act.

(c) All orders of and rules promulgated by the department of health and social services pertaining to review and approval of plans to construct, alter or reconstruct public swimming pools or to alter or reconstruct water recreation attractions shall become orders and rules of the department of industry, labor and human relations, be administered by the department of industry, labor and human relations acting under the authority granted by this act and remain in effect until their specified expiration dates or until modified or rescinded by that department.

(d) All of the following pertaining to review and approval of plans to construct, alter or reconstruct public swimming pools and to alter or reconstruct water recreation attractions, if pending before the

department of health and social services, are assumed by the department of industry, labor and human relations:

- 1. All submittals for approval of plans to construct, alter or reconstruct a public swimming pool or to alter or reconstruct a water recreation attraction.
- 2. All actions to appeal the refusal to approve submitted plans specified in subdivision 1.
- 3. All actions to enforce a penalty.
- 4. All actions to effect compliance with an order of the department of health and social services.

(e) All adjudicative actions or proceedings pertaining to the review and approval of plans to construct, alter or reconstruct a public swimming pool or to alter or reconstruct a water recreation attraction by or against the department of health and social services pending on the effective date of this paragraph shall be treated as adjudicative actions or proceedings by or against the department of industry, labor and human relations.

(f) All contracts pertaining to the review and approval of plans to construct, alter or reconstruct public swimming pools or to alter or reconstruct water recreation attractions entered into by the department of health and social services in effect on the effective date of this paragraph remain in effect and are transferred to the department of industry, labor and human relations. The department of industry, labor and human relations shall carry out any contractual obligations under these contracts.

(12) RULES ON ELIGIBILITY LIMITS FOR DISEASE AIDS.

(a) The department of health and social services shall submit proposed rules required under sections 49.48 (2) (e), 49.483 (1m) and 49.485 (8) (bm) of the statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than August 31, 1993.

(b) Using the procedure under section 227.24 of the statutes, the department of health and social services shall promulgate rules required under sections 49.48 (2) (e), 49.483 (1m) and 49.485 (8) (bm) of the statutes, as created by this act, for the period prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (2) (b) of the statutes, the department need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating the rules under this paragraph.

Vetoed in Part

~~(12g) PRIMARY PROVIDER PILOT PROJECT: RULES. If the department of health and social services receives a waiver under 42 USC 1396n (b) 1 of the federal medicare laws from the federal department of health and human services that authorizes the implementation of a primary provider pilot project, including targeted managed care, under section 49.45 (24) of the statutes, as affected by this act, the department of health and~~

~~social services shall, by the date that is 12 months after the waiver is granted, submit proposed rules about the program to the legislative council staff for review under section 227.15 (1) of the statutes.~~ Vetoed in Part

(12h) ELIMINATION OF EMERGENCY MEDICAL SERVICES ADVISORY COMMITTEE. By the first day of the first month beginning after the effective date of this subsection, the secretary of health and social services shall eliminate the emergency medical services advisory committee created under the authority of section 15.04 (1) (c) of the statutes and, where appropriate, assign its functions to the emergency medical services board under section 15.195 (8) of the statutes, as created by this act.

(12i) INITIAL APPOINTMENTS OF MEMBERS OF THE EMERGENCY MEDICAL SERVICES BOARD. Notwithstanding the length of terms specified in section 15.195 (8) of the statutes, as created by this act, the initial voting members of the emergency medical services board shall be appointed for the following terms:

- (a) Four members for terms expiring on May 1, 1995.
- (b) Four members for terms expiring on May 1, 1996.
- (c) Three members for terms expiring on May 1, 1997.

(13) REPORT ON HEALTH CARE PRACTICE PROTOCOLS. The department of health and social services shall observe the progress made by other states, the federal government and societies of medical specialists in establishing health care practice protocols for appropriate treatment, adherence to which would create a legal presumption against liability for malpractice. Before July 1, 1994, the department of health and social services shall report its findings and recommendations regarding possible future action by this state on this issue to the appropriate standing committees of the legislature in the manner provided under section 13.172 (3) of the statutes and to the governor.

(13g) STUDIES OF THE REGULATION OF CERTAIN HEALTH CARE SERVICES. The department of health and social services shall study issues relating to the resource allocation program under subchapter II of chapter 150 of the statutes, as affected by this act, taking into consideration the capital expenditure review program under subchapter III of chapter 150 of the statutes, as affected by this act. In performing this study, the department of health and social services shall survey the capital expenditure programs of other states to determine whether changes in addition to those in this act should be made to the resource allocation program. The department of health and social services shall also study issues relating to the use of extended care beds in hospitals in this state. The department of health and social services shall consult with the cost containment commission on the studies of these issues and shall, by January 1, 1994, provide to the legislature, in the manner provided under sec-

tion 13.172 (2) of the statutes, a report on the results of the studies.

Vetoed in Part (13h) COMPUTER SOFTWARE FOR HOME HEALTH CARE BILLING. The department of health and social services shall issue requests for proposals to contract for the development, distribution and maintenance of computer software that will be owned by the state, by the contractor or by another entity that purchases the rights to the software, to maximize payments under the federal medicare program under 42 USC 1395 for home health care services to persons who are enrolled in the federal medicare program and are recipients of medical assistance under section 49.46 or 49.47 of the statutes, as affected by this act. When the computer software has been developed, it shall be distributed to providers of home health services free of charge.

(14) STUDY ON EXTENDING PRESCRIPTIVE AUTHORITY TO ADVANCED PRACTICE NURSES. The department of health and social services, in conjunction with the department of regulation and licensing, shall conduct a study that examines the prudence of extending prescriptive authority to advanced practice nurses. The department of health and social services, in conjunction with the department of regulation and licensing, shall submit its findings and recommendations by December 31, 1993, to the governor, and to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes.

Vetoed in Part (14h) INDEPENDENT LIVING CENTERS ADDITIONAL FUNDING. From the appropriation under section 20.435 (7) (c) of the statutes, the department of health and social services shall distribute not more than \$322,400 in fiscal year 1993-94 and not more than \$644,700 in fiscal year 1994-95 as funding that is in addition to the grants awarded under section 46.96 of the statutes to those independent living centers, as defined in section 46.96 (1) (a) of the statutes, that are funded by the state.

Vetoed in Part (14x) SPECIALIZED MEDICAL VEHICLE SERVICES FUNDING LIMITATION. Of the amounts appropriated under section 20.435 (1) (b) of the statutes, as affected by this act, the department of health and social services may not in fiscal year 1994-95 increase rates paid for services of specialized medical vehicle providers unless the expenditure is approved by the joint committee on finance after the committee receives the results of the audit that is requested under SECTION 91.37 (3z) of this act.

(14z) MULTIDISCIPLINARY PREVENTION AND TREATMENT FOR COCAINE FAMILIES. Before January 1, 1994, from the appropriation under section 20.435 (7) (bc) of the statutes, as affected by this act, the department of health and social services shall encumber not more than \$800,000 to contract directly with a residential treatment program for substance-abusing women and their children that is operated by the Milwaukee women's center, inc., to provide a portion of the services funded under the program under section 46.48 (19) of the statutes, as affected by this act, and after December 31, 1993, from the appropriation under sec-

tion 20.435 (7) (md) of the statutes, the department of health and social services shall encumber not more than \$100,000 to contract directly with the Meta House in the city of Milwaukee to provide a portion of the services funded under the program under section 46.86 (3m) (a) of the statutes, as affected by this act. The department of health and social services may not require the Milwaukee women's center, inc., to subcontract with Meta House for the services under this subsection.

(15) 1991 GENERAL RELIEF REIMBURSEMENT. In fiscal year 1993-94, from the appropriation under section 20.435 (4) (eb) of the statutes, as affected by this act, the department of health and social services shall pay \$3,419,500 to counties as additional reimbursement for eligible general relief costs incurred in 1991. The department shall distribute the funds so that each county's total reimbursement for eligible general relief costs incurred in 1991 equals the maximum amount to which the county is entitled under section 49.035 of the statutes for 1991.

(15d) FAMILY PRESERVATION SERVICES PILOT PROGRAM.

(a) In this subsection:

1. "County department" means a county department under section 46.215, 46.22 or 46.23 of the statutes, as affected by this act.

2. "Family preservation services" means intensive, home-based crisis intervention services, including counseling, parenting skills education, parent aide services, advocacy and emergency assistance, provided to avert the need to remove a child from his or her home.

(b) Of the amounts distributed under section 46.40 (3) (a) of the statutes, as affected by this act, for services for children and families, the department of health and social services shall distribute \$300,000 in the first 6 months of 1994, \$450,000 in the last 6 months of 1994 and \$450,000 in the first 6 months of 1995 as grants to county departments for the provision of family preservation services. A county department that receives a grant under this paragraph shall use the funds awarded under the grant to provide family preservation services to families for which the county department has determined that a child will be removed from the home of the family to ensure the child's safety if family preservation services are not provided. A county department that receives a grant under this paragraph shall make family preservation services available 24 hours a day, 7 days a week, and shall provide these services for a period not to exceed 10 weeks per family. A county department that receives a grant under this paragraph shall provide staff training as required by the department of health and social services and shall ensure that the case load of its family preservation workers does not exceed 3 families per worker at any one time.

(c) The department of health and social services shall monitor the use by county departments of funds distributed under paragraph (b), conduct an evalua-

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tion of the success of the family preservation services funded under paragraph (b), submit an interim report of that evaluation to the governor and to the appropriate standing committees under section 13.172 (3) of the statutes by July 1, 1996, and submit a final report of that evaluation to the governor and the appropriate standing committees under section 13.172 (3) of the statutes ~~by January 31, 1988.~~

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in Part**

(15v) SUPPLEMENTAL PAYMENTS TO COUNTY HOMES. Notwithstanding section 49.45 (6m) of the statutes, as affected by this act, the department of health and social services shall, from the appropriation under section 20.435 (1) (o) of the statutes, distribute not more than \$20,000,000 in fiscal year 1993-94 and not more than \$20,000,000 in fiscal year 1994-95, to provide supplemental payments for care to recipients of medical assistance provided in county homes established under section 49.14 (1) of the statutes.

(15w) NURSING HOME PAYMENT FOR DIRECT CARE COSTS. From the appropriation under section 20.435 (1) (b) of the statutes, as affected by this act, the department of health and social services shall pay not less than \$751,300 in fiscal year 1993-94 and not less than \$753,900 in fiscal year 1994-95 and from the appropriation under section 20.435 (1) (o) of the statutes the department of health and social services shall pay not less than \$1,148,700 in fiscal year 1993-94 and not less than \$1,146,100 in fiscal year 1994-95, for allowable direct care costs under section 49.45 (6m) (ar) 1 of the statutes of facilities that are providers of medical assistance services.

(15x) PRIOR AUTHORIZATION FOR PERSONAL CARE SERVICES; RULE MAKING. By September 15, 1993, the department of health and social services shall submit to the legislative council staff for review under section 227.15 (1) of the statutes proposed rules establishing requirements under which providers of personal care services under the medical assistance program shall obtain prior authorization to provide the services.

(16b) JUVENILE CORRECTIVE SANCTIONS.

(a) *Advisory committee.* The secretary of health and social services shall appoint a committee under section 15.04 (1) (c) of the statutes to advise the department of health and social services regarding the development of the correction sanctions program under section 48.533 of the statutes, as created by this act. The committee shall consist of juvenile justice professionals, law enforcement professionals and representatives of county departments of human services or social services under sections 46.215, 46.22 and 46.23 of the statutes, as affected by this act.

(b) *Report.* By April 1, 1995, the department of health and social services shall submit a report to the joint committee on finance evaluating the development and performance of the corrective sanctions program under section 48.533 of the statutes, as created by this act. The report shall include information regarding the services provided to participants in that

program, new offenses committed by those participants during the period of their participation in the program and the use of short-term detention as a sanction under the program.

(16c) BOOT CAMP. The department of health and social services shall conduct a study of residential boot camp and wilderness challenge programs for juvenile offenders, including the Nakomis challenge program provided by the department of social services of the state of Michigan, and, by August 31, 1994, submit a plan to the joint committee on finance for the establishment of a boot camp and wilderness challenge program for juvenile offenders to be operated or contracted for by the department of health and social services.

(16d) COUNCIL ON AMERICAN INDIAN HEALTH MEMBERSHIP. Notwithstanding the length of terms of the members of the council on American Indian health specified under section 15.197 (22) of the statutes, as created by this act, the members initially appointed to the council shall be appointed for the following terms:

(a) Four members, including at least 3 members selected from names submitted by the Wisconsin American Indian tribes or the Great Lakes inter-tribal council, for a term that expires July 1, 1995.

(b) Four members, including at least 3 members selected from names submitted by the Wisconsin American Indian tribes or the Great Lakes inter-tribal council, for a term that expires July 1, 1996.

(c) Five members, including at least 3 members selected from names submitted by the Wisconsin American Indian tribes or the Great Lakes inter-tribal council, for a term that expires July 1, 1997.

(16g) RULE MAKING; REGIONAL POISON CONTROL CENTERS. The department of health and social services shall submit the proposed rules required under section 146.57 (4) of the statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than March 1, 1994.

(16h) EVALUATION; STATEWIDE POISON CONTROL SYSTEM. The department of health and social services shall evaluate the statewide poison control system that is implemented under section 146.57 (3) of the statutes, as created by this act, and shall, by July 1, 1995, submit a report containing its findings and recommendations to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes and to the governor.

~~(16i) COUNCIL ON THE STATEWIDE POISON CONTROL SYSTEM. Notwithstanding the length of terms specified for the members of the council on the statewide poison control system under section 15.197 (18) (intro.) of the statutes, as created by this act, the initial members of the council shall be appointed by the first day of the 3rd month beginning after the effective date of this subsection for the following terms.~~

~~(a) The registered nurse, the pharmacist, and one of the 2 members who are specified under section 15.197~~

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~~(18) (e) of the statutes, as created by this act, for terms expiring on July 1, 1996.~~

~~(b) The representative of each regional poison control center that is operating in this state, the licensed physician, and one of the 2 members who are specified under section 15.197 (18) (e) of the statutes, as created by this act, for terms expiring on July 1, 1997.~~

(16t) RULES ON DIVESTMENTS INVOLVING TRUSTS AND ANNUITIES.

(a) The department of health and social services shall submit proposed rules required under section 49.45 (17) (e) 3 of the statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than January 1, 1994.

(b) Using the procedures under section 227.24 of the statutes, the department of health and social services shall promulgate rules required under section 49.45 (17) (e) 3 of the statutes, as created by this act, for the period prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

(16x) HOSPITAL-BASED PATERNITY INCENTIVE PILOT PROGRAM. The department of health and social services shall expend or distribute not more than \$9,500 in fiscal year 1993-94 and \$14,100 in fiscal year 1994-95 from the appropriation under section 20.435 (4) (a) of the statutes and not more than \$18,200 in fiscal year 1993-94 and \$27,400 in fiscal year 1994-95 from the appropriation under section 20.435 (4) (n) of the statutes for the following purposes:

(a) To develop informational materials on the benefits of paternity establishment for statewide distribution to hospital staff and new parents.

(b) To conduct a pilot outreach program, including each of the following components, at 3 hospitals in the state, to be selected by the department:

1. The provision of training by the department to the staff of the participating hospitals on the paternity establishment process and the legal implications of establishing paternity.

2. The requirement that staff members at the participating hospitals orally inform all available unmarried parents of a child born at or en route to the hospital of the benefits and responsibilities associated with establishing paternity.

3. To the extent that funding is available, the payment by the department to a participating hospital of \$20 for each statement acknowledging paternity under section 69.15 (3) (b) 3 of the statutes that is submitted to the state registrar of vital statistics for births occurring en route to or at the participating hospital.

(17b) **MENTAL HEALTH INSTITUTES PROJECTED DEFICIT.** Notwithstanding section 20.903 (1) of the statutes, the department of health and social services shall implement a plan that is approved by the department

of administration to assure that, before July 1, 1995, there are sufficient revenues, as projected by the department of health and social services, to cover anticipated expenditures by that date under the appropriation under section 20.435 (2) (gk) of the statutes for the purpose of reimbursing the provision of care to patients of the Mendota mental health institute or the Winnebago mental health institute. The department of health and social services shall make reports to the department of administration every 3 months during the fiscal 1993-95 biennium, beginning by October 1, 1993, concerning the implementation of this plan.

SECTION 9127. Nonstatutory provisions; higher educational aids board.

~~(17c) TUITION GRANTS PROGRAM.~~ The higher educational aids board and the council on financial aids shall jointly study the feasibility of establishing a formula for the determination of tuition grant awards under section 39.30 of the statutes that does not include the difference between tuition charged at the attending institution and resident tuition charged at the university of Wisconsin-Madison. The higher educational aids board and the council on financial aids shall submit the results of the study by January 1, 1994, to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes.

SECTION 9128. Nonstatutory provisions; historical society.

(1) **PORTRAITS OF GOVERNORS.** The historical society and the arts board shall jointly study and develop a plan to collect and restore all existing portraits of governors under section 44.53 (1) (g) of the statutes and to display the portraits in an area accessible to the general public. The historical society and arts board shall submit the plan by January 1, 1994, to the governor, and to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes.

(2f) **HISTORIC SITES PROMOTION.** Of the amounts appropriated under section 20.245 (2) (a) of the statutes, the historical society may not encumber any of the following:

(a) In fiscal year 1993-94, \$20,000 for the promotion of historic sites unless \$30,000 has first been encumbered from the appropriation under section 20.245 (2) (g) of the statutes in fiscal year 1993-94 for the promotion of historic sites.

(b) In fiscal year 1994-95, \$20,000 for the promotion of historic sites unless \$30,000 has first been encumbered from the appropriation under section 20.245 (2) (g) of the statutes in fiscal year 1994-95 for the promotion of historic sites.

SECTION 9130. Nonstatutory provisions; industry, labor and human relations.

(1) **TRANSFER OF FORMS DISTRIBUTION FUNCTION.**

(a) *Assets and liabilities.* On the effective date of this paragraph, all assets and liabilities of the depart-

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ment of industry, labor and human relations relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison, as determined by the department of administration, shall become the assets and liabilities of the department of administration. The departments of industry, labor and human relations and administration shall jointly develop and implement a plan for the orderly transfer thereof. In the event of any disagreement between the departments, the secretary of administration shall decide the question.

(b) *Supplies and equipment.* On the effective date of this paragraph, all materials, supplies, furniture and capital equipment of the department of industry, labor and human relations relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison, as jointly determined by the departments of industry, labor and human relations and administration, are transferred to the department of administration. The departments of industry, labor and human relations and administration shall jointly develop and implement a plan for the orderly transfer thereof. In the event of any disagreement between the departments, the secretary of administration shall decide the question. The department of administration shall transfer to the general fund an amount equal to the value of all assets transferred under this paragraph that were acquired with program revenue, as determined by the secretary of administration, from the appropriation under section 20.505 (1) (ka) of the statutes.

(c) *Positions and employes.*

1. On the effective date of this subdivision, the authorized FTE positions for the department of industry, labor and human relations are decreased by 1.0 PR purchasing assistant position and by 0.5 PR stock clerk position having responsibility for the forms distribution function of the department located at 3670 Kinsman boulevard in the city of Madison. On the effective date of this subdivision, any incumbent in a position identified in this subdivision shall, upon his or her request, be transferred to the department of administration.

2. On the effective date of this subdivision, the authorized FTE positions for the department of administration are increased by 1.0 PR purchasing assistant position and by 0.5 PR stock clerk position. The secretary of administration shall appoint any incumbents who request to be transferred under subdivision 1 to the positions authorized in this subdivision which correspond to the positions held by the incumbents on the day prior to the effective date of this subdivision.

3. Employes transferred to the department of administration under this paragraph have all of the rights and the same status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes, as affected by this act, in the department of administration that they enjoyed in the department of

industry, labor and human relations immediately prior to transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so transferred who has attained permanent status in class may be required to serve a probationary period.

(d) *Records.* On the effective date of this paragraph, all records of the department of industry, labor and human relations relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison, as jointly determined by the departments of industry, labor and human relations and administration, are transferred to the department of administration. The departments of industry, labor and human relations and administration shall jointly develop and implement a plan for the orderly transfer thereof. In the event of a disagreement between the departments, the secretary of administration shall decide the question.

(e) *Contracts.* All contracts entered into by the department of industry, labor and human relations relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison, which are in effect on the effective date of this paragraph, remain in effect and are transferred to the department of administration. Unless modified or rescinded, the contractual obligations shall be carried out by the department of administration.

(f) *Pending matters.* Any matter pending with the department of industry, labor and human relations on the effective date of this paragraph relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison is transferred to the department of administration. All materials submitted to or actions taken by the department of industry, labor and human relations with respect to the pending matter are deemed to have been submitted to or taken by the department of administration.

(g) *Collections.* On and after the effective date of this paragraph, the department of administration may collect any amount payable prior to the effective date of this paragraph to the department of industry, labor and human relations relating to its forms distribution function located at 3670 Kinsman boulevard in the city of Madison and the department of administration shall credit the amounts collected to the applicable appropriation or fund as provided by law.

(2) RULES ON SWIMMING POOL PLAN REVIEW FEES.

(a) The department of industry, labor and human relations shall submit proposed rules required under section 145.26 (5) (b) of the statutes, as repealed and recreated by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than October 1, 1993.

(b) Using the procedure under section 227.24 of the statutes, the department of industry, labor and human relations shall promulgate rules required under section 145.26 (5) (b) of the statutes, as repealed and recreated by this act, for the period after September

30, 1993, and prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (2) (b) of the statutes, the department need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating the rules under this paragraph.

(2c) STANDARDIZED PROJECT COST ACCOUNTING SYSTEM. The department of industry, labor and human relations shall contract with a private consultant to develop a standardized project cost accounting system for the petroleum storage remedial action program ~~under section 101.143(2)(e) of the statutes as created by this act~~ to track costs incurred because of discharges from petroleum product storage tanks. The department shall require the consultant to develop the system no later than June 1, 1994, and to do all of the following:

(a) Define project phases, tasks and activities in terms of work content and assign an accounting code to each defined phase, task and activity.

(b) Consult with the department of natural resources in defining phases, tasks and activities.

(c) Consult with the department of industry, labor and human relations in assigning accounting codes in order to ensure compatibility with existing computerized accounting systems.

(d) Produce a manual to ensure uniform compliance with the system.

(3) INFORMATION TECHNOLOGY INITIATIVE REPORT. By October 1, 1994, the department of industry, labor and human relations shall submit a report to the department of administration on the productivity increases and cost savings achieved to that date as a result of the information technology initiatives undertaken by each division within the department of industry, labor and human relations during the 1993-95 fiscal biennium.

(3t) STUDY OF TOPSOIL DEPTH FOR ~~ROUND~~ PRIVATE SEWAGE SYSTEMS. The department of industry, labor and human relations shall complete a study to determine the safe level of topsoil that must be present on the site of a ~~round~~ private sewage system. On or before July 1, 1994, the department shall report its findings and any recommendations for changes in current requirements to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

(3z) CENTER ON WISCONSIN STRATEGY. From the appropriation under section 20.445 (1) (a) of the statutes, the department of industry, labor and human relations shall allocate \$175,000 in each of fiscal years 1993-94 and 1994-95 to contract with the university of Wisconsin center on Wisconsin strategy for research associated with providing technical assistance and staff training for Wisconsin businesses and with assisting Wisconsin businesses in creating high-performance work organizations. Before any funds under this

subsection may be expended, the department of industry, labor and human relations must submit for action by the joint committee on finance a plan specifying how those funds will be expended.

(4t) TRANSITION TO NEW PLUMBING LICENSE PERIODS. Notwithstanding section 145.08 (1) (b), (d), (e), (g), (i), (L), (Lm), (n), (nm), (o), (p) and (q) and (2) of the statutes, as affected by this act, before July 1, 1994, the department of industry, labor and human relations shall renew as close to 50% as is practicable of the annual licenses issued under section 145.08 (1) and (2), 1991 stats., for a one-year period. The fee for a license renewed for the one-year period shall be 50% of the fee specified in section 145.08 (1) (b), (d), (e), (g), (i), (L), (Lm), (n), (nm), (o), (p) and (q) of the statutes, as affected by this act. Licenses not renewed by the department for the one-year period shall be renewed as required by section 145.08 (1) and (2) of the statutes, as affected by this act. The department of industry, labor and human relations shall develop and implement a plan to determine which licenses to renew for the one-year period.

(4x) PRIVATE SEWAGE SYSTEM REHABILITATION GRANT PROGRAM; CONVERSION PLAN. By January 1, 1994, the department of industry, labor and human relations shall submit a plan to the legislature, in the manner provided under section 13.172 (2) of the statutes, and to the governor for converting the private sewage system replacement or rehabilitation grant program from a program that provides grants for the replacement or rehabilitation of failing private sewage systems to a program that provides loans for the replacement or rehabilitation of failing private sewage systems.

SECTION 9131. Nonstatutory provisions; insurance.

(1) RULES ON UNIFORM ACCOUNTING FOR HOSPITALS. Beginning on October 1, 1993, the commissioner of insurance shall participate as the agency of record in the rules promulgation process that was initiated by the department of health and social services for rules on uniform accounting for hospitals, as required under section 153.48 of the statutes, as affected by this act and 1993 Wisconsin Act 4.

(2) RULES ON STANDARDS FOR HEALTH INSURERS. The commissioner of insurance shall submit the proposed rules under section 601.56 (2) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than February 1, 1994.

(3) RULES ON HEALTH INSURANCE IDENTIFICATION CARDS. The commissioner of insurance shall submit the proposed rules under section 601.57 (2) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than February 1, 1994.

SECTION 9133. Nonstatutory provisions; joint committee on finance.

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(1g) COMMISSION FOR THE STUDY OF ADMINISTRATIVE VALUE AND EFFICIENCY. Of the moneys appropriated to the joint committee on finance under section 20.865 (4) (a) of the statutes for the 1993-95 fiscal biennium, \$200,000 is allocated to finance the cost of providing staff support for the commission for the study of administrative value and efficiency, as created by this act. If the joint committee on finance finds that gifts and grants are not available from other sources to finance all or part of this cost, the committee may supplement the appropriation under section 20.505 (3) (c) of the statutes, as created by this act, in an amount not exceeding \$200,000 to finance all or part of this cost.

SECTION 9136. Nonstatutory provisions; justice.

(1x) TRANSFER OF DIVISION OF TRUST LANDS AND INVESTMENTS.

(a) *Transfers to the department of natural resources.*

1. On the effective date of this subdivision, the assets and liabilities of the department of justice associated with the forester positions in the division of trust lands and investments shall become the assets and liabilities of the department of natural resources.

2. On the effective date of this subdivision, the 3.0 FTE forester positions associated with the division of trust lands and investments, as determined by the secretary of administration, and the incumbent employes holding those positions are transferred from the department of justice to the department of natural resources.

3. Employes transferred under subdivision 2 to the department of natural resources shall have the same rights and status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes, as affected by this act, in the department of natural resources as they enjoyed in the department of justice immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe with permanent status in class who is transferred under subdivision 2 is required to serve a probationary period.

4. On the effective date of this subdivision, all furniture, equipment, supplies and records of the department of justice relating to the 3.0 FTE forester positions in the division of trust lands and investments are transferred to the department of natural resources.

(b) *Transfers to department of administration.*

1. On the effective date of this subdivision, the assets and liabilities of the department of justice associated with the division of trust lands and investments, except those assets and liabilities transferred under paragraph (a) 1, shall become the assets and liabilities of the department of administration.

2. On the effective date of this subdivision, all positions associated with the division of trust lands and investments, except the positions transferred under paragraph (a) 2, as determined by the secretary of administration, and the incumbent employes holding those positions are transferred from the department of justice to the department of administration.

3. Employes transferred under subdivision 2 to the department of administration, except the chief clerk of the board of commissioners of public lands, shall have the same rights and status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes, as affected by this act, in the department of administration as they enjoyed in the department of justice immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe with permanent status in class who is transferred under subdivision 2, except the chief clerk of the board of commissioners of public lands, is required to serve a probationary period.

4. On the effective date of this subdivision, all furniture, equipment, supplies and records of the department of justice relating to the division of trust lands and investments, except the furniture, equipment, supplies and records transferred under paragraph (a) 4, are transferred to the department of administration.

5. All contracts entered into by the department of justice relating to the division of trust lands and investments remain in effect on the effective date of this subdivision remain in effect and are transferred to the department of administration. The department of administration shall carry out any such contractual obligations.

6. Any matter pending with the department of justice on the effective date of this subdivision related to the division of trust lands and investments is transferred to the department of administration, and all materials submitted to or actions taken before the effective date of this subdivision with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(2) CONTROLLED SUBSTANCES HOTLINE. The authorized FTE positions for the department of justice are increased by 1.0 PR project position, to be funded from the appropriation under section 20.455 (2) (k) of the statutes, to replace the 1.0 GPR project position authorized for the department in 1989 Wisconsin Act 122, section 3134 (15), for purposes associated with the controlled substances hotline for the period ending on June 30, 1995. Notwithstanding section 230.27 (1) of the statutes, if the term of 1.0 GPR position authorized for the department in 1989 Wisconsin Act 122, section 3134 (15), for purposes associated with the controlled substances hotline has not expired on the effective date of this subsection, the department of justice may use the authorization under this subsection to extend the term of this position until June 30, 1995.

(3b) LEGAL SERVICES COSTS STUDY. ~~By September 1, 1994,~~ the department of justice shall conduct a study of the actual costs of investigation and litigation, including attorney fees, in cases of medical assistance fraud, unfair trade practices, environmental protection and pollution discharge violations and state and federal antitrust violations and submit a report to the legislature in the manner provided under section 13.172 (2) of the statutes.

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SECTION 9137. Nonstatutory provisions; legislature.

(1) **AUDIT OF RESIDENTIAL SCHOOLS.** The joint legislative audit committee is requested to direct the legislative audit bureau to perform a financial and performance evaluation audit of the state residential schools under subchapter III of chapter 115 of the statutes. The audit shall examine the educational mission of the schools, the optimal use of the facilities, the appropriate allocation of costs between the state and the school districts of residence of the pupils enrolled in the schools, and the appropriate staffing levels for the schools. The legislative audit bureau shall file its report as described under section 13.94 (1) (b) of the statutes by July 1, 1994.

(2) **STUDY OF EXTENDED SCHOOL YEAR.** The legislative council is requested to study the issue of increasing the number of school days held each school year, including the educational impact, the costs, whether the increase should be encouraged or required and how to fund the additional costs. By July 1, 1994, the legislative council shall report its findings, conclusions and recommendations to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

(2x) **STUDY OF SPECIAL TRANSFER PROGRAM.** The joint legislative audit committee is requested to direct the legislative audit bureau to perform a financial and performance evaluation audit of all components of the special transfer program under subchapter VI of chapter 121 of the statutes. The audit shall include an evaluation of the program's impact on desegregation and on the academic achievement of pupils participating in the program as compared to those who are not participating. Upon request, a school board shall provide the legislative audit bureau with access to pupil records. The school board shall ensure that no personally identifiable information from a pupil's records is disclosed. By December 31, 1994, the legislative audit bureau shall file its report as described under section 13.94 (1) (b) of the statutes.

(3b) **AUDIT OF TRANSCRIPTION TECHNOLOGIES.** The joint legislative audit committee is requested to direct the legislative audit bureau to perform a financial and performance evaluation audit of the transcription of circuit court proceedings, including the cost-effectiveness of using computer-aided transcription equipment, video equipment and other methods to reduce transcription costs. If the committee directs the legislative audit bureau to perform an audit, the bureau shall file its report as described under section 13.94 (1) (b) of the statutes by August 1, 1994.

(3z) **AUDIT OF SPECIALIZED MEDICAL VEHICLE SERVICES.** The joint legislative audit committee is requested to direct the legislative audit bureau to perform a performance evaluation audit of specialized medical vehicle services that are provided in this state and for which payment is made under the medical assistance program. If the committee directs the legislative audit bureau to perform an audit, the bureau

shall file its report as described under section 13.94 (1) (b) of the statutes by February 1, 1994.

(4c) **AUDIT OF SENTENCING COMMISSION.** The joint legislative audit committee is requested to direct the legislative audit bureau to conduct a performance evaluation audit or a financial audit or both of the sentencing commission. If the committee so directs, the legislative audit bureau shall file its report as described under section 13.94 (1) (b) of the statutes by January 1, 1995.

SECTION 9140. Nonstatutory provisions; medical college of Wisconsin.

(1g) **PRIMARY CARE REPORT.** By January 1, 1994, the medical college of Wisconsin and the university of Wisconsin-Madison medical school shall submit a joint report to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes and to the governor on the most cost-effective method and procedures of achieving, by the graduating class of the 1999-2000 academic year and for each graduating class thereafter, a target rate of 50% of each medical school's graduates selecting the primary care specialties of family medical practice, general internal medicine or pediatrics as a career and, as identified by each medical school, a specific target rate of the medical school's graduates selecting family practice as a career. With respect to each medical school, the report shall include all of the following:

(a) Specific strategies in the areas of admissions and tuition policies, curriculum changes, clinical experiences and faculty recruitment and training, to assist in achieving the identified target rates.

(b) Specific strategies for promoting the distribution of graduates to rural and underserved urban areas.

(c) An assessment of how the 50% target rate may be achieved by a reallocation of existing resources and by internal changes in program structure, focus and priorities.

(d) An evaluation and plan as to the level of external support required to achieve the 50% target rate, including specific recommendations on funding by a combination of private, local and federal sources and, only as a last resort, state sources.

(e) Information on the supply of physician's assistants and nurse practitioners throughout the state and initiatives designed to increase the supply of physician's assistants and nurse practitioners.

(f) Any other information deemed relevant by the medical schools.

(1z) **FAMILY PRACTICE RESIDENCY PROGRAM.** From the appropriation under section 20.250 (1) (b) of the statutes, the medical college of Wisconsin, inc., shall expend \$591,000 in fiscal year 1993-94 and \$655,500 in fiscal year 1994-95 to meet accreditation standards for the residency sites at Waukesha memorial hospital located in the city of Waukesha and at St. Mary's hospital located in the city of Milwaukee; to complete expansion of the number of family practice residents

at Waukesha memorial hospital to 18 residents; and to immediately begin expansion of the number of family practice residents at St. Mary's hospital so that the number of residents equals 24 by the 1994-95 fiscal year.

SECTION 9142. Nonstatutory provisions; natural resources.

(1e) TRANSFER OF STATE PROPERTY.

(a) The department of natural resources shall submit to the joint committee on finance, for consideration by the joint committee at its 4th quarterly meeting in 1993 under section 13.10 of the statutes, a request for the department of natural resources to convey to the state historical society title to First Capitol state park in the town of Belmont, Lafayette county. If the joint committee on finance approves the request, the department of natural resources shall convey to the state historical society title to First Capitol state park on March 1, 1994.

(b) If the date of publication of this act is later than June 30, 1993, the state historical society shall convey to the department of natural resources title to First Capitol state park in the town of Belmont, Lafayette county.

(1t) INTERPRETIVE CENTER IN FLORENCE COUNTY. From the appropriation under section 20.370 (4) (mq) of the statutes, as created by this act, the department of natural resources shall make a \$10,000 grant in fiscal year 1993-94 to Florence county to study the desirability and feasibility of constructing and maintaining an interpretive center in the county.

Vetoed in Part

(2) REVIEW OF CONTRACTING FOR CLEANUPS. The department of natural resources shall contract with a person from outside the department to review the department's policy and procedures for contracting for work related to environmental cleanups. The department shall require the person with whom it contracts to prepare a report that includes the results of the review and any recommendations for changes designed to lower costs of cleanups and to allow better prediction of those costs and to submit the report to the legislature, in the manner provided in section 13.172 (2) of the statutes, and to the governor, no later than September 1, 1994.

Vetoed in Part

(3) REVIEW OF WATER POLLUTION PERMIT PROCESS. The department of natural resources shall contract with a person from outside the department to review the department's policy and procedures for issuing water pollution discharge elimination system permits under chapter 147 of the statutes and applicable federal law and to determine which aspects of the permit program can be most cost-effectively performed under contract with private vendors. The department shall require the person with whom it contracts to prepare a report that includes the results of the review and recommendations for changes designed to improve the accomplishment of the objectives of chapter 147 of the statutes and to shorten the time for permit issu-

Vetoed in Part

Vetoed in Part

ance and to submit the report to the legislature, in the manner provided in section 13.172 (2) of the statutes, and to the governor, no later than September 1, 1994.

(3x) WIND EROSION CONTROL AUDIT. The department of natural resources shall contract with a person from outside of the department to conduct an audit of the wind erosion control pilot program under section 92.103 of the statutes and any similar programs in this state. The department shall require the person with whom it contracts to prepare a report on the results of the audit. The department shall submit the report to the legislature, in the manner provided in section 13.172 (2) of the statutes, no later than January 1, 1995.

(4) CLEAN WATER FUND HARDSHIP ASSISTANCE. The treatment of section 144.241 (8) (g) and (13) (am) 3 and 4 of the statutes by this act does not apply to the planning, design or construction phase of any project on the 1993 funding list established under section 144.241 (10) (c) or (e) of the statutes or to any project on the 1991 or 1992 funding list established under section 144.241 (10) (c) or (e) of the statutes for which the department of natural resources issued a commitment to provide financial assistance under section 144.241 (13) of the statutes for planning and design costs.

(4z) CLEAN WATER FUND FINANCIAL ELIGIBILITY CRITERIA STUDY. The clean water fund citizen's advisory committee shall study the financial eligibility criteria for the clean water fund program under sections 144.241 and 144.241.5 of the statutes. The committee shall submit a report on the results of the study and recommendations for changes to the legislature, in the manner provided in section 13.172 (2) of the statutes, for consideration for the 1995-97 biennial budget.

Vetoed in Part

(7w) CRYPTOSPORIDIUM MONITORING. The department of natural resources shall conduct a monitoring project to provide information on the background concentrations of cryptosporidium and giardia in various locations and land use areas in the state. The department shall assess the environmental conditions that may contribute to greater health threats from cryptosporidium and giardia and shall assess the impact on those health threats of untreated sewage discharges from wastewater treatment facilities into the waters of the state. The department shall report the results of its monitoring project and assessments to the legislature, in the manner provided in section 13.172 (2) of the statutes, no later than June 30, 1995.

(8) ALLOCATION BETWEEN FUNDS. The department of natural resources shall report in writing by January 1, 1994, its recommendations regarding the appropriate allocation of funding of support programs within the conservation fund and the environmental fund to the secretary of administration, to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

(8v) DUMP CLOSURE COST-SHARING GRANTS. Notwithstanding section 144.455 (5) of the statutes, in fis-

cal year 1994-95 the department of natural resources shall pay in full as many dump closure cost-sharing grants as possible, paying the smallest grants first, within the limit of the moneys in the appropriation account under section 20.370 (4) (db) of the statutes that are not needed to make the 10% payments otherwise due under section 144.455 of the statutes in that year.

(9) **WATER REGULATORY AND WETLAND PROTECTION PROGRAM FEES.** The department of natural resources, by November 15, 1993, shall report its recommendations for streamlining permit implementation of the department's general purpose revenue operated water regulatory and wetland protection programs, including permit fee levels and exemptions, and for funding the programs through user fees to the secretary of administration, to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor. The report under this subsection shall also include recommendations by the department of natural resources regarding the sale of wetland maps prepared under section 23.32 of the statutes.

(10) **RULES ON FEES FOR CAMPGROUNDS.**

(a) The department of natural resources shall submit proposed rules required under section 27.01 (10) (h) of the statutes to the legislative council staff for review under section 227.15 (1) of the statutes no later than December 1, 1993.

(b) Using the procedure under section 227.24 of the statutes, the department of natural resources shall promulgate rules required under section 27.01 (10) (h) of the statutes for the period before the effective date of the rules submitted under paragraph (a) and after December 31, 1993, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (2) (b) of the statutes, the department need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating the rules under this paragraph.

(11) **LICENSING COMMITTEE.**

(a) There is created a department of natural resources licensing committee consisting of a representative of the Wisconsin counties association designated by the association, a representative of the conservation congress designated by the congress, the secretary of transportation or his or her designee, an employe of the division of information technology services in the department of administration designated by the secretary of administration, a representative of the Wisconsin merchants association designated by that association, a representative of the Wisconsin county clerks association designated by that association, and 4 employes of the department of natural resources appointed by the secretary of natural resources to represent the department's interests related to licensing, fish management, wildlife management and enforcement.

(b) The committee created under paragraph (a), by July 1, 1994, shall recommend to the secretary of natural resources a streamlined, more cost-effective and functional licensing system for the department of natural resources.

(c) The committee created under paragraph (a) terminates on December 31, 1994.

(11t) **HUNTING AND FISHING LICENSE REPORT.**

(a) In this subsection, "resident" has the meaning given in section 29.01 (12) of the statutes.

(b) Before July 1, 1994, the department of natural resources shall submit a report to the governor, and to the legislature in the manner provided in section 13.172 (2) of the statutes, regarding the effect that allowing the sale of half-priced hunting and fishing licenses to the residents specified under paragraph (c) would have on the revenues that are deposited in the conservation fund from the sale of such licenses and on the amount of money received from the federal government for fish and game and other conservation purposes.

(c) The report under paragraph (b) shall address allowing the sale of the following half-priced licenses to the following residents:

1. Hunting licenses, to residents who are at least 12 years old but not more than 17 years old.
2. Fishing licenses, to residents who are 16 or 17 years old.

(d) The report shall include options as to how the department of natural resources would manage and prioritize programs and activities that would be affected by the increase or decrease in revenues that would result from the sale of half-priced hunting and fishing licenses to the residents specified in paragraph (c).

(14j) **FORESTRY APPRECIATION.** The department of natural resources shall expend \$35,000 in fiscal year 1993-94 and \$35,000 in fiscal year 1994-95 from the appropriation under section 20.370 (1) (mu) of the statutes for the purpose of encouraging forestry appreciation and awareness, including the coordination of forestry appreciation week. If the department of natural resources credits moneys received as gifts and grants for the purpose under this subsection to the appropriation under section 20.370 (1) (mi) of the statutes in an amount that exceeds a total of \$35,000 in a fiscal year, the department of natural resources shall allocate additional moneys for that purpose from the appropriation under section 20.370 (1) (mu) of the statutes. These additional moneys shall equal the amount credited to the appropriation under section 20.370 (1) (mi) of the statutes for that purpose that is in excess of \$35,000 in a fiscal year, but the additional moneys may not exceed \$15,000 in a fiscal year. This subsection does not apply after June 30, 1995.

SECTION 9145. Nonstatutory provisions; public instruction.

(1t) **YOUTH SERVICE CENTERS, TRUANCY ABATEMENT AND BURGLARY SUPPRESSION.**

(a) Notwithstanding section 118.16 (4) (e) of the statutes, as created by this act, the board of school directors of the Milwaukee public schools shall establish one or more youth service centers for the counseling of children who are taken into custody under section 48.19 (1) (d) 9 or 10 of the statutes, as created by this act, for being absent from school without an acceptable excuse under section 118.15 of the statutes, as affected by this act. The board shall contract with the boys and girls clubs of greater Milwaukee for the operation of the centers.

(b) 1. From the appropriation under section 20.255 (2) (ed) of the statutes, as created by this act, the state superintendent of public instruction shall provide to the board of school directors specified in paragraph (a) \$304,000 in the 1993-94 fiscal year and \$304,000 in the 1994-95 fiscal year to pay for the operation of the youth service centers.

2. From the appropriation under section 20.255 (2) (ed) of the statutes, as created by this act, the state superintendent of public instruction shall provide to the city of Milwaukee \$193,000 in the 1993-94 fiscal year and \$193,000 in the 1994-95 fiscal year to pay the costs of salaries and fringe benefits for not more than 4 law enforcement officers, subject to the following restrictions:

a. The positions for which funding is provided must be created on or after July 1, 1993.

b. The officers filling the positions for which funding is provided must work on truancy abatement and burglary suppression on a full-time basis.

(c) This subsection does not apply after June 30, 1995.

(2) CERTIFICATION OF VOCATIONAL, TECHNICAL AND ADULT EDUCATION TEACHERS. By January 1, 1995, the state superintendent of public instruction shall submit a report to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes. The report shall include an evaluation of the effectiveness of the grants under section 115.366 (1) (a) 2 of the statutes, as created by this act, in certifying vocational, technical and adult education teachers.

Vetoed in Part (2g) FUND ASSESSMENT. The state superintendent of public instruction may not encumber any of the moneys appropriated in the 1993-95 fiscal biennium under section 20.255 (2) (d) of the statutes, as created by this act, without the approval of the joint committee on finance.

(2t) MANAGEMENT RESTRUCTURING PROGRAM STUDY. The state superintendent of public instruction shall evaluate the management restructuring grant program under section 118.013 of the statutes, as affected by this act. By January 1, 1995, the state superintendent shall report his or her findings and recommendations to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes.

(2w) WISCONSIN GEOGRAPHY ALLIANCE STUDY. By January 1, 1995, the state superintendent of public instruction shall submit to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes, a report evaluating the activities of the Wisconsin geography alliance under section 115.28 (27) of the statutes, as affected by this act.

(3c) ALTERNATIVE COMPLIANCE REPORT. By January 1, 1996, the state superintendent of public instruction shall submit a report to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes. The report shall specify the number of alternative compliance plans received ~~under section 118.38 of the statutes, as created by this act,~~ **Vetoed in Part** include a description of all of the plans and specify the number of plans that have been approved.

(3v) STATE TUITION PAYMENTS. The state superintendent of public instruction shall study the issue of financing the educational costs related to children residing in foster and group homes that are not exempt from property taxation. The study shall examine the extent to which school districts are compensated through property taxes and state aid for such costs and shall analyze the fiscal effect of various alternative methods of support. By July 1, 1994, the state superintendent shall report the results of the study to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes.

SECTION 9146. Nonstatutory provisions; public service commission.

(1g) STRAY VOLTAGE PROJECT POSITIONS. The authorized FTE positions for the public service commission are increased by 1.5 PR project positions for a period ending on August 31, 1995, to be funded from the appropriation under section 20.155 (1) (L) of the statutes, as affected by this act. The positions replace 1.5 PR project positions that are authorized to administer the stray voltage program under section 196.857 of the statutes, as affected by this act, and that have a probable termination date of August 31, 1993. Notwithstanding section 230.27 (1) of the statutes, if the terms of the 1.5 PR project positions relating to the stray voltage program and authorized until August 31, 1993, have not expired on the effective date of this subsection, the public service commission may use the authorization under this subsection to extend the terms until August 31, 1995.

(1h) STRAY VOLTAGE PROGRAM STUDY. The public service commission and the department of agriculture, trade and consumer protection shall jointly evaluate the stray voltage program and submit a report to the legislature under section 13.172 (2) of the statutes and to the governor no later than December 1, 1994. The evaluation shall include all of the following:

(a) An analysis of the cost-effectiveness of the existing program.

(b) An evaluation of the purposes of the program and the existing program's success in achieving those purposes.

(c) A review of whether the existing program should be continued, whether the existing program should be discontinued or administered by a single agency and whether alternative public or private programs may better address stray voltage problems.

SECTION 9147. Nonstatutory provisions; regulation and licensing.

(2) **MEDICAL EXAMINING BOARD; INITIAL APPOINTMENTS OF ADDITIONAL MEMBERS.** Notwithstanding section 15.405 (7) (b) (intro.) of the statutes, the additional members of the medical examining board shall be initially appointed by the first day of the 4th month beginning after the effective date of this subsection for the following terms:

(a) One doctor of medicine member, for a term expiring on July 1, 1996.

(b) One doctor of medicine member, for a term expiring on July 1, 1997.

(c) One public member, for a term expiring on July 1, 1998.

(3) **REFUND OF ASSESSMENTS FROM THE CEMETERY CONSUMER PROTECTION FUND.** Before the last day of the 6th month beginning after the effective date of this subsection, the department of regulation and licensing shall refund, to the preneed sellers assessed under section 440.92 (8) (b), 1991 stats., the amount in the appropriation under section 20.165 (1) (r) of the statutes, as created by this act, that remains after the department of regulation and licensing deducts from that appropriation the amount of the expenses that it incurs in administering the refund under this subsection. Each preneed seller assessed under section 440.92 (8) (b), 1991 stats., shall receive a refund under this subsection in the same proportion as that of the total amount that the preneed seller was assessed to the total amount assessed by the department of regulation and licensing under section 440.92, 1991 stats.

SECTION 9148. Nonstatutory provisions; revenue.

(1) **CIGARETTE METERS.** Notwithstanding section 139.321 (1) of the statutes, as renumbered and amended by this act, it is lawful to possess cigarettes that have a meter impression but no stamp if the impression was properly made before the effective date of this subsection.

(2) **FUEL TAX TRANSITION.**

(b) Any person who, on April 1, 1994, holds for sale, resale or use motor vehicle fuel, as defined in section 78.005 (13) of the statutes, as created by this act, the tax on which is due but has not been paid shall pay the tax on that fuel to the department of revenue on or before May 15, 1994. Section 78.22 (2) to (6), 1991 stats., as it applies to the tax under subchapter I of chapter 78, 1991 stats., applies to the tax due under this paragraph.

(c) Special fuel licensees under section 78.47, 1991 stats., shall pay to this state all motor vehicle fuel taxes

collected during March 1994 and not paid to this state in 4 equal instalments, one on April 15, 1994, one on July 15, 1994, one on October 15, 1994, and one on January 15, 1995.

(d) Notwithstanding section 78.015 (3) of the statutes, as affected by this act, the results of the calculations under that subsection are 0.989 for the April 1995 calculation and 0.985 for the April 1996 calculation.

(3) **STUDY OF UNIT VALUE ASSESSMENT.** The department of revenue shall study unit value assessment of agricultural land and the ramifications of changing to that method of assessment, including the shifts in the tax burdens among classes of property locally and statewide, the effectiveness in providing property tax relief to that kind of property, the impact on state aid distributions and the feasibility of implementing that system. The department shall also study other methods of assessing agricultural land and shall recommend the method that should be used. On or before October 1, 1993, the department shall report its findings and recommendations to the members of the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

~~(4) **METER IMPRESSIONS.** Notwithstanding the repeal of section 139.32 (7c) of the statutes, the amount calculated under that subsection for December 1997 is due on January 15, 1998.~~

Vetoed in Part

SECTION 9154. Nonstatutory provisions; transportation.

(1g) **MINORITY BUSINESS INCUBATOR GRANT.**

(a) In this subsection, "business incubator" means a person who operates a facility designed to encourage the growth of new businesses, if at least 2 of the following apply:

1. Space in the facility is rented at a rate lower than the market rate in the community.
2. Shared business services are provided in the facility.
3. Management and technical assistance are available at the facility.
4. Businesses using the facility may obtain financial capital through a direct relationship with at least one financial institution.

(b) The department of transportation may make a grant totaling not more than \$120,000 in fiscal year 1994-95 from the appropriation under section 20.395 (4) (aq) of the statutes, as affected by this act, to a business incubator if all of the following apply:

1. The business incubator provides services primarily to minority group members, as defined in section 560.036 (1) (f) of the statutes, or minority businesses, as defined in section 560.036 (1) (e) of the statutes.
2. The business incubator is located in a 1st class city.
3. The business incubator is bounded on the north by Locust street, on the east by North 4th street, on the south by Hadley street and on the west by North 5th street.

Vetoed in Part

4. If the grant will be used to build a parking lot on the premises of the business incubator, the business incubator agrees to try to ensure that at least 50% of the proceeds of the grant will go to contractors that are minority businesses, as defined in section 560.036 (1) (e) of the statutes.

5. If the grant is part of a project that is also funded by contributions from other sources, the business incubator provides the department of transportation with the amount of those contributions or pledges for contributions that the business incubator received before the grant is made.

6. The secretary of transportation approves the awarding of the grant.

7. The business incubator agrees not to use the proceeds of the grant for salaries or other administrative costs.

8. The business incubator agrees to submit to the department of transportation, within 90 days after spending the full amount of the grant, a report detailing the actual use of the proceeds of the grant.

(c) This subsection does not apply after June 30, 1995.

(2) ABOLISHING THE OFFICE OF COMMISSIONER OF TRANSPORTATION; TRANSITIONAL PROVISIONS.

(a) *Definitions.* In this subsection:

1. "Commission" means the public service commission.

2. "Department" means the department of transportation.

3. "Division" means the division of hearings and appeals in the department of administration.

4. "Office" means the office of the commissioner of transportation.

(b) *Assets and liabilities.*

1. By November 1, 1993, the secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify from the assets and liabilities of the office those assets and liabilities that, on January 1, 1994, shall become the assets and liabilities of the department.

2. All assets and liabilities of the office not transferred to the department under subdivision 1 shall, on January 1, 1994, become the assets and liabilities of the commission.

(c) *Staff.*

1. On January 1, 1994, the positions of the commissioner of transportation and the deputy commissioner of transportation are abolished.

2. By November 1, 1993, the secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify from among those positions in the office not specified under subdivision 1 3.0 FTE SEG positions for transfer to the department. On January 1, 1994, 3.0 FTE SEG positions and the

incumbent employes holding those positions in the office are transferred to the department.

3. By November 1, 1993, the secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify from among those positions in the office not specified under subdivision 1 7.0 FTE SEG positions performing duties relating to railroad regulation. On January 1, 1994, any incumbent in a position identified under this subdivision shall, upon his or her request, be transferred to the commission.

3m. On January 1, 1994, the authorized FTE positions for the commission are increased by 7.0 PR positions, to be funded from the appropriation under section 20.155 (1) (g) of the statutes, as affected by this act, for the purpose of performing duties relating to railroad regulation. The chairperson of the commission shall appoint any incumbents who request to be transferred under subdivision 3 to the positions authorized in this subdivision.

4. By November 1, 1993, the secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify from among those positions in the office not specified under subdivision 1 2.0 FTE SEG positions for transfer to the division. On January 1, 1994, 2.0 FTE SEG positions and the incumbent employes holding those positions in the office are transferred to the division.

5. a. Employees transferred under subdivision 2 to the department have all of the rights and the same status under subchapter V of chapter 111 of the statutes and under chapter 230 of the statutes, as affected by this act, in the department that they enjoyed in the office immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so transferred who has attained permanent status in class is required to serve a probationary period.

b. Employees transferred under subdivisions 3 and 3m to the commission have all of the rights and the same status under subchapter V of chapter 111 of the statutes and under chapter 230 of the statutes, as affected by this act, in the commission that they enjoyed in the office immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so transferred who has attained permanent status in class is required to serve a probationary period.

c. Employees transferred under subdivision 4 to the division have all of the rights and the same status under subchapter V of chapter 111 of the statutes and under chapter 230 of the statutes, as affected by this act, in the division that they enjoyed in the office immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so transferred who has attained permanent status in class is required to serve a probationary period.

6. On January 1, 1994, the remaining FTE SEG positions of the office not transferred under subdivisions 2, 3 and 4 or abolished under subdivision 1 are deauthorized.

7. With respect to the incumbent employes occupying positions in the office that are not identified under subdivisions 1, 2, 3 and 4, the office shall be considered an employing unit, under section 230.30 of the statutes, of the department until January 1, 1994, for the purposes of sections 230.15, 230.19, 230.20, 230.28, 230.31, 230.32 and 230.34 of the statutes.

8. The commissioner of transportation shall, in addition to his or her other duties, assist the department, the commission and the department of administration in the orderly transfer of certain functions of the office to those departments and the commission, and shall perform the duties specified in paragraphs (b) and (d) to (h).

(d) *Records and equipment.*

1. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify the furniture, equipment, supplies and records of the office to be transferred to the division. On January 1, 1994, the furniture, equipment, supplies and records so identified are transferred to the division.

2. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify the furniture, equipment, supplies and records of the office to be transferred to the department. On January 1, 1994, the furniture, equipment, supplies and records so identified are transferred to the department.

3. The remaining furniture, equipment, supplies and records that are not transferred to the division or the department are transferred to the commission.

(e) *Contracts.*

1. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall determine which of those contracts entered into by the office in effect on January 1, 1994, shall be transferred to the division. All such contracts remain in effect and are transferred to the division, and the division shall carry out any such contractual obligations.

2. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall determine which of those contracts entered into by the office in effect on January 1, 1994, shall be transferred to the department. All such contracts remain in effect and are transferred to the department, and the department shall carry out any such contractual obligations.

3. Those contracts entered into by the office in effect on January 1, 1994, and not transferred to the division or the department remain in effect and are transferred to the commission, and the commission shall carry out any such contractual obligations.

(f) *Rules.*

1. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify all rules promulgated by the office that are in effect on January 1, 1994, and that relate to the functions assigned to the division under section 227.43 (1) (bg) and (br) of the statutes, as created by this act. All such rules remain in effect until their specified expiration date or until amended or repealed by the division. ~~If the administrator of the division promulgates rules that are to take effect on January 1, 1994, and that relate to the functions assigned to the division under section 227.43 (1) (bg) and (br) of the statutes, as created by this act, the administrator of the division shall, after consultation with the department of transportation, submit the proposed rules to the legislative council staff for review under section 227.15 (1) of the statutes no later than November 15, 1993.~~

Vetoed in Part

2. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify all rules promulgated by the office that are in effect on January 1, 1994, and that relate to the functions assigned to the department under this act. All such rules remain in effect until their specified expiration date or until amended or repealed by the department. ~~If the department promulgates rules that are to take effect on January 1, 1994, and that relate to the functions assigned to the department as a result of the elimination of the office by this act, the department shall submit the proposed rules to the legislative council staff for review under section 227.15 (1) of the statutes no later than November 15, 1993.~~

Vetoed in Part

3. Those rules promulgated by the office that are in effect on January 1, 1994, and that are not identified under subdivisions 1 and 2 remain in effect until their specified expiration date or until amended or repealed by the commission. ~~If the commission promulgates rules that are to take effect on January 1, 1994, and that relate to the functions assigned to the commission as a result of the elimination of the office by this act, the commission shall submit the proposed rules to the legislative council staff for review under section 227.15 (1) of the statutes no later than November 15, 1993.~~

Vetoed in Part

(g) *Orders.*

1. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify all orders issued by the office that are in effect on January 1, 1994, and that relate to the functions assigned to the division under section 227.43 (1) (bg) and (br) of the statutes, as created by this act. All such orders remain in effect until their specified expiration date or until modified or rescinded by the division.

2. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify all orders issued by the office that are in effect

on January 1, 1994, and relate to the functions assigned to the department under this act. All such orders remain in effect until their specified expiration date or until modified or rescinded by the department.

3. Those orders issued by the office that are in effect on January 1, 1994, and that are not identified under subdivisions 1 and 2 remain in effect until modified or rescinded by the commission.

(h) Pending matters.

1. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify those matters pending with the office on January 1, 1994, that relate to the responsibilities of the division under section 227.43 (1) (bg) and (br) of the statutes, as created by this act. On January 1, 1994, any matter so identified is transferred to the division and all materials submitted to or actions taken by the office with respect to the pending matter are considered as having been submitted to or taken by the division.

2. The secretaries of administration and transportation, the chairperson of the commission and the commissioner of transportation, acting jointly, shall identify those matters pending with the office on January 1, 1994, that relate to the responsibilities of the department under this act. On January 1, 1994, any matter so identified is transferred to the department and all materials submitted to or actions taken by the office with respect to the pending matter are considered as having been submitted to or taken by the department.

3. Any matter pending with the office on January 1, 1994, that is not transferred under subdivisions 1 and 2 is transferred to the commission, and all materials submitted to or actions taken by the office with respect to such a pending matter are considered as having been submitted to or taken by the commission.

(i) Secretary of administration assistance. In the case of disagreement with respect to any matter specified in this subsection, the secretary of administration shall resolve the dispute and shall develop a plan for an orderly transfer.

(j) Study of transportation regulation. The department, with the assistance of the commission, shall conduct a study to identify all statutes relating to transportation regulation on January 1, 1994, that are obsolete, antiquated or preempted by federal law. The study shall also determine whether any references to "farm crossing" in such statutes should be replaced with "private crossing". The department shall report its findings, conclusions and recommendations, including recommended statutory changes, on or before July 1, 1994, to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

Vetoed in Part (2c) AVAILABILITY OF FEDERAL FUNDS. If federal funds available to the department of transportation in

~~fiscal year 1993-94 or fiscal year 1994-95 are less than the total amount of federal funds shown in the schedule of appropriations for fiscal year 1993-94 or fiscal year 1994-95 to the department of transportation under section 20.395 of the statutes, as affected by this act, the department of transportation may submit a plan to the joint committee on finance to increase the use of bond proceeds of revenue obligations issued under section 84.59 of the statutes, as affected by this act, for the major highway projects program under section 84.013 of the statutes, as affected by this act, in excess of \$88,080,300 in fiscal year 1993-94 or \$93,081,700 in fiscal year 1994-95, to replace the decrease in available federal funds. The plan may not propose and the joint committee on finance may not approve an increase in the use of bond proceeds for the major highway projects program that would result in an expenditure for the program in excess of the total amount of funds shown in the schedule of appropriations for fiscal year 1993-94 or fiscal year 1994-95 to the department of transportation under section 20.395 (3) (bq) to (bx) of the statutes, as affected by this act. The joint committee on finance shall act upon the plan submitted by the department of transportation. The department of transportation may not increase the use of bond proceeds as provided in this subsection without the approval of the joint committee on finance.~~

Vetoed in Part

Vetoed in Part

Vetoed in Part

Vetoed in Part

Vetoed in Part

Vetoed in Part

(2x) MILWAUKEE EAST-WEST TRANSPORTATION CORRIDOR.

(a) There is established in the transportation fund a reserve account consisting of \$1,000,000 for the purpose of funding preliminary engineering costs relating to a Milwaukee east-west transportation corridor.

(b) This subsection does not apply after June 30, 1995.

~~(2z) FUNDING OF HIGHWAY PROJECTS.~~

Vetoed in Part

~~(a) Of the principal amount authorized for revenue obligations issued under section 84.59 of the statutes, as affected by this act, the department of transportation may not use more than \$88,100,000 in fiscal year 1993-94 for major highway projects unless the joint committee on finance approves a plan submitted by the department to the joint committee on finance for the use of the additional bond proceeds. The joint committee on finance shall act upon the plan submitted by the department.~~

~~(b) Of the principal amount authorized for revenue obligations issued under section 84.59 of the statutes, as affected by this act, the department of transportation may not use more than \$93,100,000 in fiscal year 1994-95 for major highway projects unless the joint committee on finance approves a plan submitted by the department to the joint committee on finance for the use of the additional bond proceeds. The joint committee on finance shall act upon the plan submitted by the department.~~

(3) RADIO REPAIR AND MAINTENANCE STUDY. The department of transportation shall conduct a study of

the existing radio repair and maintenance functions of the various state agencies, including an evaluation of possible consolidation of those functions. The department shall report its findings, conclusions and recommendations, including recommended statutory changes, on or before November 1, 1994, to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor.

(3b) **ELDERLY AND DISABLED TRANSPORTATION AIDS.** The department of transportation shall make one-time payments from the appropriation under section 20.395 (1) (cr) of the statutes in fiscal year 1993-94 to eligible applicants under section 85.21 of the statutes, as affected by this act, to ensure that the total amount of payments to any eligible applicant from the appropriation under section 20.395 (1) (cr) of the statutes for calendar year 1993 are at least equal to payments made to the eligible applicant from that appropriation for calendar year 1992.

(4) **DRIVER LICENSE REINSTATEMENT TRAINING PROGRAM.**

(a) The secretary of transportation shall appoint an advisory committee whose membership includes an equal number of members who are representatives of the department of transportation and of the office of the state public defender. By January 1, 1997, the committee shall submit a report on the driver license reinstatement training program to the legislature in the manner provided under section 13.172 (2) of the statutes, to the secretaries of administration and transportation and to the state public defender. The report shall include an evaluation of the success of the program in promoting and encouraging compliance with the requirements of chapter 343 of the statutes, as affected by this act, for license reinstatement and information on the license status of participants in the program for a 2-year period following their participation in the program.

(b) This subsection does not apply after September 30, 1997.

(4n) **RAIL ACQUISITIONS AND IMPROVEMENTS.**

(a) In this subsection, "eligible applicant" means a county, municipality or town or agency thereof or a transit commission organized under section 59.968, 66.30 or 66.943 of the statutes.

(b) From the appropriation under section 20.395 (2) (bu) of the statutes, as created by this act, the department of transportation may provide initial temporary funding for the acquisition of railroad property under sections 85.08 (2) (L) and (4m) (c) and 85.09 of the statutes, as affected by this act, by the state or an eligible applicant and for grants and loans for rail property improvements under section 85.08 (4m) (d) of the statutes, as affected by this act, to eligible applicants. The department of transportation shall keep a separate account of expenditures authorized under this subsection for each acquisition, grant or loan. As soon as moneys become available from the proceeds of any bond issue authorized under section

20.866 (2) (uw) of the statutes, as created by this act, to finance that acquisition, grant or loan, an amount equal to the amounts expended as authorized under this subsection shall be paid from those proceeds into the transportation fund and credited to the appropriation account under section 20.395 (2) (bt) of the statutes, as created by this act.

SECTION 9156. Nonstatutory provisions; university of Wisconsin system.

(1t) **TUITION AWARD PROGRAM INITIAL REPORT.** Notwithstanding section 36.27 (4) (e) of the statutes, as created by this act, the board of regents of the university of Wisconsin system shall submit its initial report under that section no later than the 30th day after the effective date of this subsection.

(1v) **REPORT ON ACCOUNTABILITY MEASURES.** The legislature supports the concept of a separate compensation process for faculty and academic staff members of the university of Wisconsin system, subject to review and approval by the board of regents of the university of Wisconsin system and by the legislature of indicators by which the university of Wisconsin system may be held accountable for the discharge of its mission. The board of regents of the university of Wisconsin system shall submit a report to the governor, and to the legislature in the manner provided in section 13.172 (2) of the statutes, no later than January 1, 1994, concerning accountability measures and performance goals for those measures approved by the board and the board's progress in implementing those performance goals.

(1z) **DEVELOPMENT OF COMPUTING SERVICES.** As a priority for the 1993-95 fiscal biennium funding allocations, the board of regents of the university of Wisconsin system shall include support for the development of computing services at system institutions that adhere to emerging national standards for information technology.

SECTION 9157. Nonstatutory provisions; veterans affairs.

(1) **VETERANS TRUST FUND STABILIZATION LOANS.** Using the procedure under section 227.24 of the statutes, the department of veterans affairs shall promulgate rules to administer the veterans trust fund stabilization loan program under section 45.356 of the statutes, as created by this act. Notwithstanding section 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

(2) **VETERANS REHABILITATION PROGRAM.** Using the procedure under section 227.24 of the statutes, the department of veterans affairs shall promulgate rules to administer the veterans rehabilitation program under section 45.357 of the statutes, as created by this act. Notwithstanding sections 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

(3) **VIETNAM EDUCATIONAL GRANT PROGRAM.** Notwithstanding the repeal of section 45.28 of the statutes by this act, any veteran who received a grant under

section 45.28 of the statutes who does not complete the semester for which a grant was provided and receives a fee refund shall return to the department of veterans affairs a prorated share of the grant based upon the number of weeks not completed.

SECTION 9158. Nonstatutory provisions; vocational, technical and adult education.

(1d) **REPORT ON TECHNICAL PREPARATION PROGRAMS.** By January 1, 1995, the state board of vocational, technical and adult education and the state superintendent of public instruction shall submit a joint report to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes, on the costs incurred by each vocational, technical and adult education district and the costs incurred by the school districts within each vocational, technical and adult education district in the development and implementation of technical preparation programs, including information regarding one-time and ongoing costs, costs that are reimbursed by federal and state funds and costs funded locally.

Vetoed in Part (2b) **ALCOHOL AND OTHER DRUG ABUSE PROGRAM STUDY.** By January 1, 1995, the board of vocational, technical and adult education shall report to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes, on alcohol and other drug abuse programs provided by vocational, technical and adult education districts under section 38.35 of the statutes, as affected by this act. The report shall include an evaluation of the services provided by the programs and whether district goals for the programs were met.

Vetoed in Part (2d) **STUDY OF AID FORMULA.** The state board of vocational, technical and adult education shall study the vocational, technical and adult education state aid formula and categorical aids to vocational, technical and adult education districts. By July 1, 1994, the board shall report the results of its study to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes. The report shall include the board's recommendations for modifying the formula or establishing alternative formulas to allow for a more equitable distribution of state aid among the vocational, technical and adult education districts and shall also address the issue of consolidating categorical aids with general aid.

(3f) **DISPLACED HOMEMAKERS' PROGRAM.** Of the amounts in the schedule under section 20.292 (1) (b) of the statutes, the state board of vocational, technical and adult education shall ensure that \$100,000 in each fiscal year of the 1993-95 fiscal biennium is awarded for the purpose of expanding current programs for displaced homemakers to provide year-round services.

SECTION 9159. Nonstatutory provisions; other.

(1) **COST CONTAINMENT COMMISSION; RULES.**

(a) The cost containment commission shall submit proposed rules required under section 150.78 (4) of the

statutes, as created by this act, to the legislative council staff for review under section 227.15 (1) of the statutes no later than October 1, 1993.

(b) Using the procedure under section 227.24 of the statutes, the cost containment commission shall promulgate rules required under section 150.78 (4) of the statutes, as created by this act, for the period prior to the effective date of the rules submitted under paragraph (a), but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a) and (2) (b) of the statutes, the commission need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating the rules under this paragraph.

(1c) **DENTAL STUDENT CLINICAL TRAINING AND SERVICE PROGRAM.** The Marquette university dental school, the Wisconsin dental association, the department of health and social services and the state board of vocational, technical and adult education shall collaboratively develop by June 30, 1995, a statewide clinical training and service program for 4th year or 5th year (general practice resident program) students, or both, at Marquette university dental school in which the clinical training of the dental students would be required to consist of treating medical assistance recipients or training in dental care shortage areas.

(2) **YOUTH CONSERVATION PROGRAMS.** The secretary of natural resources and the Wisconsin conservation corps board shall jointly report their evaluation of the youth conservation corps, Chippewa youth and operation hard hat programs and recommendations on modifications of these programs, including their missions, whether the programs should remain residential programs, and, if so, where the persons in the programs should be housed, and whether funding for these programs could be better targeted to meet the environmental education goals and youth employment needs of those agencies. The report shall be submitted to the department of administration, to the legislature in the manner provided under section 13.172 (2) of the statutes and to the governor by March 1, 1994.

(2b) **REPORT ON COPY CENTER CONSOLIDATION.** The departments of administration, natural resources and public instruction shall jointly develop and submit a plan for consolidation of the copy centers operated by the 3 departments to the joint committee on finance for consideration at the committee's 2nd quarterly meeting under section 13.10 of the statutes in 1994. The departments shall provide comparable revenue and expenditure information regarding current copy center costs in the report. The plan shall include a detailed proposal for the location and operation of the consolidated centers. **Vetoed in Part**

(2g) **COMMISSION FOR THE STUDY OF ADMINISTRATIVE VALUE AND EFFICIENCY.**

(a) *Definition.* In this subsection, "commission" means the commission for the study of administrative value and efficiency created under paragraph (b).

(b) *Creation.*

1. There is created a special committee to be called the commission for the study of administrative value and efficiency consisting of the following:

a. The governor or his or her designee.

b. The secretary of administration or his or her designee.

c. Two senators and 2 representatives to the assembly, representing the majority and minority parties in each house, appointed in the same manner as members of standing committees.

d. One employe of the department of administration designated by the secretary of administration to serve as the nonvoting secretary of the commission.

e. Nine members appointed by the governor who are not public officers or employes. In making these appointments, the governor shall include one or more business owners and managers, employes who are not owners or managers, representatives of labor organizations, and theoreticians or consultants in the fields of business organization or management, personnel management or employment relations.

2. All members of the commission shall be designated or appointed within 10 days after the effective date of this subdivision.

(c) *Officers; meetings; compensation.* The governor shall designate one of the members of the commission to serve as the chairperson of the commission and shall call the first meeting of the commission. At the first meeting, the commission shall select 2 vice chairpersons. The commission shall hold meetings at the call of the chairperson or upon the written request of 5 members of the commission. A majority of the members of the commission who are entitled to vote constitutes a quorum to do business. Each member of the commission shall serve without compensation for his or her services, but shall be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties.

(d) *Gifts and grants.* The commission may accept gifts, grants, bequests and devises that are made to fund the expenses of the commission. All moneys received under this paragraph shall be credited to the appropriation account under section 20.505 (3) (ga) of the statutes, as created by this act.

(e) *Powers and duties.*

1. The commission shall study and evaluate the delivery and funding of state and local governmental services by reviewing state and local governmental spending levels, and shall prepare any recommendations based on that evaluation to ensure the provision of adequate state and local governmental services and to ensure that the quality of those services is balanced with cost controls and accountability to taxpayers and the electorate. The study shall include analysis of the possible development of criteria for use in streamlin-

ing operations of local governments. The study shall also address the need to improve efficiency and productivity of local governments.

2. The commission may appoint subcommittees, which may be assigned by the commission to develop recommendations for inclusion in specific reports.

3. The commission shall submit reports of its findings and any recommendations to the 1995 legislature for distribution in the manner provided under section 13.172 (2) of the statutes. The reports shall include recommendations for personnel, procedural, structural and technological changes in operations of state and local government.

4. The commission may propose legislation to carry out its recommendations by submitting its legislative proposals to the speaker of the assembly or to the president of the senate, or both. The commission may hold public hearings on its legislative proposals. Any legislative proposals shall place special emphasis upon the need to modernize and utilize information technology.

(f) *State agency assistance.* The commission may call upon any agency, as defined in section 16.70 (1) of the statutes, to make available the resources, facilities or data of the agency for use by the commission. Each agency shall cooperate with the commission to the fullest extent possible, including the provision, if requested by the commission, of staff assistance.

(g) *Termination.* The commission shall submit its reports under paragraph (e) 3 and all of its legislative proposals under paragraph (e) 4 not later than January 10, 1995, but may hold hearings on legislation that is proposed by the commission until June 30, 1995. The commission terminates on July 1, 1995.

SECTION 9201. Appropriation changes; administration.

(1Z) ALLOCATION OF OIL OVERCHARGE FUNDS TO THE EMPLOYMENT TRANSIT ASSISTANCE PROGRAM.

(a) Notwithstanding section 14.065 of the statutes, in fiscal year 1993-94, the secretary of administration shall transfer from the appropriation account under section 20.505 (1) (md) of the statutes, as affected by the acts of 1993, to the appropriation account under section 20.395 (1) (bz) of the statutes, as affected by the acts of 1993, \$579,100 in oil overcharge funds, not authorized before the effective date of this paragraph for expenditure by the joint committee on finance, for the employment transit assistance program under section 85.26 of the statutes.

(b) Notwithstanding section 14.065 of the statutes, in fiscal year 1994-95, the secretary of administration shall transfer from the appropriation account under section 20.505 (1) (md) of the statutes, as affected by the acts of 1993, to the appropriation account under section 20.395 (1) (bz) of the statutes, as affected by the acts of 1993, \$579,100 in oil overcharge funds, not authorized before the effective date of this paragraph for expenditure by the joint committee on finance, for

the employment transit assistance program under section 85.26 of the statutes.

(2) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. There is transferred from the appropriations to the department of administration under section 20.505 (6) (g) and (pb) of the statutes, as affected by the acts of 1993, to the appropriation account under section 20.475 (1) (h) of the statutes, as affected by the acts of 1993, \$61,100 for fiscal year 1993-94 and \$63,600 for fiscal year 1994-95 to reimburse Milwaukee county under section 978.13 (1) (b) of the statutes, as affected by this act, for the salary and fringe benefit costs of 2 clerk positions.

(3) REPAYMENT OF VETERANS TRUST FUND LOAN. There is transferred from the general fund to the veterans trust fund \$4,225,500 in fiscal year 1994-95.

SECTION 9204. Appropriation changes; agriculture, trade and consumer protection.

(1x) UNFAIR SALES ACT ENFORCEMENT. The unencumbered balance in the appropriation account to the department of agriculture, trade and consumer protection under section 20.115 (1) (im), 1991 stats., is transferred to the petroleum inspection fund.

SECTION 9215. Appropriation changes; development.

Vetoed in Part (1g) RECYCLING REBATE LAPSE. Notwithstanding section 20.001 (3) (b) of the statutes, on the effective date of this subsection, there shall lapse to the recycling fund \$1,000,000 from the appropriation account under section 20.143 (1) (t) of the statutes, as affected by the acts of 1993.

Vetoed in Part (1j) RECYCLING REBATES. Notwithstanding section 20.001 (3) (b) of the statutes, there shall lapse to the recycling fund \$3,000,000 from the appropriation account to the department of development under section 20.143 (1) (t) of the statutes, as affected by the acts of 1993.

SECTION 9217. Appropriation changes; educational communications board.

(1) STATEWIDE PUBLIC SAFETY RADIO MANAGEMENT PROGRAM. There is transferred from the appropriation account to the educational communications board under section 20.225 (1) (a) of the statutes, as affected by the acts of 1993, to the appropriation account to the department of transportation under section 20.395 (5) (dk) of the statutes, as affected by the acts of 1993, \$20,000 in fiscal year 1993-94 and \$20,000 in fiscal year 1994-95.

SECTION 9223. Appropriation changes; gaming commission.

(1) INDIAN GAMING RECEIPTS. There is transferred on the effective date of this subsection from the appropriation to the department of administration under section 20.505 (1) (im) of the statutes to the appropriation to the gaming commission under section 20.197 (1) (h) of the statutes, as created by this act, an amount equal to all Indian gaming receipts, as defined in section 569.01 (1m) of the statutes, as created by this act,

that have been received by the state and credited to the appropriation under section 20.505 (1) (im) of the statutes before the effective date of this subsection, less the amount of those Indian gaming receipts that has been expended by the state before the effective date of this subsection for the regulation of Indian gaming.

(1x) INDIAN GAMING VENDOR FEE RECEIPTS. There is transferred from the lottery fund to the appropriation account of the gaming commission under section 20.197 (1) (h) of the statutes, as created by this act, an amount equal to all Indian gaming receipts, as defined in section 569.01 (1m) (b) of the statutes, as created by this act, that have been received by the gaming commission and deposited in the lottery fund before the effective date of this subsection, less the amount of those Indian gaming receipts that has been expended by the gaming commission before the effective date of this subsection for the regulation of Indian gaming.

SECTION 9230. Appropriation changes; industry, labor and human relations.

(1x) SAFETY AND BUILDING OPERATIONS. Notwithstanding section 20.001 (3) (a) of the statutes, on the effective date of this subsection and on July 1, 1994, there shall lapse to the general fund on each date \$500,000 from the unencumbered balance in the appropriation account to the department of industry, labor and human relations under section 20.445 (1) (j) of the statutes, as affected by this act.

(1z) UNEMPLOYMENT INTEREST AND PENALTY PAYMENTS. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there shall lapse to the general fund \$324,600 from the appropriation account to the department of industry, labor and human relations under section 20.445 (1) (gd) of the statutes, as affected by this act, and, on July 1, 1994, there shall lapse to the general fund \$1,319,600 from that appropriation account.

SECTION 9241. Appropriation changes; military affairs.

(1t) STATE EMERGENCY RESPONSE BOARD. The unencumbered balance in the appropriation account to the department of military affairs under section 20.465 (3) (jp), 1991 stats., is transferred to the petroleum inspection fund.

SECTION 9242. Appropriation changes; natural resources.

(1tt) VAPOR RECOVERY ADMINISTRATION. The unencumbered balance in the appropriation account to the department of natural resources under section 20.370 (2) (bh), 1991 stats., is transferred to the petroleum inspection fund.

(1tu) MOBILE SOURCES. The unencumbered balance in the appropriation account to the department of natural resources under section 20.370 (2) (bi), 1991 stats., is transferred to the petroleum inspection fund.

(1tv) VAPOR RECOVERY GRANTS. The unencumbered balance in the appropriation account to the department of natural resources under section 20.370

(4) (cg), 1991 stats., is transferred to the petroleum inspection fund except that an amount equal to \$5,513,200 less an amount equal to any amount expended from the appropriation account under section 20.370 (4) (cg), 1991 stats., from July 1, 1991, to the effective date of this subsection and the amount of the encumbered balance in the appropriation account under section 20.370 (4) (cg), 1991 stats., on the effective date of this subsection is transferred from the appropriation account under section 20.370 (4) (cg), 1991 stats., to the appropriation account to the department of natural resources under section 20.370 (4) (ds) of the statutes, as created by this act.

(1tw) AIDS ADMINISTRATION; VAPOR RECOVERY GRANTS. The unencumbered balance in the appropriation account to the department of natural resources under section 20.370 (4) (ig), 1991 stats., is transferred to the petroleum inspection fund.

(1tx) MOBILE SOURCE ADMINISTRATION. The unencumbered balance in the appropriation account to the department of natural resources under section 20.370 (8) (mh), 1991 stats., is transferred to the petroleum inspection fund.

(2g) LAKE MANAGEMENT GRANTS. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there shall lapse to the conservation fund \$1,700,000 from the appropriation account of the department of natural resources under section 20.370 (4) (cs) of the statutes.

(2w) WELL COMPENSATION PROGRAM. From the unencumbered balance in the appropriation account to the department of natural resources under section 20.370 (4) (cv) of the statutes, as affected by the acts of 1993, there is lapsed to the environmental fund \$400,000.

SECTION 9247. Appropriation changes; regulation and licensing.

(2) APPROPRIATION TRANSFER. Eighty percent of the unencumbered balance in the appropriation to the department of regulation and licensing under section 20.165 (1) (i) of the statutes, as affected by the acts of 1993, excluding any amount specified by the secretary of administration that is reserved for the payment of future employe compensation or fringe benefit costs, at the end of the 1992-93 fiscal year is transferred to the appropriation to the department under section 20.165 (1) (g) of the statutes, as affected by the acts of 1993.

(2t) CEMETERY CONSUMER PROTECTION FUND. The unencumbered balance in the cemetery consumer protection fund after the completion of the refund of assessments under SECTION 9147 (3t) of this act is transferred to the general fund.

SECTION 9250. Appropriation changes; secretary of state.

(1) UNIFORM COMMERCIAL CODE STATEWIDE LIEN SYSTEM. There is transferred from the general fund to the appropriation account of the office of the secretary of state under section 20.575 (1) (i) of the statutes

an amount equal to the amount, if any, that was lapsed from that appropriation account to the general fund at the end of the 1992-93 fiscal year.

SECTION 9253. Appropriation changes; supreme court.

(1) DIRECTOR OF STATE COURTS. Notwithstanding section 20.001 (3) (c) of the statutes, on the effective date of this subsection, there shall lapse to the general fund \$2,898,000 from the appropriation to the supreme court under section 20.680 (2) (j) of the statutes.

SECTION 9254. Appropriation changes; transportation.

(1w) DEMAND MANAGEMENT. The unencumbered balance in the appropriation account to the department of transportation under section 20.395 (4) (dg), 1991 stats., is transferred to the petroleum inspection fund.

SECTION 9256. Appropriation changes; university of Wisconsin system.

(1c) MINORITY DOCTORAL STUDENT LOANS. Notwithstanding section 20.001 (3) (c) of the statutes, there shall lapse to the general fund \$120,000 from the appropriation to the board of regents of the university of Wisconsin system under section 20.285 (4) (cm) of the statutes.

SECTION 9257. Appropriation changes; veterans affairs.

(1g) VETERANS MORTGAGE LOAN REPAYMENT FUND TRANSFER. There is transferred from the veterans mortgage loan repayment fund to the veterans trust fund \$20,000,000.

SECTION 9301. Initial applicability; administration.

(1) HOMELESS PROGRAMS FUNDING ELIGIBILITY. The treatment of section 16.352 (1) (b) 4, 5 and 6 of the statutes first applies to applications for funds awarded on the effective date of this subsection.

(2g) MOBILE HOME PARK REGULATION. The treatment of section 16.366 (2) (c) 1. (intro.), a., b., c., d. and 2 of the statutes first applies to applications for the renewal of a permit that expires on June 30, 1994, and to applications for the initial issuance of a permit that are submitted for the 2-year permit period beginning July 1, 1994.

(2x) PENALTY ASSESSMENTS; INCREASE. The treatment of section 165.87 (2) (a) of the statutes first applies to penalty assessments imposed on the effective date of this subsection.

(2y) PENALTY ASSESSMENTS; JUSTICE ASSISTANCE. The treatment of section 165.87 (1) (a) (by SECTION 2694c), (b) (by SECTION 2695c) (by SECTION 2696c), (bp) (by SECTION 2697c) and (br) (by SECTION 2698c) of the statutes first applies to penalty assessment revenues received on the effective date of this subsection.

SECTION 9304. Initial applicability; agriculture, trade and consumer protection.

(1) ANIMAL HEALTH; LICENSURE. The treatment of sections 95.68 (5), 95.69 (5) and 95.71 (6) of the stat-

utes first applies to license applications submitted for the license year beginning on July 1, 1995.

(1g) LIENS AGAINST CERTAIN FARMLAND. The treatment of sections 91.17 (2) and 91.19 (1m), (7), (8) and (13) of the statutes first applies to a farmland preservation agreement or transition area agreement that is relinquished on the effective date of this subsection.

(1x) FERTILIZER TONNAGE FEES. The treatment of section 94.64 (4) (a) of the statutes first applies to tonnage fees due for the annual reporting period ending on June 30, 1994.

(1z) ANIMAL WASTE MANAGEMENT FACILITIES. The treatment of section 92.14 (6) (h) 1. d. of the statutes first applies to grants that are paid on the effective date of this subsection.

SECTION 9310. Initial applicability; circuit courts.

(2) REPRESENTATION BY THE PUBLIC DEFENDER. The treatment of section 880.33 (2) (a) 2 and 3 of the statutes first applies to guardianship proceedings pending on the effective date of this subsection.

(6x) APPOINTMENT OF SPECIAL PROSECUTORS. The treatment of sections 757.27 and 978.045 (1g) and (1r) of the statutes first applies to the appointment of special prosecutors made on the effective date of this subsection.

(6z) STIPULATION AND PROPERTY DIVISION. The treatment of section 767.10 of the statutes and the creation of section 767.10 (2) (b) of the statutes first apply to stipulations approved by the court on the effective date of this subsection.

(7x) GUARDIAN AD LITEM COMPENSATION. The treatment of sections 20.625 (1) (e), 48.235 (8), 48.996, 757.48 (1) (b), 758.19 (6), 767.045 (6), 880.331 (8) and 891.39 (1) (b) of the statutes first applies to guardian ad litem appointed on January 1, 1994.

SECTION 9312. Initial applicability; corrections.

(1) ADDITIONAL PAYMENT, PROBATION AND PAROLE HOLDS. The treatment of sections 20.410 (1) (bn) and 302.33 (2) (a) 3 and 4 of the statutes first applies to payments made on the effective date of this subsection.

SECTION 9320. Initial applicability; employment relations commission.

(1x) SCHOOL DISTRICT DISPUTE SETTLEMENT. The treatment of section 111.70 (1) (b), (dm) (by SECTION 2207ahm), (nc) (by SECTION 2207aho) and (ne) and (4) (cm) 5s, 6. (intro.) and a., 8p and 8s first applies with respect to collective bargaining agreements entered into on the effective date of this subsection, except with respect to collective bargaining agreements for which an arbitration award under s. 111.70 (4) (cm) 6 of the statutes has been issued on the effective date of this subsection but under which no collective bargaining agreement has been entered into by the parties. In such collective bargaining units, that treatment first applies with respect to any modification, renewal or extension of the collective bargaining agreement resulting from that award.

(1y) LOCAL GOVERNMENT DISPUTE SETTLEMENT. The treatment of sections 15.587 (1) (by SECTION 67n), 20.425 (1) (h), 111.70 (1) (nm), (3) (a) 7 and (b) 6, (4) (c) 4 and (L), (7) (a) and (b), (7m) and (8) (a), 111.71 (2), (3) (c) (by SECTION 2213p), (4) and (5) and 111.77 (9) of the statutes, the repeal of sections 111.70 (1) (dm) and (nc) and (4) (cm) and 111.71 (3) (d) of the statutes and SECTION 9120 (2xx) of this act first apply with respect to labor disputes in which the employment relations commission's investigation is closed on July 1, 1996.

(2) POLICE ARBITRATION IN FIRST CLASS CITIES. The treatment of section 111.70 (4) (jm) 1 to 3, 4. j. and 13 of the statutes first applies to petitions for arbitration filed with the employment relations commission on the effective date of this subsection.

SECTION 9323. Initial applicability; gaming commission.

(3) INDIAN GAMING RECEIPTS. The treatment of sections 20.197 (1) (h) and 569.06 of the statutes first applies to Indian gaming receipts, as defined in section 569.01 (1m) of the statutes, as created by this act, that are received by the state on the effective date of this subsection.

SECTION 9326. Initial applicability; health and social services.

(1h) CORRECTIONAL SERVICES FOR VIOLENT OFFENDERS. The treatment of section 46.26 (4) (cm) of the statutes and the repeal and recreation of section 46.26 (4) (a) and (b) 1 of the statutes first apply to the cost of care incurred by a juvenile correctional institution on January 1, 1995, for any person who is adjudged delinquent on the basis of having committed a violation of section 940.01, 940.02, 940.03, 940.05, 940.225 (1) or 943.32 (2) of the statutes, whether or not the person's date of placement was before January 1, 1995, and to the cost of care incurred by an adult correctional institution on January 1, 1995, for any person under 19 years of age who is placed in an adult correctional institution under section 48.366 (8) of the statutes on the basis of having committed a violation of section 940.01, 940.02, 940.05 or 940.225 (1) of the statutes, whether or not the person's date of placement was before January 1, 1995.

~~(1i) NURSING HOME EXPENDITURE AND EXPANSION REVIEW. The treatment of sections 46.27 (4) (d) and 150.35 (3) of the statutes first apply to applications received under section 150.33 or 150.34 of the statutes on the effective date of this subsection.~~

(1p) MEDICAL ASSISTANCE MULTIPLE DIVESTMENTS. The treatment of section 49.45 (17) (a) 3 and (cm) of the statutes first applies to disposal of resources for less than fair market value under section 49.45 (17) of the statutes for which the first day of the period of ineligibility is the effective date of this subsection.

(1v) MEDICAL ASSISTANCE TRANSFER OF RESOURCES IN SAME MONTH RECEIVED. The treatment of section 49.45 (17) (g) of the statutes first applies to resources

Vetoed
in Part

received by an institutionalized individual or his or her spouse on the effective date of this subsection.

(1w) **MEDICAL ASSISTANCE TRUSTS OR ANNUITIES.** The treatment of section 49.45 (17) (e) of the statutes first applies to transfers to a trust or annuity on the effective date of this subsection.

(1x) **MEDICAL ASSISTANCE DIVESTMENT BY PAYMENT FOR CARE BY A RELATIVE.** The treatment of section 49.45 (17) (f) of the statutes first applies to compensation paid for care rendered on the effective date of this subsection.

(1z) **MEDICAL ASSISTANCE JOINT ACCOUNTS.** The treatment of section 49.45 (17) (h) of the statutes first applies to withdrawals that are made of funds deposited on the effective date of this subsection or that are made by persons added as joint owners on the effective date of this subsection.

(1zo) **MEDICAL ASSISTANCE TRANSFERS BY OTHERS.** The treatment of section 49.45 (17) (b) 1 and 2 of the statutes first applies to disposals of resources on the effective date of this subsection.

(1zp) **MEDICAL ASSISTANCE AUTHORIZED DISPOSAL.** The treatment of section 49.45 (17) (i) of the statutes first applies to the exercise of authority granted on the effective date of this subsection.

(2g) **REVISIONS OF CHILD SUPPORT JUDGMENTS OR ORDERS.**

(a) The treatment of section 767.32 (1) of the statutes and the creation of section 767.32 (1) (b) (intro.), 1, 2, 3 and 4 and (c) (intro.), 1, 2, 3 and 4 of the statutes first apply to revision actions commenced on the effective date of this paragraph.

(4) **PERMIT FEES FOR CERTAIN ESTABLISHMENTS.** The treatment of sections 50.53 and 140.05 (17) (d) of the statutes first applies to fees for permits that are initially issued or renewed under sections 50.51 and 140.05 (17) of the statutes, as affected by this act, on July 1, 1994.

(10) **SUMMARY ASSIGNMENT OF ESTATES; MEDICAL ASSISTANCE RECIPIENTS.** The treatment of sections 867.01 (3) (a) 4, (d) and (f) and 867.02 (2) (a) 6 and (d) of the statutes first applies to estates of persons who die on the effective date of this subsection.

(11) **MEDICAL ASSISTANCE CLAIMS AGAINST SMALL ESTATES.** The treatment of section 867.03 (1) (intro.), (a) and (c), (1m) and (2) of the statutes first applies to claims against the property of a person whose death occurs on the effective date of this subsection.

(12) **TRANSFER BY AFFIDAVIT; RECIPIENTS OF MEDICAL ASSISTANCE.** The treatment of section 867.035 (1) (intro.), (a), (am) and (d) (intro.), 1 and 2 of the statutes first applies to the funds of persons who die on the effective date of this subsection.

(15) **WORK EXPERIENCE AND JOB TRAINING ORDERS.** The treatment of section 767.295 (title) and (2) (a) (intro.) and 3, (c) and (d) of the statutes first applies to actions and proceedings commenced on the effective date of this subsection.

(19) **COMMUNITY OPTIONS PROGRAM ELIGIBILITY AND COST-SHARING REQUIREMENTS.** The treatment of section 46.27 (5) (d), (f) and (g) and (6u) of the statutes first applies to transfers of resources for less than fair market value that are made on the effective date of this subsection.

(20) **RULES ON ELIGIBILITY LIMITS FOR DISEASE AIDS.** The treatment of sections 49.48 (2) (e), 49.483 (1) and (1m) and 49.485 (4) and (8) (bm) of the statutes first applies to eligibility determinations made and care, services or financial assistance provided under section 49.48 (3) of the statutes and sections 49.483 (1) and 49.485 of the statutes, as affected by this act, on September 1, 1993.

(20c) **TREATMENT AND SERVICES FOR CONDITIONALLY RELEASED PERSONS.** The treatment of sections 20.435 (7) (bj), 46.10 (2) and (8m) (b) 2, 51.42 (3) (aw) 1. d. and 971.17 (3) (d) and (4) (e) of the statutes first applies to persons who were on conditional release under section 971.17 (3) or (4) of the statutes on July 1, 1993, regardless of whether the persons were conditionally released before that date.

SECTION 9329. Initial applicability; housing and economic development authority.

(1) **SMALL BUSINESS LOAN GUARANTEES.** The treatment of section 234.76 (1) (c) 1, (2) (b) 1 and (3) of the statutes first applies to persons who apply for a loan guarantee under section 234.80 of the statutes on the effective date of this subsection.

(1d) **STRATOSPHERIC OZONE PROTECTION LOAN GUARANTEE PROGRAM.** The treatment of section 234.68 of the statutes first applies to loans that are made on the effective date of this subsection.

(1e) **CLEAN AIR LOAN GUARANTEE PROGRAM.** The treatment of section 234.69 of the statutes first applies to loans that are made on July 1, 1994.

SECTION 9330. Initial applicability; industry, labor and human relations.

(1x) **PETROLEUM STORAGE REMEDIAL ACTION.** The treatment of section 101.143 (3) (a) 10 and 11 of the statutes first applies to awards for discharges that are confirmed on the effective date of this subsection.

(4g) **COMPENSATORY TIME.** The treatment of section 111.70 (4) (jm) 4. a. of the statutes first applies to hours worked on the effective date of this subsection, except that in the case of an employe who on the effective date of this subsection is covered by a collective bargaining agreement or other agreement containing provisions that are inconsistent with this act, the treatment of those sections first applies to hours worked on the day that the collective bargaining agreement or other agreement expires or is extended, renewed or modified.

(4t) **EXPERIMENTAL PRIVATE SEWAGE SYSTEM GRANTS.** The treatment of section 145.245 (6), (7) (a), (b), (c), (d) and (e), (11) (e) and (11m) of the statutes and the creation of section 145.245 (6) (b) and (11m) (d) of the statutes first apply to applications for grants

for experimental private sewage systems from funds available in the 1994-95 fiscal year.

SECTION 9336. Initial applicability; justice.

(3) **DEOXYRIBONUCLEIC ACID ANALYSIS SURCHARGE.** The treatment of section 973.046 of the statutes first applies to sentences imposed or probation placements ordered on the effective date of this subsection.

(4) **BIOLOGICAL SPECIMEN SUBMISSION.** The treatment of sections 48.34 (15) and 973.047 of the statutes first applies to violations occurring on the effective date of this subsection.

(5) **DEOXYRIBONUCLEIC ACID PROFILE EVIDENCE.** The treatment of sections 48.293 (2), 48.299 (4) (a), 971.23 (5) and 972.11 (1) and (5) of the statutes first applies to actions or proceedings commenced on the effective date of this subsection.

(6c) **SEXUAL ASSAULT VICTIM SERVICES.** The treatment of sections 20.455 (5) (g) and (gc) and 973.045 (1) (a) and (b) and (3) of the statutes first applies to moneys collected from crime victim and witness surcharges on the effective date of this subsection.

(6e) **FIREARMS DEALERS; RECORD SEARCH FEE.** The treatment of section 175.35 (2i) of the statutes first applies to handgun sales on the effective date of this subsection.

SECTION 9342. Initial applicability; natural resources.

(5) **HAZARDOUS WASTE GENERATOR FEE.** The treatment of section 144.442 (1s) (b) 1 of the statutes first applies to hazardous wastes reported as generated on the annual report for 1994.

(5z) **ANIMAL WASTE STORAGE FACILITIES.** The treatment of section 144.25 (8) (o) of the statutes first applies to grants that are paid on the effective date of this subsection.

(6) **SOLID WASTE FACILITY SITING BOARD FEE.** The treatment of section 144.441 (7m) of the statutes first applies to solid waste and hazardous waste disposed of on January 1, 1994.

SECTION 9344. Initial applicability; public defender board.

(1) **CONFERENCES AND TRAINING.** The treatment of section 165.87 (1) (a) (by SECTION 2694), (b) (by SECTION 2695), (bn) (by SECTION 2696), (bp) (by SECTION 2697) and (br) (by SECTION 2698) of the statutes first applies to moneys collected from penalty assessments on the effective date of this subsection.

(2) **REPRESENTATION IN PATERNITY ACTIONS.** The treatment of sections 767.455 (5) and (5g) (form) 2, 767.458 (1) (b) and 767.52 (2) and (2m) of the statutes first applies to paternity actions that are commenced on the effective date of this subsection.

(2x) **QUALIFYING FOR ASSIGNMENT OF COUNSEL.** The treatment of section 977.07 (2) (c) and (d) and (3m) (a) (intro.) and (b) of the statutes first applies to statements, affidavits or other information provided for the purpose of qualifying for counsel on the effective date of this subsection.

SECTION 9345. Initial applicability; public instruction.

(4gx) **ADMINISTRATOR CONTRACTS.** The treatment of sections 118.24 (1), (1m), (6) and (8) and 119.32 (1) of the statutes first applies to contracts entered into on the effective date of this subsection.

(4gy) **SALARY AND FRINGE BENEFIT COSTS FOR SCHOOL DISTRICT PROFESSIONAL EMPLOYEES.** The treatment of section 118.245 of the statutes first applies with respect to contracts entered into on the effective date of this subsection.

(6g) **AID FOR CHILDREN-AT-RISK PROGRAMS.** The treatment of section 118.153 (1) (a) (intro.), 1. (intro.), a., b., c. and d., 2, 2m and 3 and (b), (2) (a) (intro.) and 1 to 3 and (b), (3) (a), (b) and (c) 1, (4) (a), (b), (c) and (d) and (5) of the statutes first applies to state aid paid under section 118.153 of the statutes in the 1994-95 school year.

SECTION 9347. Initial applicability; regulation and licensing.

(1) **CREDENTIAL FEES.** The treatment of sections 440.05 (intro.), (1) and (6), 440.08 (2) (a) (intro.), 1 to 10, 11, 11m, 12, 13, 14, 15, 16 to 29, 31 to 38, 42 to 46, 46m, 48 to 56, 58 to 63, 63m, 64 to 68, 68d to 68t, 68v, 69 and 70, 440.23 (1), 459.24 (5) and (6) (c), 459.28 (1), 459.32 (3) and 459.33 of the statutes and the creation of section 440.05 (1) (a) of the statutes first apply to initial credential fees and renewal fees received by the department of regulation and licensing on the effective date of this subsection.

SECTION 9348. Initial applicability; revenue.

~~(2x) **COUNTY ASSESSMENT AID.** The treatment of section 70.99 (12) of the statutes first applies to payments made in 1994.~~ **Vetoed in Part**

(3) **DEPARTMENT OF NATURAL RESOURCES LANDS IN AIDABLE REVENUES.** The treatment of section 79.03 (3) (b) 3 of the statutes first applies to shared revenue payments made in 1994.

(4) **DEPRECIATION UPDATE.** The treatment of sections 71.01 (7r), 71.26 (3) (y), 71.365 (1m) and 71.45 (2) (a) 13 of the statutes first applies to taxable years beginning on January 1, 1993.

(5) **LUMP SUM DISTRIBUTION REFERENCE.** The treatment of section 71.05 (6) (a) 4 of the statutes first applies to lump sum distributions received on January 1, 1993.

(6) **DEVELOPMENT ZONES JOBS CREDIT EXPANSION.** The treatment of sections 71.07 (2dj) (am) 8m and 9, 71.28 (1dj) (am) 8m and 9 and 71.47 (1dj) (am) 8m and 9 of the statutes first applies to taxable years beginning on January 1, 1993.

(7) **DIVIDENDS-RECEIVED DEDUCTION.** The treatment of sections 71.26 (3) (j) and 71.45 (2) (a) 8 of the statutes first applies to taxable years beginning on January 1, 1993.

(8) **ELIGIBILITY CRITERIA, HISTORIC REHABILITATION TAX CREDIT.** The treatment of section 71.07 (9r) (b) 7

of the statutes first applies to taxable years beginning on January 1, 1993.

(9) **HEAD OF HOUSEHOLD STANDARD DEDUCTION.** The treatment of sections 71.01 (5m) and 71.03 (2) (a) 1 of the statutes first applies to taxable years beginning on January 1, 1994.

(15) **MUNICIPAL ELECTRIC COMPANIES SHARED REVENUE PAYMENT.** The amendment of section 79.04 (1) (intro.) and (a) of the statutes first applies to shared revenue payments made in 1994.

(16) **MUNICIPAL AND COUNTY SHARED REVENUE FORMULAS.** The treatment of sections 79.03 (3) (a) and 79.06 (1) (c) and (2) (c) of the statutes first applies to shared revenue payments made in 1994.

(18) **PARKING FEES AS LOCAL PURPOSE REVENUES.** The treatment of section 79.03 (3) (b) 4. e. of the statutes first applies to shared revenue payments made in 1994.

(19) **PARTNERSHIPS' RECYCLING SURCHARGE.** The treatment of sections 77.92 (4) and (4m) and 77.93 (3) of the statutes first applies to taxable years beginning on January 1, 1993.

(19w) **RECYCLING SURCHARGE EXCLUSION FOR SOLE PROPRIETORS AND PARTNERSHIPS.** The treatment of section 77.94 (1) (b) of the statutes first applies to taxable years beginning on January 1, 1994.

(20) **PUBLIC UTILITY SHARED REVENUE COMPONENT.** The treatment of section 79.04 (3) of the statutes and the amendment of section 79.04 (2) (a) of the statutes first apply to shared revenue payments made in 1994.

(21) **RECYCLING SURCHARGE RATE ADJUSTMENT.** The treatment of section 77.945 of the statutes first applies to taxable years beginning on January 1, 1994.

(23) **SHARED REVENUE FOR STORAGE OF SPENT NUCLEAR FUEL.** The treatment of section 79.04 (4) of the statutes first applies to shared revenue payments made in 1994.

(24t) **EXPENDITURE RESTRAINT PROGRAM.**

(a) The treatment of sections 20.835 (1) (c) (title), 79.01 (1) and 79.05 (title), (2) (a) and (b) and (3) (a) of the statutes first applies to payments made in 1994.

(b) The treatment of section 79.05 (1) (am) and (d), (2) (c) (intro.), 1 and 2, (2m) and (6) of the statutes first applies to payments made in 1995.

(25) **TEMPORARY RECYCLING SURCHARGE.**

(a) The treatment of sections 71.09 (1) (b) and (2), 71.29 (1) (b) and 77.947 of the statutes first applies to taxable years beginning on January 1, 1994.

(b) The treatment of sections 77.95 and 77.96 (2) and (5) of the statutes first applies to taxable years beginning on January 1, 1993.

(26) **UNIFORM ASSESSMENT OF PERSONAL LIABILITY.** The treatment of sections 71.83 (1) (b) 2 and 77.60 (9) of the statutes first applies to reporting periods that begin on the effective date of this subsection.

(27) **WITHHOLDING STATEMENT FOR PAYEES OF CERTAIN GAMBLING WINNINGS.** The treatment of sections 71.67 (4) and (5) (c) and (d) and 565.30 (4) of the stat-

utes and the creation of section 71.67 (4) (b) and (c) of the statutes first apply to winnings received by a payee on the effective date of this subsection.

SECTION 9354. Initial applicability; transportation.

(1d) **REPAIRED SALVAGE VEHICLE EXAMINATIONS.** The treatment of sections 25.40 (1) (ij), 110.22 and 342.07 (1) and (3) of the statutes, the amendment of section 20.395 (5) (cq) (by SECTION 367) of the statutes and the creation of section 342.07 (3) (b) of the statutes first apply to examinations conducted on the effective date of this subsection.

(1e) **LOCAL TRANSPORTATION AIDS.** The treatment of sections 20.395 (1) (aq), (as) and (at), 86.30 (1) (e), (f) and (g) and (2) (a) 1, 2. a. and b. and 3. (intro.) and a., (b) 1, 1r. (intro.) and a. and 2, (d) and (e) and 86.34 (2) of the statutes and the repeal of section 86.30 (9) (a) and (2) (a) 3. b. of the statutes first apply to the local transportation aid payments for calendar year 1994.

(1z) **AUTOMATIC REINSTATEMENT ASSESSMENTS.** The treatment of sections 25.40 (1) (ir), 59.20 (5) (b) (by SECTION 1579) and (8t), 59.395 (5) (by SECTION 1585), 66.119 (1) (b) 7. c. (by SECTION 1627) and d. (by SECTION 1629) and (c) (by SECTION 1631) and (3) (a) (by SECTION 1633), (b) (by SECTION 1635), (c) (by SECTION 1637) and (d) (by SECTION 1639), 66.12 (1) (b) (by SECTION 1641), 161.50 (1) (intro.), 343.21 (1) (j) and (3), 343.30 (4) (a) and (b), 343.345 (2), 343.39 (1) (a), 345.26 (1) (b) 1 (by SECTION 3214) and (2) (b) (by SECTION 3216), 345.36 (2) (b) (by SECTION 3218), 345.37 (1) (b) (by SECTION 3220), (2) (by SECTION 3222) and (5) (by SECTION 3224), 345.47 (1) (intro.) (by SECTION 3227), (b) (by SECTION 3229) and (c) (by SECTION 3231), (2) (by SECTION 3233) and (3) (by SECTION 3235), 345.48 (2) and (4), 345.49 (by SECTION 3239), 345.54, 345.61 (2) (c) (by SECTION 3242), 346.655 (1), 778.02 (by SECTION 3694), 778.03 (by SECTION 3696), 778.06 (by SECTION 3698), 778.10 (by SECTION 3700), 778.105 (by SECTION 3702), 778.13 (by SECTION 3704), 778.18 (by SECTION 3706), 800.02 (2) (a) 8 (by SECTION 3729) and (3) (a) 5 (by SECTION 3731), 800.03 (3) (by SECTION 3733), 800.04 (2) (c) (by SECTION 3736), 800.09 (1) (intro.) (by SECTION 3738), (a) (by SECTION 3740) and (c) and (2) (b) (by SECTION 3743), 800.10 (2) (by SECTION 3745), 800.12 (2) (by SECTION 3747), 814.60 (2) (aj), 814.63 (3) (aj), 973.05 (1) (by SECTION 3856) and (2) (by SECTION 3858) and 973.07 (by SECTION 3860) of the statutes first applies to suspensions of operating privilege imposed on the effective date of this subsection.

(2) **SERVICE OF PROCESS ON NONRESIDENTS.** The treatment of section 345.09 (2) of the statutes first applies to the service of any process or notice rendered on the effective date of this subsection.

(3) **INTOXICATED DRIVER PROGRAM FEES.** The treatment of section 46.03 (18) (f) of the statutes first applies to persons who submit to an assessment or

driver safety plan on the effective date of this subsection.

SECTION 9356. Initial applicability; university of Wisconsin system.

(1) **MEDICAL SCHOOL TUITION.** The treatment of section 36.275 of the statutes first applies to the 1993-94 academic year.

SECTION 9357. Initial applicability; veterans affairs.

(1) **RETRAINING GRANTS.** The treatment of section 45.397 (2) (a) and (4) of the statutes first applies to applications submitted to the county veterans' service officer on the effective date of this subsection.

SECTION 9359. Initial applicability; other.

(1g) **FIRE CALL REIMBURSEMENT.** The treatment of sections 60.557 (2), 61.65 (8) and 62.13 (8) of the statutes first applies to fire calls made on the effective date of this subsection.

(3) **COST CONTAINMENT COMMISSION.**

(a) The treatment of section 140.86 (2) (a) of the statutes first applies to payments for annual fees that are due by October 1, 1993.

(b) The treatment of sections 150.66 and 150.67 (1) of the statutes first applies to fees for applications that are submitted for review under subchapter III of chapter 150 of the statutes on October 1, 1993.

(5) **LEVY RATE LIMITS.** The treatment of sections 66.77 and 67.035 of the statutes first applies to property taxes levied in 1993.

SECTION 9400. Effective dates; general statement. Except as otherwise provided in SECTIONS 9401 to 9459 of this act, this act takes effect on July 1, 1993, or the day after publication, whichever is later.

SECTION 9401. Effective dates; administration.

(1) **ABOLITION OF DATA PROCESSING SERVICE CENTERS.** The treatment of section 20.855 (8) (title), (k), (ka) and (kb) of the statutes takes effect on the 2nd day after publication.

(2) **GIFTS AND GRANTS TO ATTACHED BODIES.** The repeal and recreation of section 20.505 (4) (gm) of the statutes takes effect on July 1, 1994.

(3g) **SOLID WASTE FACILITY SITING BOARD FUNDING.** The treatment of section 20.505 (4) (eb) of the statutes takes effect on July 1, 1994.

(5g) **MOBILE HOME PARK REGULATION.** The treatment of section 16.366 (2) (c) 1. (intro.), a., b., c., d. and 2 of the statutes takes effect on June 1, 1994.

(5x) **PENALTY ASSESSMENTS; INCREASE.** The treatment of section 165.87 (2) (a) of the statutes and SECTION 9301 (2x) of this act take effect on October 1, 1993.

(5y) **PENALTY ASSESSMENTS; JUSTICE ASSISTANCE.** The treatment of section 165.87 (1) (a) (by SECTION 2694c), (b) (by SECTION 2695c), (bn) (by SECTION 2696c), (bp) (by SECTION 2697c) and (br) (by SECTION 2698c) of the statutes and SECTION 9301 (2y) of this act take effect on January 1, 1994.

SECTION 9404. Effective dates; agriculture, trade and consumer protection.

(1) **ANIMAL HEALTH; LICENSURE.** The treatment of sections 95.49 (1) (e), 95.51 (1) (am), (b) and (c), 95.68, 95.69, 95.70, 95.71 and 95.715 of the statutes takes effect on July 1, 1994.

(2) **REGISTRATION CERTIFICATES.** The treatment of sections 29.581 (2) and 97.42 (1) (fm) and (2) (title), (c) and (d) of the statutes takes effect on July 1, 1994.

SECTION 9409. Effective dates; child abuse and neglect prevention board.

(1) **ROLE OF FATHERS IN CHILD ABUSE AND NEGLECT PREVENTION.** The treatment of section 48.982 (2) (gm) of the statutes takes effect on July 1, 1994.

SECTION 9410. Effective dates; circuit courts.

(1) **COURT SUPPORT SERVICES FEE.** The treatment of section 814.634 of the statutes takes effect on October 1, 1993.

(2) **CIRCUIT COURT SUPPORT GRANTS.** The treatment of sections 20.625 (1) (d), 756.25 (1) and 758.19 (5) of the statutes takes effect on January 1, 1994.

(3v) **GUARDIAN AD LITEM COMPENSATION.** The treatment of sections 20.625 (1) (e), 48.235 (8), 48.996, 757.48 (1) (b), 758.19 (6), 767.045 (6), 880.331 (8) and 891.39 (1) (b) of the statutes takes effect on January 1, 1994.

SECTION 9412. Effective dates; corrections.

(2v) **JUVENILE CORRECTIONAL HEALTH SERVICES.** The treatment of sections 20.410 (1) (af) and 301.03 (8) of the statutes and SECTION 9112 (1b) of this act take effect on July 1, 1994.

SECTION 9415. Effective dates; development.

(2) **GRANTS TO AREA PROMOTION COMMITTEES.** The repeal and recreation of section 20.143 (2) (b) of the statutes takes effect on July 1, 1995.

SECTION 9416. Effective dates; district attorneys.

(1) **STATE PAYMENT OF FRINGE BENEFITS.** The treatment of section 978.13 (1) (a) and (2) (intro.) and (a) to (f) of the statutes takes effect retroactively to January 1, 1990.

SECTION 9420. Effective dates; employment relations commission.

(1z) **LOCAL GOVERNMENT DISPUTE SETTLEMENT.** The treatment of sections 15.587 (1) (by SECTION 67n), 20.425 (1) (h), 111.70 (1) (nm), (3) (a) 7 and (b) 6, (4) (c) 4, (cn) and (L), (7) (a) and (b), (7m) and (8) (a), 111.71 (2), (3) (c) (by SECTION 2213p), (4) and (5) and 111.77 (9) of the statutes, the repeal of sections 111.70 (1) (dm) and (nc) and (4) (cm) and 111.71 (3) (d) of the statutes and SECTION 9120 (2xx) of this act take effect on July 1, 1996.

~~**SECTION 9421. Effective dates; employment relations department.**~~

~~(1z) **STATE EMPLOYE CLASSIFICATION APPEALS PROCEDURE.** The treatment of sections 227.44 (2) (by SECTION 3012b), 227.46 (2) (by SECTION 3014m) and (4) (by SECTION 3017m), 227.47 (1) (by SECTION 3019m)~~

Vetoed
in Part

Vetoed
in Part

~~230.44 (4) (c) (by SECTION 3040m) and 788.01 (b) SECTION 3728m) of the statutes and the repeal of sections 227.03 (7), 227.44 (2g), 227.47 (2), 230.44 (4) (bm) and 230.45 (1) (am) of the statutes take effect on July 1, 1995.~~

SECTION 9426. Effective dates; health and social services.

(1) **MEDICAL ASSISTANCE PAYMENT FOR MEDICARE PREMIUMS.** The treatment of sections 49.46 (2) (cm) 2, 49.468 (1m) (b) and 49.47 (6) (a) 6m of the statutes takes effect on January 1, 1995.

(2) **RULES ON PERMIT FEES FOR CERTAIN ESTABLISHMENTS.** The treatment of section 50.53 of the statutes takes effect on July 1, 1994.

(3) **STATE SUPPLEMENTS TO PROGRAMS FOR OLDER INDIVIDUALS.** The treatment of section 46.85 (title) and (3m) (b) (intro.), 1, 2 and 3 of the statutes takes effect on January 1, 1994.

(4) **SUPPLEMENT TO FEDERAL CONGREGATE NUTRITION PROJECTS.** The treatment of section 46.80 (2m) (a) 2 and (5) (a), (b) and (c) of the statutes takes effect on January 1, 1994.

(5) **MEDICAL ASSISTANCE MULTIPLE DIVESTMENTS.** The treatment of section 49.45 (17) (a) 3 and (cm) of the statutes and SECTION 9326 (1p) of this act take effect on October 1, 1993.

(6g) **LEARNFARE CHANGES.**

(a) The treatment of section 49.50 (7) (h) 2 of the statutes takes effect on September 1, 1993.

(b) The treatment of section 49.50 (7) (gm) of the statutes, the renumbering and amendment of section 49.50 (7) (h) 1 of the statutes and the creation of section 49.50 (7) (h) 1 of the statutes take effect on January 1, 1994.

(7) **PAYMENTS UNDER \$10.** The treatment of sections 49.19 (11) (a) 7 and 49.46 (1) (a) 1 of the statutes takes effect on July 1, 1994.

(8) **CASE MANAGEMENT SERVICES; INDEPENDENT LIVING CENTERS.** The treatment of section 49.45 (25) (am), (bg) and (c) of the statutes takes effect on January 1, 1994.

(9) **TRANSFER OF LOW-INCOME ENERGY ASSISTANCE FUNDS.** The treatment of section 49.80 (3) (a) and (e) 3 of the statutes and the repeal and recreation of section 20.435 (7) (o) of the statutes take effect on October 1, 1993.

(11) **FUNDING FOR CASE MANAGEMENT PROJECT.** The treatment of section 49.52 (1) (ad) 1 of the statutes and the repeal of s. 49.50 (7w) of the statutes take effect on January 1, 1994.

(12) **ALCOHOL AND OTHER DRUG ABUSE PROGRAMS.** The treatment of sections 46.48 (16) (a) and (19) (title) and 46.86 (title), (1), (2) and (3m) (b) of the statutes, the repeal of section 46.48 (16) (title) and (22) (title) of the statutes, the renumbering and amendment of section 46.48 (16) (c), (19) (a) and (22) of the statutes and the creation of section 46.86 (1) (b) of the statutes take effect on January 1, 1994.

(14) **VETERANS HOME MEDICAL ASSISTANCE REIMBURSEMENT.** The treatment of section 49.45 (6m) (bg) of the statutes takes effect retroactively to January 1, 1993.

(15) **INSTITUTIONS FOR MENTAL DISEASES; FUNDING FOR RESIDENTS.** The treatment of sections 20.435 (7) (be), 46.011 (1m), 46.266, 46.268 (title) and (1) (intro.), (a) 1, 2, 3, 4 and 5 and (c), 46.27 (6r) (b) 1m, 46.48 (5), 49.45 (6g) and 51.42 (5) (m) and (6m) (o) of the statutes, the amendment of section 20.435 (1) (b) and (7) (b) and (bc) of the statutes and the creation of section 46.268 (1) (c) 2 of the statutes take effect retroactively to January 1, 1993.

(20) **PLAN REVIEWS OF FACILITY CONSTRUCTION AND REMODELING.** The treatment of sections 50.02 (2) (b), 50.025 and 50.36 (2) (intro.) and (a) to (g) of the statutes takes effect on January 1, 1994.

(21) **CORRECTIONAL SERVICES FOR VIOLENT OFFENDERS.** The treatment of sections 20.410 (1) (hx), 20.435 (3) (cg) and 46.26 (2) (c), (3) (c), (d), (dd), (de) and (dg) and (4) (cm) of the statutes, the repeal and recreation of sections 20.435 (3) (hm) and 46.26 (4) (a) and (b) 1 of the statutes and SECTION 9326 (1h) of this act take effect on January 1, 1995.

(21g) **CORRECTIVE SANCTIONS DAILY RATE.** The repeal and recreation of section 46.26 (4) (d) 3 of the statutes takes effect on July 1, 1994.

(22) **TRANSFER OF OFFICE OF HEALTH CARE INFORMATION.** The treatment of sections 15.194 (title) and (1), 15.195 (6), 20.145 (8), 20.435 (1) (hg), (hi), (hj) and (mr), 40.03 (6) (j), 150.82 (1), 153.01 (4), (4m), (5m) and (8), 153.05 (1) (e), (4) (a) and (b), (6), (6m), (7) and (8), 153.07 (2) and (3), 153.30, 153.35 (intro.), 153.40 (1) and (5), 153.45 (1) (b) and (3), 153.48, 153.50, 153.60 (1) and (2), 153.65, 153.75 (1) (intro.) and (2) (intro.), 153.90 (3), ~~227.03 (7), 227.44 (2g), 227.47 (2), 230.44 (4) (bm) and 230.45 (1) (am)~~ 230.08 (2) (ym) and 601.41 (1) of the statutes, the repeal and recreation of sections 15.01 (6), 15.02 (3) (c) 2 and 150.91 (2) of the statutes and SECTION 9126 (1b) of this act take effect on October 1, 1993.

Vetoed
in Part

(22d) **HOSPITAL DATA SYSTEMS UNIT TRANSFER.** SECTION 9126 (1c) of this act takes effect on October 1, 1993.

(23) **RULES ON UNIFORM ACCOUNTING FOR HOSPITALS.** The treatment of 1991 Wisconsin Act 250, section 9125 (6) takes effect retroactively to May 12, 1992.

(24) **WORK OPPORTUNITIES PILOT PROGRAM.** The treatment of sections 20.435 (4) (eg) and 49.058 of the statutes takes effect on January 1, 1995.

(24t) **CHILD CARE FUNDING.** The amendment of section 20.435 (7) (a) (b) by SECTION 445d) of the statutes, the renumbering of section 46.40 (3) of the statutes and the creation of section 46.40 (3) (b) of the statutes take effect on January 1, 1994.

Vetoed
in Part

(25) **MEDICAL ASSISTANCE TRANSFER OF RESOURCES IN SAME MONTH RECEIVED.** The treatment of section 49.45 (17) (g) of the statutes and SECTION 9326 (1v) of this act take effect on October 1, 1993.

(26) **MEDICAL ASSISTANCE TRUSTS OR ANNUITIES.** The treatment of section 49.45 (17) (e) of the statutes and SECTION 9326 (1w) of this act take effect on October 1, 1993.

(27) **MEDICAL ASSISTANCE DIVESTMENT BY PAYMENT FOR CARE BY A RELATIVE.** The treatment of section 49.45 (17) (f) of the statutes and SECTION 9326 (1x) of this act take effect on October 1, 1993.

(28) **MEDICAL ASSISTANCE JOINT ACCOUNTS.** The treatment of section 49.45 (17) (h) of the statutes and SECTION 9326 (1z) of this act take effect on October 1, 1993.

(29) **MEDICAL ASSISTANCE TRANSFERS BY OTHERS.** The treatment of section 49.45 (17) (b) 1 and 2 of the statutes and SECTION 9326 (1zo) of this act take effect on October 1, 1993.

(30) **MEDICAL ASSISTANCE AUTHORIZED DISPOSAL.** The treatment of section 49.45 (17) (i) of the statutes and SECTION 9326 (1zp) of this act take effect on October 1, 1993.

(32) **USE OF MONEYS FROM DRIVER IMPROVEMENT SURCHARGE.**

(a) The treatment of sections 20.435 (6) (hx) and 346.655 (2) (a) and (b) and (3) of the statutes and the repeal and recreation of sections 59.20 (5) (b) and 66.12 (1) (b) of the statutes take effect on January 1, 1994.

(b) The treatment of section 20.435 (6) (hz) of the statutes takes effect on July 1, 1994.

SECTION 9429. Effective dates; housing and economic development authority.

(1d) **CLEAN AIR LOAN GUARANTEE PROGRAM.** The treatment of section 234.69 of the statutes, the repeal and recreation of sections 234.265 (2) and 600.01 (1) (b) 8 of the statutes and SECTION 9329 (1e) of this act take effect on July 1, 1994.

SECTION 9430. Effective dates; industry, labor and human relations.

(1) **PUBLIC SWIMMING POOL PLAN REVIEW.** The repeal and recreation of section 145.26 (3) and (5) of the statutes takes effect on October 1, 1993.

(3) **PETROLEUM STORAGE REMEDIAL ACTION.** The treatment of section 101.143 (3) (a) 10 and 11 of the statutes and SECTION 9330 (1x) of this act take effect on January 1, 1994.

(4) **CONSTRUCTION SITE EROSION CONTROL.** The treatment of sections 59.97 (4c), 59.974 (2), (4) (b), (5), (7), (8) and (10), 61.354 (2), (4) (b) and (c), (6) and (7), 62.234 (2), (4) (b) and (c), (6) and (7), 92.07 (15), 101.1205 and 144.266 (1), (2), (3) (a) 1 and 3 and (b) (intro.), (4) and (5) of the statutes takes effect on January 1, 1994.

SECTION 9442. Effective dates; natural resources.

(1) **FISHING LICENSES FOR INSTITUTIONS.** The treatment of sections 29.092 (3) (g), 29.145 (1) (b) (title) and 1 and (1b), 29.149 (3) and 29.15 (3) of the statutes takes effect on April 1, 1994.

(2) **HAZARDOUS WASTE GENERATOR FEE.** The treatment of section 144.442 (1s) (b) 1 of the statutes takes effect on January 1, 1994.

(3) **INTERPRETIVE CENTER IN FLORENCE COUNTY.** The repeal of section 20.370 (4) (mq) of the statutes takes effect on July 1, 1994.

(5) **MANAGED FOREST LANDS.** The treatment of section 77.82 (7) (c) of the statutes takes effect on April 1, 1994.

(5g) **SOLID WASTE FACILITY SITING BOARD FEE.** The treatment of sections 20.370 (2) (eg), 20.505 (4) (k) and 144.441 (7m) of the statutes takes effect on January 1, 1994.

SECTION 9444. Effective dates; public defender board.

(1) **TRANSCRIPT AND RELATED COSTS.** The treatment of sections 20.550 (1) (f), 809.30 (2) (c) 1 and 2 and 967.06 of the statutes takes effect on January 1, 1994.

SECTION 9445. Effective dates; public instruction.

(1) **MINIMUM STATE AID.** The treatment of section 20.255 (2) (bm) of the statutes and the repeal and recreation of section 121.07 (7) (a) of the statutes take effect on July 1, 1994.

SECTION 9447. Effective dates; regulation and licensing.

(2x) **ELIMINATION OF THE CEMETERY CONSUMER PROTECTION FUND.**

(a) **SECTION 9247 (2t)** of this act takes effect on the last day of the 6th month beginning after publication.

(b) The treatment of sections 25.17 (1) (at) and 25.85 of the statutes and the repeal of section 20.165 (1) (r) of the statutes take effect on the first day of the 7th month beginning after publication.

SECTION 9448. Effective dates; revenue.

(2) **CIGARETTE STAMPS.**

(a) The treatment of sections 100.30 (2) (c) 1, b., 139.32 (1), (5m), (6), (7), (8) and (9), 139.321 (title), 139.322, 139.395 and 139.44 (8) (intro.) of the statutes takes effect on the first day of the first month beginning after publication.

~~(b) The treatment of sections 139.30 (13), 139.32 (title) and (4) and 139.44 (1a) of the statutes and Section 9448 (1) of this act take effect on January 1, 1994.~~ **Vetoed in Part**

(3) **EXEMPTION FOR SALES BY THE DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION.** The treatment of section 77.54 (42) of the statutes takes effect on the first day of the 2nd month beginning after publication.

(4) **FUEL TAX COLLECTION.** The treatment of sections 78.005 (intro.), (1), (2), (3), (5), (6), (7), (8), (9), (13), (13m), (14), (15), (16), (17) and (18), 78.01 (1), (2) (title), (a), (b), (c), (d), (e) and (f), (2m), (2p), (2r), (2s) and (3), 78.015 (1) and (3), 78.02, 78.03 (title), (1), (2) and (3), 78.04, 78.05, 78.06, 78.07 (title), (1) (intro.), (a), (b) and (c), (2), (3) and (4), 78.08, 78.09, 78.10 (title), (1), (2), (4), (5), (6) and (8), 78.11 (1) (a) and (b), (2), (3) and (4), 78.12 (1), (2), (3), (3m), (4) and (5),

78.13, 78.14, 78.15, 78.16, 78.17, 78.18, 78.19, 78.21, 78.215, 78.22 (title), (1), (2) and (4), 78.39, 78.40 (1) and (2) (a), (b) and (c), 78.41, 78.42, 78.43, 78.44, 78.45, 78.46, 78.47, 78.48 (1), (2), (4), (5), (6) and (9), 78.49, 78.50, 78.51, 78.52, 78.53, 78.57 (9) (a) and (c), 78.58 (3) (a), 78.59 (2), 78.64, 78.65 (1), 78.66 (title), (1) and (2), 78.67, 78.68 (2) (intro.) and (9), 78.70 (1) (intro.), (2), (4) and (6), 78.71, 78.73 (1) (dm), (dr) and (e), 78.75 (1m) (a) to (e) and (2), 78.77 (1), (2), (3), (4) and (5), 78.78 (1) and (2), 78.80 (1), (2) and (3), 78.82, 78.84 and 341.45 (1) (a), (ag) and (b), (1g) (a), (2), (3) and (5) and subchapter I (title) and subchapter II (title) of chapter 78 of the statutes and the repeal of sections 78.02 (title), 78.06 (title), 78.45 (title) and 78.46 (title) of the statutes take effect on April 1, 1994.

(8) PUBLISHERS AND PRINTERS. The treatment of section 77.51 (18) and (22) (a) of the statutes takes effect on the first day of the 2nd month beginning after publication.

SECTION 9454. Effective dates; transportation.

(1) ABOLISHING THE OFFICE OF COMMISSIONER OF TRANSPORTATION. The treatment of sections 15.06 (1) (am), 15.465 (title) and (1), 20.155 (1) (title), (g) and (x), 20.395 (7) (title), (aq) and (ax), 20.505 (4) (q), 20.917 (2) (b), 20.923 (4) (e) 11, 25.40 (1) (a) (intro.) and (d) and (2) (b) 2e and 20g, 26.20 (3) and (10), 30.33 (1) and (2), 59.965 (2) (f) 3 and 4, 59.968 (4) (intro.), 66.06 (2), 66.061 (2) (a), 66.064, 66.065 (5) and (6), 66.068 (3), 66.07 (2), (3), (4), (5) and (7), 66.94 (30) (a), 71.38, 71.385, 84.001 (1m), 84.05, 84.13 (intro.) and (1), 84.30 (18), 84.31 (6) (a), 85.01 (2), 85.013, 86.001 (intro.), 86.073 (3), 86.12 (2), 86.13 (3), 86.16 (5), 86.195 (9) (b), 86.32 (1), 88.66 (2), 88.87 (4), 88.88 (2), 114.001 (2), 114.134 (4) (b) and (d), 114.135 (9), 114.20 (19), 175.05 (4) (b), 184.01 (1), 184.10 (3), 190.001 (1), 190.01 (3) and (4), 190.02 (6) and (9) (c), 190.03, 190.13, 190.16 (4) (a), (b) and (c) and (5), 191.001 (1), 191.01 (2), 191.03, 191.05, 191.07, 191.09 (1) and (2), 191.10 (1), (2) and (3), 191.11, 191.13 (2), 191.16, 191.17, 191.19 (1) and (3), 191.20, 191.21, 192.001 (1), (1c) and (2), 192.14 (10) and (12), 192.15 (14), 192.27 (1), 192.29 (1), (2) and (4), 192.31 (1), (2), (3), (4) and (5), 192.324, 192.327 (3), (4), (5), (6) and (7), 192.33 (5), 192.34, 192.47, 192.52 (3), (4) and (5), 192.53 (4), (5) and (6), 192.55 (5), 192.56 (1), (2), (3), (5) and (6), 194.01 (3m) and (9), 194.04 (3) (am), 194.11, 194.145 (title), (1), (2) and (3), 194.17 (1), 194.20 (1) and (2), 194.23 (1), (2), (3) (intro.) and (4), 194.24, 194.25 (3), 194.31, 194.34 (1), (2), (3) (intro.) and (4), 194.37 (1) and (3), 194.46, 195.001 (1), (1c) and (2), 195.03 (title), (1), (2), (7), (8), (9), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (25), (28) and (29), 195.04 (1), (2) and (3), 195.041, 195.042, 195.043 (1) and (2), 195.044 (1) and (2), 195.045, 195.046, 195.05 (title), (1), (2), (4), (5) and (6), 195.055, 195.06, 195.07 (1) and (2), 195.08 (2), (5), (7) and (9), 195.10, 195.15, 195.16, 195.17, 195.19 (1) and (3), 195.20, 195.21, 195.26, 195.27, 195.28 (1), (3) and (4), 195.285 (1), (2) and (3), 195.286 (2), (5) and (8), 195.29 (1), (2), (3), (4), (5), (6) and (7), 195.30 (1), 195.305, 195.31, 195.32, 195.33 (1), (3), (4)

and (5), 195.34, 195.36, 195.37 (1), (2), (3) and (4), 195.38, 195.45 (1), (2) and (4), 195.50 (1), 195.60 (title), (1), (2), (3), (4) (a), (b), (c) and (d), (5), (6) and (7) (intro.) and (b), 218.01 (1) (gm) and (x), (2) (bd) 2, (bf), (bm) 2. b. and (c) 2, (3) (a) 36. b., (b), (c), (f) 1, 2. (intro.) and 3, (fm) 1, 2. (intro.) and 3, (g) and (h), (3c) (c) and (d), (3r) (e) 1. a. and e., (5) (b) and (9) (a) 2, 218.11 (7) (a) and (b), 218.22 (4) (a) and (b), 218.32 (4) (a) and (b), 218.41 (4), (5) (b) and (8), 218.51 (5) (a) and (b), 226.025 (3), 227.01 (13) (s), 227.43 (title), (1) (bg) and (br), (2), (2m), (3), (4) and (5), 227.46 (2m), (3) (intro.) and (8), 230.08 (2) (L) 8, 340.01 (15c), 341.07 (1), 341.09 (2m) (d), 342.26, 343.305 (8) (b) 1 and (11), 343.33 (1), (2) and (3), 343.69, 344.02 (1), (2) and (3), 344.03 (1) and (2), 346.45 (3) (d), 347.43 (4), 348.20 (1), 348.25 (9), 552.23 (1) and 945.06 and chapter 189 of the statutes, the repeal and recreation of section 227.46 (2) of the statutes and the creation of sections 86.001 (1), (1m) and (2), 218.01 (5) (b) 2 and 3 and 227.43 (3) (b) of the statutes take effect on January 1, 1994.

(2) AUTOMATIC REINSTATEMENT ASSESSMENTS. The treatment of sections 25.40 (1) (ir), 59.20 (5) (b) (by SECTION 1579) and (8t), 59.395 (5) (by SECTION 1585), 66.119 (1) (b) 7. c. (by SECTION 1627) and d. (by SECTION 1629) and (c) (by SECTION 1631) and (3) (a) (by SECTION 1633), (b) (by SECTION 1635), (c) (by SECTION 1637) and (d) (by SECTION 1639), 66.12 (1) (b) (by SECTION 1641), 161.50 (1) (intro.), 343.21 (1) (j) and (3), 343.30 (4) (a) and (b), 343.345 (2), 343.39 (1) (a), 345.26 (1) (b) 1 (by SECTION 3214) and (2) (b) (by SECTION 3216), 345.36 (2) (b) (by SECTION 3218), 345.37 (1) (b) (by SECTION 3220), (2) (by SECTION 3222) and (5) (by SECTION 3224), 345.47 (1) (intro.) (by SECTION 3227), (b) (by SECTION 3229) and (c) (by SECTION 3231), (2) (by SECTION 3233) and (3) (by SECTION 3235), 345.48 (2) and (4), 345.49 (by SECTION 3239), 345.54, 345.61 (2) (c) (by SECTION 3242), 346.655 (1), 778.02 (by SECTION 3694), 778.03 (by SECTION 3696), 778.06 (by SECTION 3698), 778.10 (by SECTION 3700), 778.105 (by SECTION 3702), 778.13 (by SECTION 3704), 778.18 (by SECTION 3706), 800.02 (2) (a) 8 (by SECTION 3729) and (3) (a) 5 (by SECTION 3731), 800.03 (3) (by SECTION 3733), 800.04 (2) (c) (by SECTION 3736), 800.09 (1) (intro.) (by SECTION 3738), (a) (by SECTION 3740) and (c) and (2) (b) (by SECTION 3743), 800.10 (2) (by SECTION 3745), 800.12 (2) (by SECTION 3747), 814.60 (2) (aj), 814.63 (3) (aj), 973.05 (1) (by SECTION 3856) and (2) (by SECTION 3858) and 973.07 (by SECTION 3860) of the statutes and SECTION 9354 (1z) of this act take effect on July 1, 1993. If the date of publication of this act is later than June 30, 1993, the treatment takes effect retroactively.

(3p) RAIL ACQUISITIONS AND IMPROVEMENTS. The amendment of section 20.395 (2) (bu) of the statutes takes effect on July 1, 1994.

(4) DISABLED PARKING PRIVILEGES. The treatment of sections 340.01 (43g), 341.14 (1), (1a), (1e) (a), (1m), (1q) and (1r) (a), 343.51 (1) and (2) and 343.52

(2) of the statutes and the creation of section 343.51 (2) (c) of the statutes take effect on July 1, 1994.

(6) **MOTORCYCLE OPERATION.** The treatment of sections 343.06 (1) (c), 343.07 (4) (b) (intro.), 343.16 (1) (a) and (2) (cm) and 343.32 (4) of the statutes takes effect on January 1, 1994.

(7) **PERSONALIZED REGISTRATION PLATES.** The treatment of sections 341.12 (3) (a), 341.13 (1) (b) and (c), 341.14 (6r) (c) and 341.145 (1) (a), (b) and (c) of the statutes takes effect on January 1, 1995.

(8) **REPAIRED SALVAGE VEHICLE EXAMINATIONS.** The treatment of sections 25.40 (1) (ij), 110.22 and 342.07 (1) and (3) of the statutes, the amendment of section 20.395 (5) (cq) (by SECTION 367) of the statutes, the creation of section 342.07 (3) (b) of the statutes and SECTION 9354 (1d) of this act take effect on the first day of the 7th month beginning after publication.

(9) **SINGLE TRIP PERMIT FEES.** The treatment of section 348.25 (8) (a) 1, 2 and 2m and (c) of the statutes takes effect on September 1, 1993, or the day after publication, whichever is later.

(10e) **MOTOR CARRIER PERMIT FEES.** The treatment of sections 194.03 (4) and (5), 194.04 (1) (bd), (cb) and (cm), (2), (3) (a), (b) and (c) 1 and (4) (intro.), (a), (b), (c), (cm) and (cr), 194.09, 194.16, 194.32, 194.355, 194.38 (2) and 194.41 (1) of the statutes takes effect on January 1, 1994.

(11) **COUNTER SERVICE FEES.** The treatment of section 341.255 (2) (a), (b) and (c) of the statutes takes effect on February 1, 1994.

(12) **DRIVER LICENSE ABSTRACT FEES.** The treatment of sections 343.24 (2) (a), (b) and (c) and (2m) and 343.245 (3m) (b) of the statutes takes effect on February 1, 1994.

(13) **SUPPLEMENTAL TRANSIT OPERATING AIDS.** The treatment of sections 20.395 (1) (bu) and 85.20 (4m) (am) and (4s) of the statutes takes effect on January 1, 1994.

(13c) **LOCAL TRANSPORTATION AIDS.** The treatment of sections 20.395 (1) (aq), (as) and (at), 86.30 (1) (e), (f) and (g) and (2) (a) 1, 2. a. and b. and 3. (intro.) and a., (b) 1, 1r. (intro.) and a. and 2, (d) and (e) and 86.34 (2) of the statutes and the repeal of section 86.30 (9)

(a) and (2) (a) 3. b. of the statutes take effect on January 1, 1994.

SECTION 9456. Effective dates; university of Wisconsin system.

(2d) **MINORITY DOCTORAL STUDENT LOANS.** The repeal of section 20.285 (1) (jL) and (4) (cm) of the statutes and the repeal and recreation of section 36.42 of the statutes take effect on July 1, 1994.

(3b) **GRADUATE STUDENT FINANCIAL AID.** The treatment of ss. 20.285 (4) (b) (title) and 36.25 (14) (title) of the statutes takes effect on July 1, 1994.

SECTION 9457. Effective dates; veterans affairs.

(1d) **HEALTH CARE AND VIETNAM ILLNESSES GRANTS.** The repeal of section 45.351 (1) (a) and (1m) of the statutes takes effect on July 1, 1995.

SECTION 9459. Effective dates; other.

(1) **COST CONTAINMENT COMMISSION.**

(a) The amendment of 1991 Wisconsin Act 250, section 9125 (1) (a) takes effect retroactively to May 12, 1992.

(b) The repeal of 1991 Wisconsin Act 250, section 9125 (1) (c) takes effect retroactively to January 1, 1993.

(c) The treatment of section 20.488 of the statutes and the amendment of section 20.435 (1) (gm) of the statutes take effect on July 1, 1993. If the date of publication of this act is later than June 30, 1993, the treatment takes effect retroactively.

(2) **FIRE CALL REIMBURSEMENT.** The treatment of section 60.557 (2), 61.65 (8) and 62.13 (8) of the statutes and SECTION 9359 (1g) of this act take effect on July 1, 1994.

(3) **STATE FINANCIAL RESOURCES SUPPLEMENTATION.** The repeal of section 20.865 (1) (es), (jw) and (tw) of the statutes takes effect on July 1, 1995.

(3g) **COMMISSION FOR THE STUDY OF ADMINISTRATIVE VALUE AND EFFICIENCY.** The treatment of sections 16.40 (14) (by SECTION 88zg) and 20.505 (3) (a) (by SECTION 493n) and (g) (by SECTION 494b) of the statutes and the repeal of section 20.505 (3) (c) and (ga) of the statutes take effect on July 1, 1995.

Vetoed
in Part

93 WisAct 17

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1993 Assembly Bill 23

Date of enactment: August 19, 1993
Date of publication: September 2, 1993**1993 Wisconsin Act 17**

AN ACT *to repeal* 16.752 (7) (d); *to renumber* 16.752 (7) (a) and 16.752 (7) (b) and (c); *to amend* 16.752 (1) (e), 16.752 (7) (intro.) and 16.752 (8) (e); and *to create* 16.752 (7) (a) (intro.), 16.752 (7) (b) and 59.07 (152) of the statutes, relating to establishment by county governments of work centers for severely handicapped individuals and state procurement from such centers.

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

SECTION 1. 16.752 (1) (e) of the statutes is amended to read:

16.752 (1) (e) "Work center" means a charitable organization or nonprofit institution which is licensed under s. 104.07, and incorporated in this state or a unit of county government which is licensed under s. 104.07, and which is operated for the purpose of carrying out a program of rehabilitation for severely handicapped individuals and for providing the individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature, and which is engaged in the production of materials, supplies or equipment or the performance of contractual services in connection with which not less than 75% of the total hours of direct labor are performed by severely handicapped individuals.

SECTION 2. 16.752 (7) (intro.) of the statutes is amended to read:

16.752 (7) QUALIFICATION OF WORK CENTERS. (intro.) To qualify for participation under the program established under this section, a work center shall submit to the board, a copy of its license under s. 104.07 together with the following documents, transmitted by a letter signed by an officer of the organization work center:

SECTION 3. 16.752 (7) (a) of the statutes is renumbered 16.752 (7) (a) 1.

SECTION 4. 16.752 (7) (a) (intro.) of the statutes is created to read:

16.752 (7) (a) (intro.) In the case of a charitable organization or nonprofit institution:

SECTION 5. 16.752 (7) (b) and (c) of the statutes are renumbered 16.752 (7) (a) 2 and 3.

SECTION 6. 16.752 (7) (b) of the statutes is created to read:

16.752 (7) (b) In the case of a unit of county government, a copy of the ordinance or resolution of the county board of supervisors authorizing or directing the establishment of the work center.

SECTION 7. 16.752 (7) (d) of the statutes is repealed.

SECTION 8. 16.752 (8) (e) of the statutes is amended to read:

16.752 (8) (e) Comply with applicable occupational health and safety standards prescribed by the U.S. secretary of labor ~~or~~, the federal occupational health and safety administration or the department of industry, labor and human relations.

SECTION 9. 59.07 (152) of the statutes is created to read:

59.07 (152) WORK CENTERS. Operate a work center licensed under s. 104.07 to provide employment for severely handicapped individuals.

1993 Assembly Bill 95

Date of enactment: August 19, 1993
Date of publication: September 2, 1993**1993 Wisconsin Act 18**

AN ACT *to renumber* ch. 171; *to amend* 171.03; and *to create* subch. I (title) of ch. 171 and subch. II of ch. 171 of the statutes, relating to property in the possession of a museum or archives.

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

SECTION 1. Chapter 171 of the statutes is renumbered subchapter I of chapter 171.